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by

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49	Leslie A. Stull	Alliance	Farmer, Stockman	Dawes, Box Butte, Morrill, Sioux

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RULE 1–OFFICERS AND EMPLOYEES

A. Election of Officers

Section 1. Officers to be Elected. At the commencement of each regular session in odd-numbered years the Legislature shall nominate from the floor and elect by secret the following officers:

Speaker
Chairman of Committee on Committees
Chairman of Legislative Council
Vice-Chairman of Legislative Council

Before the ballot is taken each person so nominated may make a public statement to the Legislature indicating what the Legislature may expect from him or her in the area of the responsibility of such office.

Sec. 2. Officers to be Approved. In addition, the Legislature shall consider for approval the recommendations of the Executive Board of the Legislative Council for the following officers:

Chief Clerk of the Legislature
Assistant Clerk of the Legislature
Sergeant-at-arms
Chaplain

Officers and employees recommend by the Executive Board. 50-111, R. S. Supp. 1969.

Sec. 3. Voting on and Removal of Officers. (a) A majority vote of the elected members shall be required for the election of all officers of the Legislature. All officers shall hold their office until a successor is chosen or they are removed.

(b) Any officer of the Legislature may be recalled upon a two-thirds majority vote of the members elected to the Legislature provided no such recall shall be voted on until five legislative days after the motion to do so is placed on the Journal. The vacancy thus created shall be filled by a majority vote of the members.

Sec. 4. Officers Oath. Each permanent Officer shall take an oath to support the Constitution of the United States, and the Constitution of the State of Nebraska, and to discharge faithfully the duties of his office according to the best of his ability.

B. Presiding Officer

Sec. 5. President of Legislature. The Lieutenant Governor shall preside as President of the Legislature. The Speaker shall serve as acting President and preside when the Lieutenant Governor shall be absent, incapacitated or shall act as Governor. *Const. Art. III, Sec. 10.* All references herein made to the President shall be construed as meaning also the Speaker whenever he may preside.

Sec. 6. Presiding Officer, Order in Designating. In the absence of both the Lieutenant Governor and the Speaker, the order of the presiding officer of the Legislature shall be as follows:

Chairman of the Legislative Council
Chairman of the Committee on Committees
Chairman of Committee on Judiciary
Chairman of Committee on Government and Military Affairs
Chairman of Committee on Appropriation
Chairman of Committee on Revenue
Chairman of Committee on Education
Chairman of Committee on Banking, Commerce and Insurance
Chairman of Committee on Public Works
Chairman of Committee on Agriculture and Recreation
Chairman of Committee on Public Health and Welfare
Chairman of Committee on Miscellaneous Subjects
Chairman of Committee on Labor
Chairman of Committee on Urban Affairs.

Sec. 7. Powers of Presiding Officer, Restrictions. All the powers herein conferred on the President shall be exercised by the presiding officer, except the authority to sign bills or resolutions passed by the Legislature.

Const. Art. III, Sec. 14. Addressing the chair see Rule 2, Sec. 7, page 8.

Sec. 8. Alternate Presiding Officers. The President may name any member to perform the duties of the presiding officer, but such delegation shall not extend beyond adjournment. When possible the order for delegation of the presiding officer shall be as set forth in Sec. 6, supra.

Sec. 9. Convening of Legislature, Quorum. The President shall take the chair each legislature day at the hour to which the Legislature shall have adjourned at the last sitting. He shall call the Legislature to order, and a quorum being present, shall proceed in the manner and order prescribed by these rules. A majority of the members elected to the Legislature shall constitute a quorum.

Const. Art. III, Sec. 10.

Sec. 10. Absence of quorum. If the President finds that a number less than a quorum is present, he shall so state, and a majority of the members present, if five in number, may compel the presence of all members subject to a call of the Legislature.

Sec. 11. Order and Decorum. The President shall preserve order and decorum, and in case of disturbance or disorderly conduct in the galleries, or in the lobby, may cause the same to be cleared.

Consent to enter chambers Rule 2, Sec. 3, page 7.

Sec. 12. President Decide Order of Speaking. The President may speak to a point of order in preference to members, and shall decide the questions or order, subject to an appeal to the Legislature by any member; on which appeal no member may speak more than once, unless by leave of the Legislature. A majority of the elected members may overrule the chair.

Sec. 13. Signing of Bills and Resolutions. The President shall sign, in the presence of the Legislature, while the same is in session and capable of transacting business all bills and resolutions passed by the Legislature. *Const. Art. III, Sec. 14.* All writs, warrants and supoenas issued by order of the Legislature shall be under his hand and seal, and attested to by the Clerk. *(Only Lieutenant Governor or Speaker may sign bills).*

Const. Art. III, Sec. 14.

Sec. 14. Lieutenant Governor Voting When. The Lieutenant Governor, when presiding, shall vote only when the Legislature is equally divided.

Const. Art. III, Sec. 10.

C. Speaker

Sec. 15. Speaker, Presiding, Privilege. The Speaker shall preside over the Legislature at such times and circumstances as is above set forth. He shall be privileged to speak at any stage of proceedings at any time incident to the duties and responsibilities of his office.

Distribution of material by Clerk, Rule 2, Sec. 3f, page 8.
Excuse attendance at committee hearing see Rule 2, Sec. 4, page 8.
Power to refer bill back to committee Rule 6, Sec. 2g, page 23.

Sec. 16. Report Order of Bills. The Speaker shall report to the Legislature the order in which bills and resolutions shall be considered on General File. His orders are final unless changed by a majority vote of the elected members of the Legislature. General appropriation bills shall be given precedence over all other bills.

For motions to expedite see Rule 6, Sec. 2, page 24.

D. Clerk of the Legislature

Sec. 17. Duties, Journal, Report on Employees. (a) The Clerk of the Legislature shall have the responsibility to supervise employees once they are hired.

(b) The Clerk of the Legislature shall print no paper or document, except bills and the daily journal, unless authorized by a majority vote of the elected members of the Legislature, or by the Executive Board.

Preprinting of bills see Rule 5, Sec. 3, page 19.

(c) The Clerk of the Legislature shall make a detailed and itemized report to the Legislature each month, concerning the number of employees, and the amount paid for their services, especially setting out the amount of regular time and overtime, and to whom paid.

(d) The Clerk of the Legislature shall have general charge, except as may be provided by law or by rule, of such parts of the Capitol and its passages as are or may be set apart for the use of the Legislature and its officers and employees.

(e) No communications or letters shall be read by the Clerk of the Legislature unless authorized by the Speaker or the Reference Committee.

Distribute material, when authorized Rule 2, Sec. 3f, page 8.
Fiscal notes, attach to bills Rule 5, Sec. 6d, page 21.

Sec. 18. Journal, Governor's Messages, Amendments. (a) The Clerk shall prepare a daily journal of the proceedings of the Legislature, which shall be printed and placed each day upon the desks of the members; and the presiding officer shall call in the regular order of business for corrections thereof. After corrections, if any, are made, the journal shall stand approved without motion.

See Rule 7, Sec. 1b, page 28 for order.

(b) The Clerk shall enter in the daily journal messages of the Governor in full; titles of bills; every note, including the yeas and nays, and a brief statement of the contents of each resolution, petition, and memorial or other paper presented for the consideration of the Legislature.

Const. Art. XVI, Sec. 1.

(c) Only adopted amendments shall be entered in the daily journal. The hour at which the Legislature adjourns shall be entered in the daily journal.

(d) In the consideration of bills on General or Select File, amendments offered but not adopted shall not be entered in the journal except where a record vote is demanded.

(e) Additional copies of the daily journal, to be mailed at his direction shall be supplied for the use of each member, in such manner as shall be provided by the Legislature.

(f) The bound journal of the session shall be prepared from the corrected daily journal.

(g) A verbatim record of all debate and questions on all bills and resolutions, and amendments offered thereto, shall be made, transcribed and preserved, under the direction of the Clerk.

(h) A list of lobbists who are registered shall be set forth in the journal.

Ref. R.R.S. 50-310.

Sec. 19. Assistant Clerk, Duties. The Assistant Clerk shall, in the absence of the Clerk, be authorized to exercise all of the duties herein prescribed for the Clerk of the Legislature, including the signing of those papers which may require the signature of the Clerk of the Legislature.

E. Other Offices

Sec. 20. Sergeant at Arms. (a) The Sergeant-at-arms shall attend the Legislature during its sittings, to execute the commands of the Legislature from time to time, together with all such processes issued by authority thereof as shall be directed to him by the presiding officer, and shall enforce strictly the rules as they relate to privileges of the Legislative Chamber.

(b) The Assistant Sergeant-at-arms shall assist the Sergeant-at-arms and in the absence of the latter, shall perform all of the duties herein prescribed for the Sergeant-at-arms.

(c) Such other security guards as may be necessary shall be under the direction of the Speaker.

Compel attendance at committee hearing Rule 2, Sec. 4, page 8.

Sec. 21. Chaplain. The Chaplain shall attend and shall open with prayer each day's sitting of the Legislature.

Sec. 22. Other Employees, Hiring of. The Executive Board of the Legislative Council shall hire and determine the salary of all other employees of the Legislature, subject to approval by the Legislature. All employees shall be selected without regard to political party affiliation.

R. R. Supp. 50-111. Ref. Rule 5, Sec. 10, page for change of compensation.

For Fiscal Analyist see Rule 5, Sec. 6, page 20.

RULE 2–RULES OF PROCEDURE

Section 1. Rules; Matters Not Covered. These rules shall govern the Legislature. In all matters not covered herein, the Legislature shall decide as to the procedure to be followed, the same to require the concurrence of a majority of the elected members.

Overruling the chair Rule 1, Sec. 12, page 3.

Sec. 2. Rules; Suspension; Amendment. These rules may only be suspended by a four-fifths majority of the elected members by a machine vote, and may be amended by a three-fifths majority vote of the members elected; Provided, any proposed amendment must first be referred to the Committee on Rules for consideration and report.

Sec. 3. Chambers; Guests; Distribution of Material. (a) The floor of the Legislative Chamber shall consist of that part of the Legislative Chamber forward from the row of desks or dividing line back of the last row of Senators including the space under the balcony on either side adjacent thereto, or any other space designated by the Legislature or the Executive Board thereof.

(b) No person shall be admitted to the floor of the Legislature, as described in this rule, except the following:

(i) Members of the Legislature and their immediate families, officers and employees.
(ii) Reporters of regularly accredited newspapers and Broadcasting stations.

(c) The Governor, state officers, former legislators and other distinguished visitors may be admitted to the floor upon permission from the chair.

State officials appearing before committees Rule 3, Sec. 6, page 11.

(d) No one shall be permitted to be seated beside members of the Legislature except members of their immediate families upon permission from the chair. When bills are being read on Final Reading, no one shall be permitted to be seated beside members of the Legislature.

(e) No person, other than those hereinbefore excepted, shall be admitted to the members' cloak room or post office, unless accompanied by a member.

(f) No printed or written material of any nature may be placed on the desks of the members or distributed to them in the Legislative Chamber, unless such material clearly indicates on its face the person responsible for its distribution. The distribution must be approved by at least one member of the Legislature. The Speaker may authorize the Clerk to distribute material prepared by state agencies.

(g) Members shall remain in their seats during the Final Reading of a bill and until the vote thereon has been announced, except when excused by the President.

Sec. 4. Attendance at Sessions. (a) Every member shall be present within the Legislative Chamber during the meetings of the Legislature and shall attend the regular meeting of the standing committee of which he is a member, unless excused by the Legislature, the Speaker, or the Committee Chairman. Members who have been excused by the Legislature or the Speaker shall notify their committee chairman that they will be absent.

(b) The presence of any member may be compelled, if necessary, by sending the Sergeant-at-arms, or such other person or persons as the membership present may authorize, at the expense of such absent member, unless such excuse for nonattendance is made as the Legislature may judge sufficient; and in that case the expense shall be paid out of the contingent fund.

Sec. 5. Absent Members, Explanation of Vote. Absent members may have inserted into the journal how he would have voted had he been present.

Sec. 6. Expulsion of Members. No member shall be expelled except by a vote of two-thirds of all members elected to the Legislature, and no member shall be twice expelled for the same offense.

Const. Art. III, Sec. 10.

Sec. 7. Senator Desiring to Speak. (a) When a member desires to speak in debate or to deliver any matter to the Legislature, he shall rise from his seat and respectfully address himself to "Mr. President." A member shall speak only when recognized and shall confine himself to the question before the Legislature.

(b) No member shall interrupt the business of the Legislature nor speak to another who has the floor, except when he may yield to a question. No member shall rise to a question of privilege for the introduction of guests while a member is speaking. Visitors may be introduced only upon written notice to the presiding officer, who shall then recognize the introducer at a proper time. No member shall use profane or abusive language when speaking to or about another member.

Sec. 8. Transgression of Rules; Call Member to Order. If any member, in speaking or otherwise, transgresses the rules of the Legislature, the presiding officer shall; or any member may, call him to order, in which case he shall immediately sit down, unless permitted on motion of another member to explain, and the Legislature shall, if appealed to, decide the case without debate. If the decision be in favor of the member called to order, he shall be at liberty to proceed, but not otherwise; and if the case requires it, he shall be liable to censure or such punishment as the Legislature may deem proper.

Sec. 9. Words Excepted To. If a member is called to order for words spoken in debate, the member calling him to order shall indicate the words excepted to, and they shall be taken down in writing at the Clerk's desk and read aloud to the Legislature; but he shall not be held to answer, nor be subject to the censure of the Legislature therefore, if further debate or other business shall have intervened.

Sec. 10. Time Limit on Speaking. No member shall speak more than twice, nor for more than ten minutes on each occasion, upon any one question in debate during the same legislative day, without leave of the Legislature, except in explanation, unless he be the mover, proposer or introducer of the matter pending, in which case he shall be permitted to speak in reply, but not until every other member choosing to speak shall have spoken.

RULE 3—COMMITTEES

Section 1. Standing Committees Defined. All committees with regular meeting times shall be identified as Standing Committees. The membership of all Standing Committees shall be appointed at the beginning of each session beginning in odd-numbered years and shall continue until the regular session in the next subsequent odd-numbered year.

Sec. 2. Standing Committees, Permanent. The Standing Committees and the number of members shall be as follows:

Agriculture and Recreation	8 members
Appropriations	9 members
Banking, Commerce and Insurance	8 members
Education	8 members
Government and Military Affairs	8 members
Judiciary	8 members
Labor	7 members
Miscellaneous Subjects	8 members
Public Health and Welfare	7 members
Public Works	8 members
Revenue	8 members
Urban Affairs	7 members

The Speaker shall not be a regular member of any standing committee.

All committee members shall be nominated by the Committee on Committees in such manner as it hereafter set forth.

See Rule 3, Sec. 18, page 14, for Committee on Committees
Budget—Governor's Bill, introduction. Rule 5, Sec. 7, page 22.

Sec. 3. Chairman, Vice Chairman. (a) The Chairman of each committee shall be as designated by the Committee on Committees.

(b) Each standing committee shall elect from its membership a vice-chairman to serve in the absence of the chairman.

Sec. 4. Meeting Times. Standing committees shall meet at 2:00 p.m., unless otherwise ordered by the Legislature. Any Committee Chairman before deciding not to hold committee meetings or a committee meeting on an assigned day, must receive permission from the Reference Committee.

Reference Committee See Rule 3, Sec. 21, page 16, infra.
Excuse from attendance See Rule 2, Sec. 4, page 8.

Sec. 5. Public Hearing, Notice. Before taking final action on a bill or resolution, a committee shall hold a public hearing thereon and shall give at least seven calendar days' notice, after the bill shall have been printed, by publication in the Legislative Journal, of the date and time of said hearings. No bill, having been set for public hearing, shall be withdrawn, nor the hearing canceled, within seven calendar days of the date set for said public hearing.

Reference of Bill to Committee See Rule 3, Sec. 21, page 16.
Withdrawal of bills before hearing. See Rule 5, Sec. 11, page 22.

Sec. 6. State Officials Appearing Before Committees. State officials and department heads, or their designee, may appear before any legislative committee provided written notice of such appearance is given the committee chairman prior to said hearing.

State officials appearing on chamber floor See Rule 2, Sec. 3, page 7.

Sec. 7. Executive Sessions, Press. Members and reporters of regularly accredited newspapers, press associations, and radio and television stations shall be admitted to executive sessions of the standing committees, and such reporters and members of such committees shall respect as confidential the discussions of the other members of any standing committee.

Privilege of press on floor See Rule 2, Sec. 3b, page 7.

Sec. 8. Consideration and Correlation of Bills. Standing committees shall consider and report without unnecessary delay all bills and resolutions referred to them. Standing Committees shall be authorized to combine and to correlate the provisions of different bills referred to them and related to the same subject under the number of one of the correlated bills, and may, before taking final action on any bill, adopt amendments thereto; for the consideration of the Legislature.

The chairman of each committee shall take into consideration the importance, need for, and passage of the bills referred to his committee and set the bills for hearing accordingly.

Review of workload by Committee on Committees Rule 3, Sec. 18f, page 14.

Sec. 9. Debate before Committees. Each standing committee shall keep a record of its proceedings. Any two members of the committee may demand a roll call upon the reporting of any bill, or upon amendments thereto. The vote so taken shall be made a part of the committee report, and shall be entered in the daily journal.

Sec. 10. Request from Committee, Bills Held. (a) Except for the general appropriation bills necessary for the support of the state government for the biennium, the Legislature may, by vote of a majority of the elected members, request a report from any standing committee at any time after said committee shall have been in possession of a bill or resolution for twenty legislative days.

(b) Any Senator may move that a bill be placed on General File twenty days or more after the committee hearing, and by a vote of a majority of the elected members, said bill shall be placed on General File.

(c) Any time the introducer of a bill attempts to take a bill from committee to be placed on General File, the bill shall stand Indefinitely Postponed if the motion fails to receive a majority vote of the members elected to the Legislature.

Sec. 11. Report of Bill to Legislature. In reporting bills to the Legislature, whether with or without amendments, a standing committee shall, by vote of a majority of its members, recommend that the bill be placed on General File or that the bill be Indefinitely Postponed. Such action shall be taken at regularly schedule committee meetings only. A report on a bill or resolution must be made to the Legislature within eight calendar days after the committee has acted upon the particular measure. No bill shall be reported by the committee to be placed on General File unless the amendments, if any, are approved as to form and draftsmanship by the bill drafter.

Sec. 12. Indefinitely Postponed Bills. If the standing committee report on a bill be to postpone indefinitely, the bill shall stand Indefinitely Postponed; Provided, that such bill may be placed on General File or referred back to the standing committee by a majority vote of the elected members upon motion made within three legislative days after the committee makes its report to the Legislature, or by a two-thirds vote of the elected members upon motion made more than three legislative days after such committee report. Not more than one bill shall be raised from committee on any one motion. A motion to raise cannot be amended to include any other bill or subject matter. A motion to raise must be disposed of by the Legislature within five legislative days after making the same or it shall be deemed defeated. Consideration of motions pending shall be included in the regular order of business following resolutions.

Sec. 13. Statement of Intent. Each standing committee shall, when reporting a bill, submit therewith a brief statement of the main purpose of the bills, and, if recommended to General File, a copy of all amendments recommended by the committee. Such statement shall give the committee's reason for so reporting. A minority view, signed by whoever proposed it may also be given. Copy of amendments shall be furnished to the members. On a motion to report the bill to the floor the majority report shall reflect the voting record of each Senator.

Sec. 14. Temporary Appointments. (a) When a member is unable to serve, the chairman of such committee after a majority vote of the remaining members shall request to fill such vacancy or vacancies. The request shall be made to the Committee on Committees and such Committee shall appoint either the Speaker, or a member from a regular standing committee having eight members to fill such vacancy or vacancies.

(b) A temporary appointment may be made by the Chairman of the Committee on Committees for only one day when requested by a chairman of a regular standing committee which lacks a quorum. When a member is appointed from an eight-member committee the consent of the member to be appointed shall first be obtained. The temporary appointee shall have the right to vote only on the bill or bills that actually have been heard by the appointee and provided that the vote is taken on such bills on the day the bill or bills are heard. When such appointment is made in case of an incapacitated member or members, such appointee shall cease to be a member of such committee upon the return of the incapacitated member for whom he was appointed.

Sec. 15. Select Committees, Defined. All permanent committees without a regular meeting time shall be identified as select committees. The members of all select committees shall be appointed by the Committee on Committees unless otherwise provided for by statute or rule.

Sec. 16. Select Committees, Named. The permanent select committees shall be as follows:

Committee on Committees	13 members
Enrollment and Review	1 member
Intergovernmental Cooperation *R R S 81-816*	5 members
Reference	5 members
Rules	5 members
Nebraska Retirement Systems Advisory Committee *R R S 50-416*	5 members

Rules Committee, Review of Amendment to Rules 2-2-7.
Committees on Committees, see Rule 3, Sec. 18, page 14.
Nebraska Retirement Systems Advisories, Rule 3, Sec. 20, page 16.
Reference Committee, see Rule 3, Sec. 21, page 16.

Sec. 17. Investigating Committees. The Committee on Committees may appoint other select committees when authorized by the Legislature. No investigating committee of the Legislature shall be created except by resolution which shall set forth, with supporting statements, the reasons for and the purposes of the investigation, and no committee thus established shall function except during the interim between legislative sessions.

Sec. 18. Committee on Committees. (a) At the commencement of each session, the Legislature shall elect a Committee on Committees to consist of thirteen members, one at large who shall be chairman, and three from legislative district Nos. 1, 2, 25 through 33, 37 and 46; three from legislative districts Nos. 3 through 14 and 20; three from legislative districts Nos. 15 through 19, 21 through 24, 34 and 35; and three from legislative districts 36 through 49 with the exception of 37 and 46.

(b) The Committee on Committees by a majority vote of all of its members, shall recommend to the Legislature for its approval appointments to the standing and select committees, each with the number of members as set forth, unless otherwise provided for herein or by statute.

(c) Committee on Committees shall publish a schedule of regular standing committee meetings, in such manner as to avoid, as far as possible, conflicts in the assignment of members to such committees.

(d) All nominations made to the Legislature by the Governor, requiring conformation by the Legislature, shall be referred to the Committee on Committees, and the same procedure shall be followed as governs the handling of other matters before standing committees, unless the Legislature shall otherwise direct by unanimous vote.

(e) The Chairman of the Committee on Committees shall daily report the number and identity of any bills held by a committee when said committee has taken action on said bill more than eight days prior thereto. Said report shall be set forth in the Journal.

(f) The Committee on Committees shall have authority to call before it a committee chairman, and discuss the workload of said committee. They shall hear and dispose of all written complaints filed with said committee by a Senator against any committee chairman. The Committee on Committees shall conduct said hearing in accordance with its own rules.

Sec. 19. Enrollment and Review. (a) The Chairman of Enrollment and Review shall be in order at any time in reporting bills which have been engrossed for Final Reading and passage. In the absence of the Chairman, the Vice-Chairman of the Judiciary Committee shall assume the duties of the Chairman of Enrollment and review Committee.

(b) The bill drafting service shall have supervision of and provide legal services for Enrollment and Review Committee.

(c) The Chairman of Enrollment and Review shall have authority, without being required to include the same specifically in his reports and recommendations to the Legislature, in accord with accepted usage:

i To correct the spelling of words, to correct erroneous division and hyphenation of words, to capitalize or decapitalize words, and to change numbers from words to figures or from figures to words, in new and independent acts, in the new matter of amendatory acts, in standing committee reports, and in General File, Select File and specific amendments.

ii To underscore or remove underscoring, as the case requires, in standing committee reports and in General File, Select File and specific amendments.

iii When an amendment to add the emergency clause is adopted on Select File which does not spell out the standard emergency clause and make the necessary change in the title, the Chairman of Enrollment and Review shall also have the authority to add to the engrossed bill the standard emergency clause, assigning to it the appropriate section number, and make the necessary change in the title as a matter of course without including such action in his reports and recommendations to the Legislature or making any special record thereof.

Refer Rule 7, Sec. 3c, page 30, for amendments to title.
Refer Rule 5, Sec. 9, page 22, for engrossment of bill.

Sec. 20. Nebraska Retirement Systems Advisory Committee. The Nebraska Retirement Systems Advisory Committee together with the chairman of the Appropriations Committee shall function during each legislative session as a select committee of the Legislature, shall have jurisdiction over all bills proposing new or amending existing retirement systems of the state and its political subdivisions. All rules of procedure and operation of the standing committees shall apply, except as to a date certain for holding hearings.

Reference RRS 50-416

Sec. 21. Reference Committee. The Executive Board shall constitute the Reference Committee. The Reference Committee shall review each bill and resolution and either refer the bill to a standing committee, to General File or retain the bill in the reference committee. Any bill so retained shall be reported as Indefinitely Postponed unless by a majority vote of the elected members the bill be placed on General File. Such motion to place said bill on General File notwithstanding the action of the Reference Committee must be made within fifteen legislative days after the bill has come into possession of the Reference Committee. Bills so Indefinitely Postponed shall not be printed.

Those placed on General File will be bracketed for five calendar days, and if one seantor requests a public hearing on one or more of these bills, they will then be referred to a committee. Bills on General File for which public hearings have not been requested will be handled as all bills on General File.

Reference of Resolutions. Rule 4, Sec. 10, page 18.

Sec. 22. Objection to Reference of Bills. Any member may object to the reference of any bill or other proposition, and correction in case of error in reference may be made by the Legislature on any Legislative day, immediately following corrections of the daily journal, by unanimous consent, or by the vote of a majority of the elected members.

RULE 4–RESOLUTIONS AND MEMORIALS

Section 1. Identifications. A resolution shall be designated as Legislative Resolution___.

Sec. 2. When Considered as a Bill. Resolutions which propose amendments to the state constitution, propose the ratification of amendments to the federal constitution, provide for the grant of money out of any fund, or require the approval of the Governor, shall be considered and adopted in the same manner as bills.

Const. Art. III, Secs. 13, 14; Art. XVI, Sec. 1.

Sec. 3. Study Resolution. Resolutions which propose that studies be made by the Legislative Council shall be first referred to the Executive Board of the Legislative Council, this Board to submit a report with each resolution recommending that the proposed study be made or rejected.

Ref. RRS 50-404

Sec. 4. Consideration of Resolutions. All other resolutions, except by the unanimous consent of the members present and voting, shall lie over for consideration until the next legislative day.

Sec. 5. Hearing before Committee. When called for consideration on the next legislative day after its introduction, any such resolution shall be referred to the proper standing committee, if as many as five members object to its consideration at that time.

Sec. 6. Votes Required for Adoption. The vote of a majority of the elected members shall be required for the adoption of any such resolution.

Sec. 7. If the standing committee report on a resolution be to postpone indefinately the resolution shall stand Indefinitely Postponed; Provided; that such resolution may be considered by the members of the Legislature or referred back to the standing committee by a majority vote of all the elected members upon motion made within three legislative days after the committee makes its report to the Legislature, or by a two-thirds vote of all elected members upon motion made more than three legislative days after such committee report. Not more than one resolution shall be raised from committee on any one motion. A motion to raise cannot be amended to include any other resolution or subject matter.

For public hearing see Rule 3, Sec. 5, page 11.

Sec. 8. Printing. The Clerk shall have resolutions printed only when directed by the Legislature or by the Speaker.

Sec. 9. Reference of Petitions to Committees. Every petition, memorial, or other paper shall be referred to the proper committee without putting a question for that purpose, unless the reference be objected to by a member at the time such petition, memorial or other paper is presented, in which case the Legislature shall decide the question of reference.

Sec. 10. Explanations of Memorial. Before any petition or memorial addressed to the Legislature is received and read at the table, whether the same be presented by the presiding officer or a member, a brief statement of the contents of the petition or memorial may be verbally made by the introducer.

RULE 5–BILLS–GENERAL PROVISIONS

Section 1. Drafting of Bills. The bill drafter shall prepare all bills and amendments in proper form when requested by members of the Legislature or heads of executive departments. No bills or major amendments shall be introduced or considered unless the same has been approved as to form and draftsmanship by the bill drafter. The bill drafter shall make available a continuing compilation of sections to which amendments are proposed so as to reduce unnecessary duplication of bills. After January 1 of each year for which there is a regular session no bill shall be drafted by the bill drafter unless requested or authorized by a member of the legislature.

Sec. 2. Content and Form of Bills. (a) A bill shall be designated as Legislative Bill No. .

Style Const. Art. III, Sec. 13.

(b) No bill shall contain more than one subject, and the same shall be clearly expressed in the title. No law shall be amended, unless the new act contains the section or sections as amended, and the section or sections so amended shall be repealed.

Const. Art. III, Sec. 14.

(c) An amendatory bill or constitutional provision shall be so prepared and printed as to show the new matter proposed, old matter to be retained, and old matter to be omitted from the Statutes or Constitution.

Sec. 3. Revisor Correctional Bills, Pre-Printing. (a) Preceding each legislative session, the Chairman or any member of the Executive Board of the Legislative Council, or if the Executive Board so requests, the Senator who, in the preceding session served as Chairman of the Judiciary Committee, shall sign as introducer the Revisor of Statutes correctional bills. The Clerk of the Legislature shall number these bills consecutively beginning with number 1 and shall show the committee reference to be to General File. The Clerk of the Legislature shall have these bills printed before the convening of the next regular session.

(b) In addition to causing to be printed the revisor bills the Clerk shall number and cause to be printed all bills delivered to him by the executive board, provided said Board has referred said bills to a standing committee. No bill so printed shall be withdrawn until after the Legislature convenes.

Sec. 4. Introducers Signing Bills. Members shall introduce only such bills as they are willing to endorse and support personally. Not more than three Senators shall sign any single bill; Provided that, this limitation shall not apply to committee bills, to Legislative Council bills, and to Revisor of Statutes corrective bills. The name of each introducer shall be followed by his legislative district. Any additional signers shall be by the suspension of the rules with a machine vote, and cannot be made by a unanimous consent motion.

Sec. 5. Introduction of Bills, Twenty Day Limitation. (a) No bill shall be introduced after the twentieth legislative day, except upon recommendation of the Governor, or by a majority of the members of a standing committee whose names shall be affixed to the bill and approved by a vote of three-fifths of the elected members of the Legislature.

(b) Before an individual member may apply to a committee for introduction of a bill, he must first submit the bill to the Reference Committee. The Reference Committee shall determine which committee of the Legislature the subject of the bill is germane to. The bill shall then be submitted to the committee designated by the Reference Committee. A standing committee shall not recommend a bill for introduction unless the subject matter of the bill is germane to the subjects assigned to such committee.

(c) A copy of intent of a bill recommended for introduction by a committee must be placed on each member's desk before such introduction of bill is voted upon.

Sec. 6. Fiscal Analyist. (a) A copy of every bill introduced shall be transmitted by the Clerk to the Legislative Fiscal Analyst. The Legislative Fiscal Analyst shall review each bill and make an estimate of the anticipated change in state expenditures or revenue under the provisions of the bill. The Legislative Fiscal Analyst shall prepare a statement to be known as a fiscal note to be attached to each bill prior to its public hearing by a committee, or its first consideration on General File if the bill referred directly to General File. The fiscal note shall set forth the fiscal impact of the bill as determined by the Legislative Fiscal Analyst. No bill which has a fiscal impact of more than five thousand dollars shall be heard by a committee or considered on General File unless the fiscal note is attached.

(b) In determining the fiscal impact of any bill, the Legislative Fiscal Analyst shall request the appropriate department or other entity of state government which will be affected by the bill to prepare the fiscal note within five calendar days.

(c) The Legislative Fiscal Analyst shall review the fiscal note prepared by the department or other entity, and shall also request a review of such fiscal note by the Budget Division of the Depatment of Administrative Services. The statement by the Budget Division of the Department of Administrative Services shall be attached to and become a part of the fiscal note. The Legislative Fiscal Analyst shall include in the fiscal note any exceptions to the conclusions of the department or other entity and of the budget Division of the Department of Administrative Services.

(d) The fiscal note shall be delivered by the Legislative Fiscal Analyst to the Clerk within ten calendar days of receipt of a copy of the bill for analysis. The Clerk shall attach the fiscal note to the bill and to all copies prepared for members.

(e) When amendments to a bill are adopted by a committee or the Legislature, and such amendments would change the fiscal impact of the bill, the appropriate changes shall be made in the fiscal note.

(f) When the Legislative Fiscal Analyst determines that the fiscal impact of a bill will be less than five thousand dollars, it shall not be necessary to prepare a detailed fiscal note, and the fiscal note may merely state this fact.

(g) When any bill proposed adoption of a new program for which a appropriations bill for the purposes of funding the provisions of such bill shall be prepared from the information contained in the fiscal note. Such appropriations bill shall be introduced by the introducer of the original bill, shall bear the number of the original bill with the letter "A" added (for example LB 1A), and shall accompany the original bill through all stages of the legislative process.

(h) The note shall be factual in nature, as brief and concise as may be, and shall if possible provide a reliable estimate in dollars and, in addition, it shall include both the immediate effect and, if determinably or reasonably foreseeable, the long range effect of the measure. If, after investigation, it is determined that no dollar estimate is possible, the note shall contain a statement to that effect, setting forth the reasons why no dollar estimate can be given.

(i) No comment or opinion shall be included in the fiscal note with regard to the merits of the measure for which the note is prepared; however, technical or mechanical defects may be noted.

(j) The subject matter of bills submitted to boards, commissions, departments, agencies or other entities of the state by the Fiscal Analyst shall be kept in strict confidence by said agencies and by the Office of

Fiscal Analyst together with the content of the fiscal note itself and no information relating thereto shall be divulged by any official or employee prior to its introduction in the Legislature.

Ref. R.R.S. 50-418 for creation of position

Sec. 7. Governor's Budget Bills. Any budget or appropriation bill prepared for the Governor shall be shown as introduced by the Budget Committee at the request of the Governor.

Sec. 8. Reading Title of Bills, Printing. Every bill and resolution shall be read by title when introduced, and a printed copy thereof provided for the use of each member, and the bill and all amendments thereto shall be printed and read at large before the vote is taken upon its final passage.

Const. Art. III, Sec. 14.

Sec. 9. Engrossment of Bills. All bills, before being advanced to Final Reading and passage, shall be engrossed, and copies thereof showing new and stricken matter shall be made available to members.

Sec. 10. Expenditure of Legislative Funds. It shall require the vote of a majority of the members elected to expend money by the Legislature or to change the compensation of any officer or employee.

For Salaries of employees see Rule 1, Sec. 22, page 6.

Sec. 11. Withdrawl of Bills. No bill, having been introduced, may be withdrawn except upon motion of the first introducer with the consent of his co-introducers. Such motion, when made, shall not be considered prior to the next succeeding legislative day, and, for its adoption, shall require the affirmative vote of a majority of those voting upon the question.

Ref. Rule 3, Sec. 5, page 11 for withdrawal of bills set for hearing.

Sec. 12. Division of Bills, Prohibited. No bill shall be divided into two or more bills.

RULE 6–BILLS–STAGES OF CONSIDERATION

Section 1. Introduction of Bills. Bills shall be numbered by the Clerk of the Legislature and read in that order. After introduction the Clerk shall deliver bills requiring reference to the Reference Committee.

Sec. 2. General File. (a) The Clerk of the Legislature shall read the number and title of the bill and the name of the principal introducer as it comes up for consideration on General File. A bill will not be read section by section unless requested by a member of the Legislature.

(b) Each section shall be open to amendment. The amendments, if any, recommended by standing committees, shall first be considered after which other amendments, if any, shall be considered in the order in which received.

(c) Bills shall be listed and considered on General File in the order in which they shall be reported from the standing committees, except as modified by the Speaker; Provided, that any bill that comes up for debate for a second time, with the introducer present, shall be placed by the Clerk at the bottom of General File if said introducer asked for further time, unless otherwise directed by the Speaker.

Speaker determine order of bills Rule 1, Sec. 16, page 4.

(d) During consideration of bills on either general or select file, any member may move that the bill be passed over once, and if the motion is carried by a majority of those voting, the bill shall be passed over and shall retain its place on the file.

(e) In the event a motion to Indefinitely Postpone a bill is made before the bill is read on General File, such motion shall require the affirmative vote of a majority of the elected members.

(f) In the event a bill has become substantially a new and different bill by reason of amendments having been adopted, the Speaker may refer said bill to the Reference Committee who must refer the said bill to a proper committee for a public hearing; Provided, that a majority of the elected members may overrule the decision of the Speaker.

(g) If in the opinion of the Speaker, the bill is in such form that it should properly be referred back to committee for further action he may by order direct the same; Provided, that a majority of the elected members may overrule the decision of the Speaker.

The following votes shall be required to adopt the following motions affecting bills on General File:

UC-Unanimous Consent; MEM-Majority of Elected Members; MTV-Majority of those voting

GENERAL FILE

On introduction of bill, Motions to		
Add names as introducers (more than 3)	UC	5-4-20
Introduce after 20th day	UC	5-5-20
Place on GF without public hearing	MEM	3-21-
Withdraw bill	UC or MTV	5-11-22
On consideration of Bill on General File		
Move to pass over	MTV	6-2d-23
Move to change order	MEM	
Move to IPP before bill is read	MEM	6-2e-23
Move to IPP after bill is read	MTV	
Move to ADV to E&R Review	MEM	6-3-24
Move to Return to Committee	MEM	
Move to Reconsider		
(within one legislative day thereafter)	MEM	7-7a-31
(if after one legislative day, by suspension of the rules only)		7-8-31
Move to Expedite	UC	
Move to Amend	MTV	
Move to Amend the Amendment	MTV	
Move to withdraw bill-first introducer	UC-MTV	5-11-22
If Returned from Select File		
Motion to Return to Select File	MEM	6-4d-25
Motion to Amend	MTV	
Motion to Advance	MEM	6-3-24
Move to return to E&R for Engrossing	MEM	6-4d-25
Defeated bill, motion to reconsider	MEM	7-7-31
Returned from Final Reading		
Advance to Final Reading (if no amendments)	MEM	

On withdrawal of bills see Rule 3, Sec. 5, page 11.

Sec. 3. Enrollment and Review. Bills, when advanced to Enrollment and Review shall be reviewed for recommendations relative to arrangement, phraseology and correlation. Advancement to Enrollment and Review from General File for such purpose shall require a majority of the elected members. A motion to return to General File from Enrollment and Review shall, for adoption, require the concurrence a majority of the elected members.

Sec. 4. Select File. When the Legislature considers bills on Select File, any of the following motions shall be in order:

(a) A motion to approve or reject any or all of the changes recommended by the Chairman of Enrollment and Review.

(b) A motion to adopt a unanimous consent amendment, to which no objection shall be offered. When a motion is made to adopt a unanimous consent amendment, the mover shall be required to explain the amendment sought.

(c) A motion to recommit to the proper standing committee.

(d) A motion to recommit to General File for one or more specific amendments. If such a motion is adopted, the bill shall be transferred forthwith to the head of the General File where consideration of the specific amendment shall be the first order of business on that file. After disposition of the amendment, the bill may be readvanced to Enrollment and Review for any action which could originally have taken place. If the bill is readvanced, it shall be given priority consideration by the Chairman of Enrollment and Review. If the bill is not altered, it may be advanced to Enrollment and Review for engrossment.

(e) A motion to postpone indefinitely.

(f) Motions made pursuant to subsections c, d, and e hereof may be adopted only upon the affirmative vote of a majority of the elected members.

Amendments recommended by Enrollment and Review shall not be read by the Clerk except upon the request of a member of the Legislature.

Notwithstanding any other provision contained in this section, if the Enrollment and Review Committee returns a bill to Select File from engrossment, then only the specific enrollment and review amendments may be considered.

The following votes shall be required to adopt the following motions affecting bills on Select File:

SELECT FILE

Motion to advance to E&R for Engrossing	**MEM**	
If machine vote requested	**MEM**	**6-4d-25**
Motion to act on E&R Amendments	**MTV**	**6-4a-24**
Motion to amend by UC	**UC**	**6-4b-25**
Motion to recommit to a Standing Committee	**MEM**	**6-4d-25**
Motion to return to GF for any Amendments	**MEM**	**6-4d-25**
Motion to Indefinitely Postpone	**MEM**	**6-4e-25**
On Bill Returned from E&R Engrossing and Final Reading		
Motion to return for Specific Amendment	**MEM**	**6-5-25**
Motion to adopt specific amendment	**MEM**	**6-5-25**

Sec. 5. Return to Select File. On a motion to return a bill to Select File for a specific amendment, a majority of the elected members must concur. No other amendment shall be considered when the bill is so returned.

Sec. 6. Final Reading. No bill shall be voted on for final passage until:

(a) After five legislative days following the introduction of the bill.

(b) Two legislative days after its reference to Final Reading File.

(c) Printed copies of the bill in its final form, as amended, shall have been available to members and on their desks for at least one legislative day.

Const. Art. III, Sec. 14.

Sec. 7. On Final Reading the bill shall be read at large with all amendments thereto before the vote is taken. *Const. Art. III, Sec. 14;* At any time before the roll call shall have begun on Final Reading of the bill, it shall be in order to move:

(a) To recommit the bill to Enrollment and Review to correct an error and for re-engrossment.

(b) To recommit the bill to the proper standing committee, with or without instructions.

(c) To recommit the bill to Select File for Specific amendment, which amendment may be adopted by a vote of a majority of the elected members; Provided, however, if the proposed amendment be to add the emergency clause, it may only be adopted by a vote of two-thirds of the elected members.

Members to remain in their seat Rule 2, Sec. 3g, page 8.
No one to be seated beside member during final reading Rule 2, Sec. 3d, page 7.

Sec. 8. Question on Final Reading. The question after the Final Reading of bill shall be: "All provisions of law relative to procedure having been complied with, the questions is, 'Shall the bill pass?' " If the emergency clause is contained in the bill, the words "with the emergency clause attached" shall be added to the question.

Majority of elected members required. Const. Art. III, Sec. 13

Sec. 9. Emergency Clause, Votes Requested. When a bill containing the Emergency Clause does not receive the required two-thirds constitutional majority on Final Reading, then the emergency clause shall be considered stricken, and the bill without the emergency clause shall be pending on Final Reading, and the question then shall be, "Shall the bill pass with the emergency clause stricken?"

Const. Art. III, Sec. 27.

Sec. 10. Governor's Veto, Reconsideration. Upon the day of receipt of a message from the Governor announcing his veto of a bill, or on either of the next five legislative days, any member may move that the bill so vetoed be taken up for passage. Whereupon, the question shall be, "Shall the bill pass, notwithstanding the objection of the Governor?"

(Three-fifths vote of the elected members required to pass bill over Governor's veto.) Const. Art. IV, Sec. 15.

The Governor may disapprove any item or items of appropriation contained in bills passed by the Legislature, and the item or items so disapproved shall be stricken therefrom, unless repassed in the manner prescribed in case of disapproval of bills.

Const. Art. IV, Sec. 15.

Sec. 11. Bills, passed over Veto. Should the Legislature pass a bill over the objections of the Governor by the necessary constitutional majority, it shall so certify and deposit the same with the Secretary of State.

Ref. R R S 84-503

The following votes shall be required to adopt the following motion on final reading:

FINAL READING

To return to Standing Committee	MEM	6-7-26
To return to Enrollment and Review to correct an error	MEM	6-7-26
To return to Select File for Specific Amendment	MEM	6-5-25
Unless to add the Emergency Clause	2/3	6-7-26
To pass on Final reading	MEM	6-8-26
With Emergency Clause attached	2/3	6-9-26
Motion to Reconsider—(when failed on final reading	3/5	7-7-31
To add the emergency clause	2/3	6-7-26
Override Governor's Veto	3/5	6-10-27

RULE 7—PROCEEDINGS AND MOTIONS.

(A) Order of Business

Section 1. Meeting Time, Restrictions. (a) The Legislature shall meet at noon on the first Tuesday of each year and thereafter on each legislative day at 9:00 a.m., and adjourn not later than 1:00 p.m., unless otherwise ordered by a majority vote of its members present and voting thereon. The Legislature shall remain in session until it shall adjourn sine die, but in no event shall it remain in session for longer than ninety (90) legislative days in odd numbered years or sixty (60) legislative days in even numbered years. This limitation may be suspended by a four-fifths vote of the elected senators.

Const. Art. III, Sec. 10,

Each day the Legislature convenes shall be considered a legislative day.

(b) The order of business of the Legislature shall be as follows:

a. Prayer by the Chaplain
b. Roll call
c. Call for correction of the Journal
d. Petitions and memorials
e. Notice of committee hearings and reports
f. Bills on Final Reading
g. Resolutions
h. Introduction of bills and reading by title
i. Consideration of bills on Select File
j. Motions to reconsider
k. Motions to advance bills from committee
l. Other pending motions
m. Unfinished business, including messages on the president's desk
n. Consideration of bills on General File
o. Miscellaneous business

(c) Messages from the Governor may be received at any stage of the proceedings

(d) When a bill shall have been made a special order for a definite time and an adjournment shall intervene for a time beyond the time fixed for such special order, then in that event the bill so made a special order shall be placed in its order on General File. The unfinished business in which the Legislature was engaged at the adjournment of the last preceding sitting shall have preference in the special order of the day.

(e) Upon call for the introduction of bills, any member or any standing committee to which bills are referred for consideration may introduce one or more bills.

Introduction of bills. See Rule 6, Sec. 1, page 23.

(B) Voting Machine

Sec. 2 Voting, Electric Roll Call. (a) All votes shall be taken viva voce unless otherwise provided for herein. Questions shall be distinctly put in this form, to with "Those who are in favor of the question say 'aye'; those who are opposed to the question say 'no' ".

(b) If a machine vote is called for, or if the presiding officer is in doubt, he shall cause the result to be obtained by means of the electric roll call system; and in such event shall accept only machine tallied votes; and only the totals shall be printed in the journal.

(c) Upon the final passage of a bill, or of a resolution if the same required the same consideration as a bill, the vote shall be by yeas and nays, and the electric roll call system shall be used.

(d) Whenever the "ayes" and "nays" are taken by machine vote no member shall be permitted to vote after the decision is announced by the presiding officer or the Clerk. Votes not registered on the electric roll call system shall not be counted for or against a proposition. Any member may request a roll call or a record vote and further that the same be verified.

(C) Motions

Sec. 3. Motions, In Writing, Withdrawal. (a) A motion shall be either stated by the presiding officer or read by the Clerk in writing before a vote is taken. All motions shall be submitted in writing if requested by the presiding officer or any Senator.

Once motions are stated they may be withdrawn or modified by the mover before a decision, amendment, or ordering of a vote has been made. A motion to reconsider may be withdrawn only with unaminous consent or majority vote of the elected members.

When a question is under debate no motion shall be considered except one of the following, which motions shall take precedence in the order stated.

a. To adjourn
b. For the previous question
c. To postpone to a time certain
d. To recommit to a committee
e. To amend
f. To postpone indefinitely.

Such motions shall have precedence in the order in which they are arranged; except that motions to postpone indefinitely and amend do not yield to each other.

(b) When a motion or other proposition is under consideration, a motion to amend and a motion to amend that amendment shall be in order.

(c) Amendments to the title shall be made by the Enrollment and Review Committee.

(d) No motion, proposition or subject, different from that under consideration, shall be admitted under color of amendment.

(e) Any member may call for the division of a question, which shall be divided if it comprehends propositions in substance so distinct that, one being taken away, a substantive proposition shall remain for the decision of the Legislature. A motion to strike out and insert shall be deemed indivisible; but a motion to strike out being lost, shall not preclude an amendment or a motion to strike out or insert.

(f) When motions are made for reference of the same subject to a select committee and to a standing committee, the question on reference to the standing committee shall be considered first.

Sec. 4. Shall the Debate Cease.

The previous question shall be in this form, "Shall the debate now close?"

The previous question shall be in order when demanded by five or more members and must be sustained by the vote of a majority of the elected members, and until decided shall, except as provided in this section of this rule, preclude further debate and all amendments and motions, except one motion to adjourn.

On a previous question there shall be no debate. All incidental questions of order, arising after a motion is made for a previous question, and pending such motion, shall be decided, whether on appeal or otherwise, without debate.

When the previous question shall have been ordered on a proposition under debate, the mover, proponent or introducer of such proposition shall be given the right to close the debate thereon.

Sec. 5. Call of the Legislature. A call of the Legislature must be seconded by at least five members. Thereupon, and upon call of the presiding officer, each member present shall indicate his presence upon the electric roll call system and shall remain in his seat during the call. After the Clerk shall note the names of the absentees, proceedings under the call may be suspended at any time by a majority vote of the members elected, and when so suspended shall not again be ordered on the proposition pending, except by a majority vote of the members present and voting thereon. When the Legislature has been under call for fifteen minutes, and if all absentees were to vote on one side of the question, and if their combined vote would be insufficient to change the result of the vote, the President shall declare the call raised.

Lieutenant Governor votes only when Legislature equally divided. Rule I, Sec. 14, page 4.

Sec. 6. Postpone to Time Certain. No motion to postpone to a time certain, to commit or to postpone indefinitely being decided, shall again be allowed on the same day at the same stage of the bill of proposition.

Sec. 7. Reconsideration (a) When a question has been decided, it shall be in order for any member voting with the prevailing side, or not voting, to move for a reconsideration thereof. A motion to reconsider the vote on a bill which lacked the constitutional majority on a Final Reading. In such case, it must be made on the same day the original question was decided or on one of the next three legislative days. A motion to reconsider must be disposed of by the Legislature within 5 Legislative days after making the same or it shall be deemed defeated. If the Legislature shall refuse to reconsider, or upon reconsideration shall affirm its first decision, no further motion to reconsider shall be in order unless by unamious consent.

Motion to reconsider cannot be withdrawn without Leave. Rule 7, Sec. 3, page 29.

(b) Every motion to reconsider shall take precendence over all other questions, except a motion to adjourn.

(c) For its adoption, a motion to reconsider shall require the vote of a majority of the elected members, except:

i Where such motion be to reconsider the vote on a bill which lacked the constitutional majority on a Final Reading, then a three-fifths vote shall be required for adoption.

ii Where such motion be to reconsider the vote on a bill which lacked the constitutional majority on a Final Reading with the emergency clause attached, but which received the constitutional majority with the emergency clause stricken and the purpose of the motion is to again add the emergency clause, then a two-thirds vote of the elected members shall be required for adoption.

Sec. 8. Strike the Enacting Clause. A motion to strike the enacting clause if adopted, is equivalent to rejection of the bill. It shall not have precedence over a motion to amend nor a motion to indefinitely postpone.

Sec. 9. Motion to Adjourn. A motion to adjourn shall be in order, except:

a. While a member is speaking.
b. When a motion to adjourn has just been defeated.
c. After the Final Reading of a bill and during roll call thereon.

A motion to adjourn to a time certain shall have precedence over a motion to adjourn. A motion to recess shall take precedence over either of such motions.

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

FIRST DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, January 5, 1971

Pursuant to the provisions of Section 10, Article III of the Constitution of Nebraska, the Eighty-Second Session of the Legislature of Nebraska assembled in Legislative Hall of the Capitol Building at the hour of 12:02 o'clock (noon) on Tuesday, January 5, 1971, and was called to order by Mr. John E. Everroad, Lieutenant Governor.

PRAYER

Prayer was offered by Dr. Robert Palmer.

> O Lord our God, if ever we needed Thy wisdom and Thy guidance, it is now–as our Legislature begins a new session, standing upon the threshold of a new year, fraught with so many dangerous opportunities.
>
> Some old faces are gone from this chamber–and we remember them; other new faces have come–and we welcome them; many familiar faces have returned–and we are gladdened by them.
>
> We are grateful that somehow our beloved State continues to go on with vitality, vigor and energized faith, and we pray that in this new year we together may move on to loftier heights and nobler achievements, for the good of the people in an invigorating climate of freedom, frankness, fortitude, and faithfulness–to what we believe, to one another, and to Thee. Amen.

ROLL CALL

The roll was called and the following members were present except Mrs. Craft who was excused and Mr. Chambers, excused until 12:10 P.M.

Barnett, Wally, Jr.
Burbach, Jules W.
Carpenter, Terry
Carsten, Calvin F.
Carstens, Fred W.
Clark, Robert L.
De Camp, John W.
Duis, Herbert J.
Elrod, Donald
Epke, Walter H.
Goodrich, Glenn A.
Hasebroock, William H.
Holmquist, Claire W.
Johnson, E. Thome
Kennedy, Thomas C.
Keyes, Orval A.
Kime, Otho G.
Klaver, Sam
Kokes, Rudolf C.
Kremer, Maurice A.
Lewis, Richard
Luedtke, Roland A.
Mahoney, Eugene T.
Maresh, Richard
Marvel, Richard D.
Morgan, P. J.
Moylan, Harold T.
Nore, Herb
Orme, Fern Hubbard
Proud, Richard F.
Savage, John S.
Schmit, Loran
Simpson, Harold D.
Skarda, William, Jr.
Snyder, Duke
Stahmer, David H.
Stromer, Gerald A.
Stull, Leslie A.
Swanson, William F.
Syas, George
Waldo, Willard H.
Waldron, J. James
Wallwey, Elmer
Warner, Jerome
Whitney, Ramey C.
Wiltse, Irving F.
Ziebarth, Wayne W.

ANNOUNCEMENTS

Mr. Ahl explained the new telephone system.

Mr. Simpson announced that Nebraska's football team has been rated No. 1 in the Nation.

MOTION—Adopt Rules

Mr. Simpson moved that the rules of the Eighty-First (Extraordinary) Session be adopted for Tuesday, January 5, 1971 and for that day only, except that the Salaries and Claims Committee shall not be existent.

The motion prevailed.

Mr. Mahoney moved to amend the Simpson motion by inserting a Committee on Constitutional Revision in lieu of Salaries and Claims.

The Simpson motion as amended by the Mahoney motion prevailed with 48 ayes and 1 not voting.

MOTION—Committee on Credentials

Mr. Moylan moved that a committee of five be appointed on credentials. The President appointed the following to serve on said committee: Messrs. Moylan, Burbach, Schmit, Swanson, and Keyes.

The motion prevailed.

EASE

The Legislature was at ease from 12:26 until 12:29 P.M.

REPORT OF COMMITTEE ON CREDENTIALS

Frank Marsh, Secretary of State of the State of Nebraska does hereby certify that the attached is a true and correct copy of the Official Roster of Member of the Nebraska Unicameral Legislature for the Eighty-Second Session, Regular, (First Session), 1971.

Further, I hereby certify that the members so listed on the Official Roster attached hereto are the duly elected members of the Unicameral Legislature in the State of Nebraska for the Eighty-Second Session, Regular (First Session), 1971.

In Testimony Whereof, I have hereunto set my hand and affixed the Great Seal of the State of Nebraska.

Done at Lincoln this Day of January in the year of our Lord, one thousand nine hundred and seventy-one.

(Signed) Frank Marsh
Secretary of State

DISTRICT		
1.	Irving F. Wiltse	
2.	Calvin F. Carsten	Elected November 3, 1970
3.	Orval A. Keyes	
4.	P. J. Morgan	Elected November 3, 1970
5.	Eugene T. Mahoney	
6.	Harold T. Moylan	Elected November 3, 1970
7.	William R. Skarda, Jr.	
8.	David H. Stahmer	Elected November 3, 1970
9.	Sam Klaver	
10.	John S. Savage	Elected November 3, 1970
11.	Ernest Chambers (short term)	Elected November 3, 1970
12.	Richard F. Proud	Elected November 3, 1970
13.	George Syas	
14.	Duke Snyder	Elected November 3, 1970
15.	E. Thome Johnson	
16.	Claire W. Holmquist	Elected November 3, 1970
17.	Elmer Wallwey	
18.	William H. Hasebroock	Elected November 3, 1970
19.	J. W. Burbach	
20.	Glenn A. Goodrich	Elected November 3, 1970
21.	Thomas C. Kennedy	
22.	Herb Nore	Elected November 3, 1970
23.	Loran C. Schmit	

24.	Walter H. Epke	Elected November 3, 1970
25.	Jerome Warner	
26.	Wally Barnett, Jr.	Elected November 3, 1970
27.	William F. Swanson	
28.	Roland A. Luedtke	Elected November 3, 1970
29.	Fern Hubbard Orme	
30.	Fred W. Carstens	Elected November 3, 1970
31.	Willard H. Waldo	
32.	Richard Maresh	Elected November 3, 1970
33.	Richard D. Marvel	
34.	Maurice A. Kremer	Elected November 3, 1970
35.	A. Donald Elrod	
36.	Gerald A. Stromer	Elected November 3, 1970
37.	Wayne W. Ziebarth	
38.	Richard Lewis	Elected November 3, 1970
39.	Herbert J. Duis	
40.	John W. DeCamp	Elected November 3, 1970
41.	Rudolf C. Kokes	
42.	J. James Waldron	Elected November 3, 1970
43.	Otho G. Kime (Short term)	Elected November 3, 1970
44.	Ramey C. Whitney	Elected November 3, 1970
45.	Ellen E. Craft	
46.	Harold D. Simpson	Elected November 3, 1970
47.	Robert L. Clark	
48.	Terry Carpenter	Elected November 3, 1970
49.	Leslie A. Stull	

MOTION—Adopt Report

Mr. Klaver moved that the report of the Committee on Credentials be accepted.

The motion prevailed.

MOTION—Committee to Escort Chief Justice

Mr. Holmquist moved that a committee of five be appointed to wait upon the Chief Justice of the Supreme Court and escort him to the Legislative Chamber for the purpose of administering the oath of office to the members-elect. The President appointed the following to serve on said committee: Messrs. Holmquist, Mahoney, Skarda, Ziebarth and Duis.

The motion prevailed.

EASE

The Legislature was at ease from 12:33 until 12:39.

The Committee escorted the Chief Justice of the Supreme Court of Nebraska, Paul White, to the rostrum where he administered the following oath:

MEMBERS' OATH OF OFFICE

STATE OF NEBRASKA)
ss.
LANCASTER COUNTY)

Do you and each of you solemnly swear that you will support the Constitution of the United States, and the Constitution of the State of Nebraska, and that you will faithfully discharge the duties of a member of the Legislature according to the best of your ability, and that at the election at which you were chosen to fill such office, you have not improperly influenced in any way the vote of any elector, and have not accepted, nor will you accept or receive, directly or indirectly, any money or other valuable thing from any corporation, company or person, or any promise of office, for any official act or influence (for any vote you may give or withhold on any bill, resolution, or appropriation), so help you God.

Claire W. Holmquist
Roland Luedtke
Ramey C. Whitney
Maurice A. Kremer
Ernest W. Chambers
John W. DeCamp
Richard Maresh
Walter H. Epke
Richard F. Proud
Otho G. Kime
Terry Carpenter
Glenn A. Goodrich
Herb Nore

Harold D. Simpson
Fred W. Carstens
J. James Waldron
John S. Savage
David H. Stahmer
Calvin F. Carsten
P. J. Morgan
William H. Hasebroock
Wally Barnett, Jr.
Harold T. Moylan
Richard Lewis
Duke Snyder
Gerald Stromer

Subscribed in my presence and sworn to before me this fifth day of January, 1971.

(Signed) Paul W. White
Chief Justice

(SEAL)

The Committee escorted Chief Justice White from the Chamber.

MOTION–Election of Speaker

Mr. Whitney moved that we proceed to the election of Speaker of the Legislature, and that we vote by ballot.

The motion prevailed.

Mrs. Orme moved we nominate candidates for office by means of informal ballot.

The motion prevailed.

Mr. Ziebarth nominated Mr. Duis.
Mr. Kokes nominated Mr. Burbach.
Mr. Elrod nominated Mr. Simpson.
Mr. Schmit nominated Mr. Hasebroock.

Mr. Holmquist moved the nominations be closed and we proceed to ballot. The motion prevailed.

Duis	9
Simpson	7
Burbach	17
Hasebroock	15
	48

Mr. Carpenter moved that only the two highest nominees be voted on. The motion prevailed.

Burbach	23
Hasebroock	25
	48

The President declared Mr. Hasebroock duly elected Speaker.

Mr. Hasebroock expressed his appreciation.

MOTION—Election of Officers

Mr. Carpenter moved that we adopt the recommendations of the Executive Board of the Legislative Council for the election of the following officers of the Legislature:

Clerk of the Legislature	Vincent D. Brown
Assistant Clerk of the Legislature	Arlyn L. Westergren
Chaplain	Dr. Robert Palmer
Sergeant at Arms	Ray R. Wilson

The motion prevailed.

MOTION—Election of Chairman of Committee on Committees

Mr. Luedtke moved that we proceed to elect the Chairman of Committee on Committees by ballot.

The motion prevailed.

Mr. Waldron nominated Mr. Carpenter.
Mr. Wallwey nominated Mr. Proud.

Mr. Ziebarth moved the nominations be closed and we proceed to ballot. The motion prevailed.

Carpenter	22
Proud	26
	48

The President declared Mr. Proud duly elected Chairman of the Committee on Committees.

Mr. Proud thanked the members.

MOTION—Election of Chairman of the Legislative Council

Mr. Johnson moved that we proceed to elect the Chairman of the Executive Board of the Legislative Council.

The motion prevailed.

Mr. Luedtke nominated Mr. Swanson.

Mr. Carpenter moved the nominations be closed.

The motion prevailed.

Mr. Holmquist moved that Mr. Swanson be elected by unanimous consent.

The motion prevailed.

The President declared Mr. Swanson duly elected Chairman of the Executive Board of Legislative Council.

Mr. Swanson thanked the members.

MOTION—Election of Vice-Chairman of the Legislative Council

Mr. Marvel moved that we proceed to elect the Vice-Chairman of the Executive Board of the Legislative Council.

The motion prevailed.
Mr. Clark nominated Mr. Whitney.
Mr. Kennedy nominated Mr. Elrod.
Mr. Waldron nominated Mr. Stull.

It was moved that the nominations be closed and proceed to ballot.

The motion prevailed.

Whitney	14
Elrod	6
Stull	27
	47

The President declared Mr. Stull duly elected Vice-Chairman of the Legislative Council.

Mr. Stull thanked the members.

MOTION—Legislative Council Member

Mr. Syas moved to proceed with the nomination of member at large to the Executive Board of the Legislative Council.

The motion prevailed.

Mr. Syas nominated Mr. Mahoney.
Mr. Clark nominated Mr. Whitney.
Mr. Holmquist nominated Mr. Johnson
Mr. Kennedy nominated Mr. Holmquist.

Mr. Morgan moved the nominations be closed and we proceed to ballot.

The motion prevailed.

Mahoney	23
Whitney	10
Johnson	7
Holmquist	7
	47

Mr. Carpenter moved to revote on the top two candidates for member at large.

Mahoney	28
Whitney	20
	48

The President declared Mr. Mahoney duly elected member at large to the Legislative Council.

Mr. Mahoney thanked the members.

ANNOUNCEMENT

Unicameral Ladies will meet in East Lounge at 1:45.

MOTION–Committee on Committees

Mr. Hasebrook moved that we authorize the members residing within each of the four districts as provided in Rule 5 of the Rules of the Legislature, as amended in the 1969 session, to nominate three members to be elected be the Legislature, who shall serve on said Committee on Committees.

The motion prevailed.

EASE

The Legislature was at ease from 1:35 p.m. until 2:00 p.m.

REPORT OF NOMINATION OF MEMBERS OF COMMITTEE ON COMMITTEES

Nominations from the congressional districts were reported as follows:

First District: Messrs. Luedtke, Warner and Wiltse.
Second District: Messrs. Syas, Klaver and Savage.
Third District: Messrs. Holmquist, Kremer and Schmit.
Fourth District: Messrs. Clark, Carpenter and Waldron.

Mr. Carstens moved that the persons chosen by the members from the four districts, as provided by the Rules of the Legislature, be declared duly elected to the Committee on Committees.

MOTION–Committee to Escort Chief Justice

Mr. Carpenter moved that the committee of five return the Chief Justice to administer the oath to the officers:

STATE OF NEBRASKA)
ss.
LANCASTER COUNTY)

We, and each of us, do solemnly swear that we will support the Constitution of the United States, the Constitution of the State of Nebraska, and faithfully discharge the duties of our respective offices to the best of our ability, so help us God.

Speaker
(Signed) William H. Hasebroock

Vincent D. Brown
Clerk of the Legislature
(Signed) Vincent D. Brown

Arlyn Westergren
Assistant Clerk of the Legislature
(Signed) Arlyn Westergren

Ray Wilson
Sergeant at Arms
(Signed) Ray Wilson

Dr. Robert Palmer
Chaplain
(Signed) Dr. Robert Palmer

Subscribed in my presence and sworn to before me this fifth day of January, 1971.

(Signed) Paul W. White
Chief Justice

The Committee escorted the Chief Justice from the Chamber.

MOTION—Committee on Election Returns

Mr. Ziebarth moved that a committee of five be appointed to invite the Secretary of State to appear and bring with him the returns of the regular election of 1970. The motion prevailed and the President appointed the following members to serve on said committee: Ziebarth, Morgan, Savage, Chambers, and Clark. The motion prevailed.

SPEAKER HASEBROOCK PRESIDING

REPORT OF SECRETARY OF STATE

January 5, 1971

The Speaker of the Legislature
Eighty-Second Session, Regular, (First Session)
Legislature of Nebraska, Unicameral
State Capitol
Lincoln, Nebraska

Honorable Speaker:

In accordance with Article IV, Section 4 of the Constitution of the State of Nebraska, I have the honor of herewith delivering to you, under Seal, the abstract of votes cast in the ninety-three counties of the State of Nebraska at the General Election held on November 3, 1970, for the office of Governor, Lieutenant Governor, Secretary of State, Auditor of Public Accounts, Treasurer, Attorney General and Members of the State Railway Commission, which votes are required by law to be canvassed by the Nebraska State Legislature, pursuant to Section 32-4110, R. R. S., 1943 (Reissure of 1968) as submitted to me for delivery to the Honorable Speaker of the Legislature.

I also deliver to you under Seal, the list of candidates receiving the highest vote for each particular office enumerated. The Certificate of the Secretary of State accompanies the list.

The original abstract sheets containing the tabulation of votes for these candidates for ninety-three counties, covering the General Election of November 3, 1970, which constitutes a part of the official record of the State Board of Canvassers, are submitted for your examination.

Inasmuch as these sheets are part of the records of the office of the Secretary of State, we respectfully request that they be returned to our office files immediately upon the completion of your official canvass.

Respectfully submitted,

(Signed) Frank Marsh
Secretary of State

Frank Marsh, Secretary of State of the State of Nebraska does hereby certify that the attached is a true and correct list of the candidates for office of Governor, Lieutenant Governor, Secretary of State, Auditor of Public Accounts, Treasurer, Attorney General and Member of the State Railway Commission, receiving the highest number of votes cast at the General Election in the State of Nebraska held November 3, 1970.

In Testimony Whereof, I have hereunto set my hand and affixed the Great Seal of the State of Nebraska.

Done at Lincoln this fifth Day of January in the year of our Lord, one thousand nine hundred and seventy-one.

(Signed) Frank Marsh
Secretary of State

(SEAL)

STATE OFFICIALS ELECTED AT THE 1970 GENERAL ELECTION

GOVERNOR	J. James Exon
LIEUTENANT GOVERNOR	Frank Marsh
SECRETARY OF STATE	Allen J. Beermann
AUDITOR OF PUBLIC ACCOUNTS	Ray A. C. Johnson
STATE TREASURER	Wayne R. Swanson
ATTORNEY GENERAL	Clarence Meyer
RAILWAY COMMISSIONER (First District)	Robert T. Marland
RAILWAY COMMISSIONER (Third District)	Duane Gay

The committee escorted Frank Marsh from the Chamber.

PRESIDENT EVERROAD PRESIDING

MOTION—Adopt Report

Mr. Waldron moved that the report of the Secretary of State be approved and that the candidates are elected as stated therein.

The motion prevailed.

MOTION—Notify Governor

Mr. Waldo moved that a committee of five be appointed to notify the Governor that the Legislature is organized and ready to transact business and that the Governor be invited to address the Legislature at 10:30 a.m. on January 6, 1971.

The motion prevailed and the President appointed the following to serve on said committee: Messrs. Waldo, Wiltse, Nore, Goodrich and Elrod.

EASE

The Legislature was at ease from 2:20 p.m. until 2:28 p.m.

The Committee returned and reported the Governor will address the Legislature on January 6, 1971, at 10:30 a.m.

MOTION—Inaugural Ceremonies

Mr. Kremer moved that we arrange to hold inaugural ceremonies for the Governor and other officers at 2:00 p.m., Thursday, January 7, 1971.

MOTION—Weekly Mailing of Bills

Mr. Warner moved that the Clerk of the Legislature be directed to provide weekly mailing of all bills and journals or a box in the bill room without cost, to the following:

University of Nebraska College of Law
League of Women Voters in Lincoln and Omaha
All State agencies
State Historical Society
County Clerks
Clerks of District Courts
Creighton University College of Law

RESOLUTIONS

LEGISLATIVE RESOLUTION 1.

Introduced by E. Thome Johnson, 15th District.

WHEREAS, the University of Nebraska football team exhibited its skill and technical knowledge of its ability at the Orange Bowl January 1, 1971 in its win over Louisiana State University; and

WHEREAS, the people of Nebraska are proud of the team, its coaches, and everyone connected therewith; and

WHEREAS, the spirit and enthusiasm of the players and coaching staff are to be highly commended.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the University of Nebraska football team and coaching staff are congratulated on its successful season and its win over Louisiana State University in the Orange Bowl on January 1, 1971, making the team the Number 1 team in the United States.

2. That a copy of this resolution suitably engrossed be sent to Coach Robert S. Devaney for the team and the coaching staff at the University of Nebraska.

Mr. Johnson asked unanimous consent to adopt LR 1. No objections. So ordered.

ANNOUNCEMENT

Mr. Proud announced the Committee on Committees will meet at 6:00 p.m., January 5, 1971 at the Legislative Council office.

ADJOURNMENT

At 2:33 p.m., on a motion by Mr. Holmquist, the Legislature adjourned until 9:30 a.m., Wednesday, January 6, 1971.

Vincent D. Brown
Clerk of the Legislature

EIGHTY–SECOND LEGISLATURE
FIRST SESSION

SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, January 6, 1971

Pursuant to adjournment, the Legislature met at 9:34 a.m. President Everroad presiding.

PRAYER

Prayer was offered by the Chaplain.

> Eternal God, in whose will is our peace, we confess, as we think about solving the objective problems of this state that we need subjective strength and fortitude.
>
> We pray for inner integrity which will triumph over outward temptations. May our courage win over difficulties; our faith over doubts; our will to serve over frustrations and failures.
>
> May we ever have before us Thy directions to do justly, to love mercy, and to walk humbly with our God. Amen.

ROLL CALL

The roll was called and all members were present except Mr. Chambers who was excused until 9:50 a.m.

RULES

Discussion of the Rules proposed by the Study Committee.

MOTION–Escort Governor

Mr. Clark moved that a committee of five be appointed to escort Governor Norbert T. Tiemann to the chamber. The motion prevailed and the President appointed the following members to serve on said committee: Messrs. Clark, Hasebroock, Warner, Whitney and Holmquist.

EASE

The Legislature was at ease from 10:46 a.m. until 10:51 a.m.

ADDRESS BY GOVERNOR

The committee escorted Governor Norbert T. Tiemann to the rostrum where he delivered the following address:

Speech of Governor Norbert T. Tiemann
before the 1971 Session of the Nebraska Legislature-10:30 A.M.
January 6, 1971

Mr. President, Mr. Speaker, Senators of the 82nd Session of the Legislature of the State of Nebraska, Ladies and Gentlemen:

Thank you for inviting me to speak to you today. Quite frankly, I had not intended to make a farewell address for another four years. Apparently I failed to make that point clear. However, I am pleased to have the opportunity to discuss with you some thoughts on the future course of Nebraska.

During the past four years, this Legislature has been the most productive and progressive in Nebraska's history. I sincerely thank you for your willingness to consider the proposals my administration advanced and the innovative enthusiasm with which you undertook to initiate and develop programs for the general good of Nebraska. Your co-operation and consideration in working with my administration has been positive and sincere. I regret that disagreements between the Executive and the Legislative branches have received greater exposure than our co-ordinated effort, but, as you know, disagreement has been infrequent, and I am convinced the thrust and parry of debate led to sound, well-reasoned programs for this state.

The temptation exists to spend time in reviewing what I consider the accomplishments of the last four years. I believe, however, that our time is better spent in giving attention to the future, measured not by terms in office or years, but by needs, goals and hopes. The volumes of the law contain our handiwork, but it is my fervent hope the far reaches of this hall cannot contain our vision.

I have thought long and hard about the nature of State Government. It is a philosophical truism that the State exists only to serve the people. We each surrender to it some measure of our sovereignty, of our free will, so that the many can do what the few cannot.

Government must heed the public good – It must seek out and solve those problems that exist and anticipate those that will arise. Government should not conjure up specters simply so that it can exercise the spirits. Only real problems should be solved. But one of the most difficult and elusive tasks of Government is to strike that fine balance between anticipating problems that will arise, and coping with them, on the one hand . . . and dealing only with those problems that are manifest to the public, on the other.

Should Government lead, with new plans, new ideas, new directions . . . or should it simply respond when the people cry out, often too late, for help? It would seem that to ask the question is to answer it. I stand firm in my conviction that if the people choose leaders who have promised a certain course of action, those chosen have a responsibility to act.

Progress in Government is difficult to define and is, perhaps, in any ultimate sense, illusory. But so long as we view our efforts as attempts to solve present or foreseeable problems for the common good, we can, I believe, speak in terms of progress.

We must progress, not because we are backward or regressive, but because I am convinced that in our Judeo-Christian society we must strive to do more, to help more, to care more, I speak now not in terms of dollars, but of attitudes, we must constantly seek a better life for all, a life where concepts of liberty and equality are not just a craftsman's carvings in public stone, but, rather, living, breathing things that can be seized and felt and loved.

And foremost among the things we all love is Nebraska. I leave to Willa Cather and Mari Sandoz and John Neihardt the words that capture the beauty of her fresh turned sod, the sweep of Sand Hill grasses, the songs of her birds and running streams. We are a prairie people, and we are proud of our pioneer heritage. But we, too, are pioneers, for it is our task to deal with the hard realities of today and tomorrow, so that our children will enjoy a life even better than ours. Loving what Nebraska was, and is, we also need to love what it will be.

The spirit that drove the Pioneers to Brownville and Plum Creek and Ash Hollow is still present today. We have the soil, and the water, and the air, that our metropolitan cousins covet. But more than these, we have ourselves. Nebraska is, in the final analysis, people. People who cling to life with a zest and tenacity no one else can rival. Nebraskans want to do what is right. They want to move forward. They only ask that their leaders show them where and why, and they will follow. Buttressed by this faith in my fellow citizens, let me suggest to you some specific action which I firmly believe will be accepted and which will bring about a better life for us all.

HUMAN RESOURCES

Society's responsibility of caring for the less fortunate and assisting them, where possible, to become productive citizens of our State is one of Government's primary functions. State concern over the well-being of these members of our society is rightly growing. We must emphasize their humanity, develop their capacity, show them opportunity. It is time to increase our efforts to break the poverty cycle and the resultant discrimination that exists in our State. The assistance programs directed by the Federal Government are dominant in this area and probably will remain so. However, we Nebraskans must use our ingenuity and inventiveness in understanding the problems peculiar to our state, so that we can move in this area under joint state and federal direction. We need to find jobs for those who have skills and provide skills for those who have none.

Our institutions must improve, both in Mental Health and Corrections. We have come a long way in the improvement of Mental Health facilities and in raising the level of treatment and rehabilitation; however, the need for capital construction is critical, and this State must face its moral obligation to ameliorate existing conditions as rapidly as possible. Confinement to an institution should not be consignment to a trash heap. In this area, assistance in financing from the Federal Government appears certain. We must have our planning and long-range objectives ready. We must be in a posture of readiness, so that we may take the tide at the flood when financing procedures are defined.

In the area of Criminal Correction, our Penal System has not proven to be a satisfactory answer to the criminal activity that pervades the fabric of our society. Violations of the law that jeopardize our personal freedoms must be curbed. The practice in the past, and the rhetoric of the present, have focused on the apprehension of the lawless. However, convicted persons have often been relegated to antiquated and foreboding facilities for periods which often seem meaningless in terms of correction. In my judgment, we must now focus on two areas: First, the prompt and expeditious handling of trial and sentencing procedures, which will require augmenting and upgrading our courts and probation programs, and, second, the establishment of correctional facilities and programs which will rehabilitate inmates and provide them with a trade, with skill, and with pride – the pride of a person who can share the burdens and responsibilities of our society. Without these, law enforcement is a treadmill.

NATURAL RESOURCES

Next to her people, Nebraska's greatest gift is her natural resources. Nonetheless, we have learned that even seemingly boundless assets will not last without vigilant stewardship. We may not have entered the crisis period, but if we do not now fully develop, utilize and conserve our resources, it can become too late to do so. Our resources are there to be used by man and to promote the health and well-being of our people. But I also believe that a prudent husbandry of what we have will give our resources longer life and give their benefits to our children's children.

I urge you to continue to develop programs for fuller utilization for our water supply, as vast amounts of water flow through our state unconserved and unused by our citizens.

We must be concerned about the long-range effects of the continued use of fertilizers, pesticides, and herbicides. We must not shirk from providing adequate resources for research and investigation of these products; indeed, Nebraska should be the leader in this action.

We should continue to preserve all which is beautiful around us. Providing recreation for ourselves as well as for future generations should rank high in the priorities of State Government. Encouragement of those who are in the conservation services is important. We have dedicated people in our State with deep concern in this area, and I applaud them and feel their efforts should be continually supported.

The regulation of our environmental polluters is a complex responsibility that falls mainly to State Government. I recommend to you that you seriously consider the restructuring of those State Agencies involved in order to create an effective arm of State Government. The restructuring should involve the development of a code department with direct responsibility to the Governor and a full range of statutory authority to do its important and occasionally unpopular work. You have each received a report of the findings of the study committee on this matter. I endorse that report as an effective framework and guideline for the formation of the Department of Ecology for this State.

EDUCATION

The development of our young people, their minds, their hands, is the awesome responsibility of the educational process. Unfortunately, both the need and demand for a full and complete education increase at the same time that the costs of meeting this responsibility skyrocket. We must have a greater degree of co-ordination for all levels of education. The role of the Vocational Technical Schools in conjunction with the Junior Colleges–which are now often referred to as Community Colleges – must be established and expanded.

Concurrently, we must review and define the functions and responsibilities of our educational institutions. We have heaped greater and greater burdens on those institutions, without much thought to tradition, practicality or priorities. Specifically, we have come to expect our universities to educate our young people, not only in abstract knowledge but in professions and in marketable skills; to serve as a focus of State pride, in size and in numbers, in academics and in athletics; to perform research, both of National and International importance, and of immediate practical application in this State; to attract and service industry; to provide technical services to government; and to establish and maintain standards of conduct for students. Even this quick condensation of a university's roles indicates clearly that we have expected too much or have galloped off in all directions.

Most current discussion of our universities has centered on campus unrest, which now, fortunately, appears to be waning. Anyone who has examined the issue should agree that physical order must be maintained, and that campus administrators have the primary responsibility for that order. Beyond that, no university has any real responsibility or authority concerning student morals or conduct. Those are personal, ethical and family matters. The university's ultimate sanction is dismissal for failure to satisfy the rules of academic conduct, in the classroom and on the campus. We cannot and should not expect our colleges and universities to assume our responsibilities as parents and exemplars for young people.

The universities and colleges of our State must, then, receive direction and purpose, from teachers and administrators, and from citizens and elected leaders as well. I urge your careful and positive consideration of our educational system and your full support of academic excellence for the clear benefit of all Nebraskans. We cannot be satisfied with anything less than the best for our young people.

ECONOMIC DEVELOPMENT

Co-ordinate with managing our natural resources, Nebraska still requires and can sustain a strong policy of economic development. I am hopeful that more of our young people will be staying in the State in the future, and I envision that many residents of the metropolitan areas of our country will be seeking relief from the asphalt jungle within our friendly boundaries. Positive direction of these trends is essential. We must insure that the development of our economy is along desirable lines. We must furnish the economic underpinning, the broad range of challenging and rewarding jobs that will insure opportunity and prosperity for us all.

Our State does need industrial employment. Our percentage of unemployment is not high and our economy is strong, but we have subsurface problems. We have many people in this State who are under-employed, doing work which does not fully tax their capabilities and talent. We must work together to provide the privilege of living in Nebraska without a reduced standard of living. Companies, associations and municipalities across our State are promoting industrial development. State Government has also played an important role. The job of recruiting and promoting industry is immensely complex. The continuation and expansion of the State's efforts in the development role is sound business judgment. I doubt if there is any investment in goverment which pays a higher return than the investment made in the economic development of our State.

PUBLIC SAFETY

I have been increasingly concerned about the destruction and death on our highways. I am convinced that one of the State's paramount responsibilities is the personal safety of the people. Frequent incidence of tragedy, coupled with the rapidly increasing miles driven on our State Highways, demand that some far-reaching steps by taken. Our State Patrol needs to be expanded in numbers. It is one of the best qualified in the Nation. Its men are conscientious, courteous, and well-trained. But they are too few, and we cannot expect each man to do the work of ten.

In addition, we must expand our efforts to assist local law enforcement wherever possible by consolidation of services, furnishing additional personnel, and increased in-depth training. Ambulance service with adequate vehicles and trained crews should be available for every

Nebraskan. No dollar value can be placed upon the life of any of our citizens and with the growing trend toward centralization of our medical facilities in this State, transportation of the ill and injured becomes an item of critical concern.

Fortunately, the fatality rate on our State Highways has decreased in the last two years but the frequency of these deaths is still a matter of primary concern. I feel that the development of a Department of Public Safety in which the State Patrol would operate together with other agencies concerned with protecting our citizens would be a beneficial reorganization. The various inspection programs now located in the Departments of Agriculture and Labor and the Office of the State Fire Marshal together with other similar programs could be consolidated, avoiding duplication and promoting more effective service and administration.

ROADS

The Legislature has provided progressive highway legislation. As a result, road building has accelerated at a rate unparalleled in Nebraska history. The Department of Roads has been reorganized. Both short and long-range building programs have been designed and begun and adequate financing provided. Nebraska's Department of Roads and financing methods are the envy of the nation. The key to the financing program is the legislative authority to issue limited obligation bonds. It is absolutely mandatory that these bonds be issued as authorized by the Legislature and the people of this state.

Federal Legislation recently passed provides substantial revenues for Nebraska but the availability of these funds is contingent upon the issuance of bonds in Nebraska. A modern, well designed road system is essential if economic progress is to continue and I ask that full support be provided for this system.

The financial situation of the state is a matter which is of interest to you. I asked the Department of Administrative Services the figures. At the end of 1966 there was a general fund balance of approximately $4,704,000. At the close of this year the unencumbered balance is approximately $39,500,000. The balance of all funds at the end of 1966 was $49,891,000. At the end of this year the balances are $122,433,000. The total of investments and balances is today $179,912,000. This sound financial situation evidences the planning which you have done during the past four year and the effective administration of the various state agencies.

GOVERNMENTAL REORGANIZATION

The government of this state is indeed fortunate in having dedicated and qualified public servants. Most of these people are well trained and well qualified for their positions and they work long, hard hours to accomplish their assignments. These employees need to be adequately compensated and provided a reasonable standard of living. In many areas, the pay levels of this state government are adequate and have achieved parity with private industry. I am particularly proud of the efforts of my adminstration in this regard.We have moved forward in developing a personnel program, undertaking studies of the compensation ranges and centralizing personnel data. I urge you to utilize this information and properly standardize the pay of our employees. Governmental economy is a laudable goal but penury and service are mutually inconsistent.

It had been my hope that within the next four years, A reorganization of the executive branch of government in this state could have been instituted. Government by committee and commission is neither an effective nor efficient way to operate. A chief executive should be responsible for the effective administration of government and should have the authority to carry out the dictates of the people and their representatives.

I believe our state administration should be consolidated into areas aligned as to subject matter so that more effective co-ordination could take place. I envision a department of human resources with supervision over welfare, institutions, and corrections; a department of natural resources with direct supervision over all conservation and resource development, including environmental control; and a department of public safety, as I mentioned. A number of the existing departments would remain, but all would be headed by persons directly responsible to the Governor. Rather than to form additional subdivisions of government, some with substantial autonomy, I feel there are many areas where we should seek consolidation of function and responsibility, to the advantage of the state and the citizen.

There is substantial merit in having citizens directly involved in the operation of state government through advisory committees and commissions, but this involvement should stop short of administrative responsibility, and I would suggest that a substantial majority of those persons who now serve on our various boards and commissions in state government would agree with these reorganization proposals, realizing as they do the baffling complexity of governmental operations. Even the most talented and interested citizens, meeting monthly or even more infrequently, are in no position to effectively administer departmentsof government.

In another area, the Governor's Drug Control Commission has made several recommendations that should be supported and implemented. I urge each of you to read and study this report and act quickly on the recommendations. If we are to successfully solve the drug abuse problem, it will be necessary to give the commission statutory authority with proper financial support.

CONCLUSION

Ladies and Gentlemen, I believe very strongly in this state. We must strive constantly and diligently to deserve it.

I wish you well in the years that lie ahead. I shall not miss the pomp and ceremonial trappings of office, but I shall miss the involvement and excitement, the challenges that are sure to come.

The great British statesman Edmund Burke once said:

> "Those who would carry on great public schemes, must be proof against the worst fatiguing delays, the most mortifying disappointments, the most shocking insults, and, worst of all, the presumptuous judgment of the ignorant upon their designs."

When rebuffs occur, you can take comfort in knowing that very often those who strive hardest for the public good encounter the greatest lack of public appreciation for their efforts.

Time has come for me to go. And go I shall, without rancor, but with some regret. As I return to private life, I intend to do all within my power to bring about a better Nebraska. I hope to see you often, and I pledge that I will always be available if I may be of service to you. I shall remain involved, if only to keep faith with those whose dedication and support have sustained me in the past. As Disraeli said, long ago, "Though I sit down now, the time will come when you will hear me."

Thank you, and goodbye.

Governor Tiemann was escorted from the Chamber.

SPEAKER SIGNS

While the Legislature was in session and capable of transacting business, the Speaker signed: LR 1.

INVITATION

Mr. Carstens invited the members to the Beatrice State Home.

SELECT COMMITTEE REPORT

Committee on Committees

Mr. President: Your Committee on Committees submits the following report:

The composition of the standing committees shall be as follows:

AGRICULTURE AND RECREATION–Schmit, Chairman

Carsten
Waldo
Keyes
Kremer
Epke
Kokes
Kime

APPROPRIATION–Marvel, Chairman

Orme
Stahmer
Wallwey
Nore
Whitney
Ziebarth
Savage
Clark

BANKING, COMMERCE AND INSURANCE–Klaver, Chairman

Wiltse
Carsten
Proud
Johnson
Holmquist
Duis
Kime

CONSTITUTIONAL REVISION–Syas, Chairman

Barnett
Simpson
Snyder
Burbach
Stromer
Moylan

EDUCATION–Elrod, Chairman

Barnett
Swanson
Keyes
Syas
Snyder
Craft
Stromer

GOVERNMENT AND MILITARY AFFAIRS–Carpenter, Chairman

Carstens
Swanson
Morgan
Goodrich
Klaver
Elrod
DeCamp

JUDICIARY–Luedtke, Chairman

Carstens
Simpson
Morgan
Chambers
Epke
Carpenter
DeCamp

LABOR– Moylan, Chairman

Maresh
Klaver
Goodrich
Kennedy
Kime
DeCamp

MISCELLANEOUS SUBJECTS–Waldron, Chairman

Warner
Skarda
Kennedy
Duis
Maresh
Mahoney
Craft

PUBLIC HEALTH AND WELFARE–Kennedy, Chairman

Maresh
Moylan
Lewis
Goodrich
Schmit
Stull

PUBLIC WORKS–Holmquist, Chairman

Wiltse
Proud
Johnson
Stull
Luedtke
Chambers
Lewis

REVENUE–Kokes, Chairman

Waldo
Warner
Skarda
Mahoney
Kremer
Burbach
Waldron

RULES–Warner, Chairman

Carstens
Burbach
Goodrich
Carpenter

URBAN AFFAIRS–Simpson, Chairman

Carstens
Morgan
Schmit
Duis
Carsten
Epke
Carpenter

ENROLLMENT AND REVIEW–Snyder, Chairman

INTERGOVERNMENTAL COOPERATION–Mahoney, Chairman

Orme
Kremer
Klaver
Clark

(Signed) Richard F. Proud
Chairman

Mr. Proud moved to adopt the report. The motion prevailed.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 3-617, Reissue Revised Statutes of Nebraska, 1943, relating to airport authorities; to remove limitations on interest rates on certain bonds to harmonize the provisions thereof with previous legislation; and to repeal the original section.

LEGISLATIVE BILL 2. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 7-111, Reissue Revised Statutes of Nebraska, 1943, relating to attorneys at law; to eliminate provisions inconsistent with other legislation; and to repeal the original section.

LEGISLATIVE BILL 3. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 8-329, Reissue Revised Statutes of Nebraska, 1943, relating to building and loan associations; to harmonize the provisions with previous legislation; and to repeal the original section.

LEGISLATIVE BILL 4. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend sections 14-121, 14-610, 14-1219, and 14-1712, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the metropolitan class; to remove obsolete matter; to harmonize certain provisions with the Constitution of Nebraska; to harmonize provisions with previous legislation; and to repeal the original sections.

LEGISLATIVE BILL 5. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend sections 16-201 and 16-325, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first class; to eliminate provisions relating to cities of the second class and incorporated villages; to harmonize the provisions with previous legislation; and to repeal the original sections.

LEGISLATIVE BILL 6. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 18-209, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, all; to eliminate obsolete matter; and to repeal the original section.

LEGISLATIVE BILL 7. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 19-3007.01, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, particular class; to correct internal references; and to repeal the original section.

LEGISLATIVE BILL 8. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend sections 21-608, 21-1409, and 21-2097, Reissue Revised Statutes of Nebraska, 1943, relating to corporations; to harmonize the provisions thereof with previous legislation; to clarify the meaning thereof; and to repeal the original sections.

LEGISLATIVE BILL 9. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 23-343.19, Revised Statutes Supplement, 1967, relating to county hospitals; to conform provisions to the Nebraska Budget Act; and to repeal the original section, and also section 23-343.19, Reissue Revised Statutes of Nebraska, 1943, and Laws 1969, Chapter 145, section 28.

LEGISLATIVE BILL 10. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 24-204, Reissue Revised Statutes of Nebraska, 1943, relating to the Supreme Court; to redefine original jurisdiction of the Supreme Court to conform to the Constitution of Nebraska; and to repeal the original section.

LEGISLATIVE BILL 11. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 25-1628, Reissue Revised Statutes of Nebraska, 1943, relating to district courts; to eliminate obsolete matter; and to repeal the original section.

LEGISLATIVE BILL 12. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend sections 26-101, 26-102, 26-106, 26-116, 26-1,104.01, and 26-1,106.01, Revised Statutes Supplement, 1969, relating to municipal courts; to remove unconstitutional provisions; to harmonize the provisions with previous legislation; and to repeal the original sections, and also sections 26-101.01, 26-106.03, and 26-118.01, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 13. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 28-595, Revised Statutes Supplement, 1969, relating to crimes and punishments; to harmonize the provisions with previous legislation; and to repeal the original section.

LEGISLATIVE BILL 14. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 35-101, Revised Statutes Supplement, 1969, relating to volunteer firemen; to eliminate obsolete matter; and to repeal the original section.

LEGISLATIVE BILL 15. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend sections 36-408 and 36-409, Revised Statutes Supplement, 1969, relating to Statute of Frauds; to correct internal references; and to repeal the original sections.

LEGISLATIVE BILL 16. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 39-728, Revised Statutes Supplement, 1969, relating to highways; to harmonize the provisions with other legislation; and to repeal the original section.

LEGISLATIVE BILL 17. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 43-504, Revised Statutes Supplement, 1969, relating to aid for children; to harmonize age provisions with previous legislation; and to repeal the original section.

LEGISLATIVE BILL 18. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 45-138, Reissue Revised Statutes of Nebraska, 1943, relating to interest; to harmonize the provisions with previous legislation; and to repeal the original section.

LEGISLATIVE BILL 19. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 55-101, Revised Statutes Supplement, 1969, relating to the military code; to harmonize the internal reference with previous legislation; and to repeal the original section.

LEGISLATIVE BILL 20. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 60-430, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to correct internal references; and to repeal the original section.

LEGISLATIVE BILL 21. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 66-424, Revised Statutes Supplement, 1969, relating to motor vehicle fuels; to harmonize the provisions with previous legislation; and to repeal the original section.

LEGISLATIVE BILL 22. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 71-208.02, Reissue Revised Statutes of Nebraska, 1943, and section 71-313, Revised Statutes Supplement, 1969, relating to public health; to correct internal references; and to repeal the original sections.

LEGISLATIVE BILL 23. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend sections 72-258 and 72-709, Revised Statutes Supplement, 1969, relating to public lands and buildings; to define a term; to eliminate unconstitutional provisions; to harmonize the provisions with previous legislation; and to repeal the original sections.

LEGISLATIVE BILL 24. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 75-128, Revised Statutes Supplement, 1969, relating to the State Railway Commission; to correct internal reference; and to repeal the original section.

LEGISLATIVE BILL 25. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 76-513, Revised Statutes Supplement, 1969, relating to abstracters; to correct an internal reference; and to repeal the original section.

LEGISLATIVE BILL 26. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 77-1809, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to harmonize interest rates with previous legislation; to provide for reporting of aircraft in the state to the county assessor; and to repeal the original section, and also section 77-1250.01, Revised Statutes Supplement, 1969, and Laws 1969, Chapter 633, section 1.

LEGISLATIVE BILL 27. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend sections 79-1344.01 and 79-1445.15, Revised Statutes Supplement, 1969, relating to schools; to eliminate obsolete matter; and to repeal the original sections.

LEGISLATIVE BILL 28. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 81-137, Reissue Revised Statutes of Nebraska, 1943, and sections 81-167, 81-263.94, 81-563, 81-8,219, and 81-1010, Revised Statutes Supplement, 1969, relating to state administrative departments; to harmonize the provisions with previous legislation; to correct internal references; to clarify the provisions of certain laws; and to repeal the original sections.

LEGISLATIVE BILL 29. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 83-376, Revised Statutes Supplement, 1969, relating to hospitals; to harmonize the provisions with previous legislation; and to repeal the original section.

LEGISLATIVE BILL 30. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to repeal sections 77-1269 and 77-1270, Revised Statutes Supplement, 1969, as unconstitutional.

LEGISLATIVE BILL 31. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to authorize the Revisor of Statutes to reissue and bring up to date the 1964 issue of Volume 6 and the 1966 reissue of Volumes 4 and 5 to the Revised Statutes of Nebraska, 1943; to provide for the sale and distribution of the reissued volumes; and to declare an emergency.

LEGISLATIVE BILL 32. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend sections 17-101, 17-201, 17-501, and 17-941, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the second class and villages; to harmonize the provisions with previous legislation; and to repeal the original sections, and also section 17-809, Reissue Revised Statutes of Nebraska 1943.

LEGISLATIVE BILL 33. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to repeal sections 2-1202.01, 23-1114.11, 23-1114.12, 23-1114.13, 23-1115.05, 50-124, and 81-103.03, Reissue Revised Statutes of Nebraska, 1943, and sections 24-211.02, 24-211.03, 24-301.07, 24-339.06, 26-106.03, 26-106.04, 50-123.03, 66-424.03, 77-301.02, 83-157, and 83-158, Revised Statutes Supplement, 1969, as obsolete.

LEGISLATIVE BILL 34. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 49-704, Reissue Revised Statutes of Nebraska, 1943, relating to law; to authorize the Revisor of Statutes to negotiate and enter into contracts for editing and publication of supplements and replacement volumes to the statutes subject to the approval of the Executive Board of the Legislative Council; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 35. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 84-904, Revised Statutes Supplement, 1969, relating to administrative rules; to provide for additional files of administrative rules as prescribed; and to repeal the original section.

LEGISLATIVE BILL 36. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend sections 49-509, 49-803, 50-310, and 50-314, Reissue Revised Statutes of Nebraska, 1943, and section 49-617, Revised Statutes Supplement, 1969, relating to the Legislature; to provide the sale price of session laws and journal of the Legislature; to provide the manner of citing statutes; to change the number of statutes to be distributed; to prescribe the manner of approving the form of application and statements of lobbyists; to change the manner of preserving statutes and journals of the Legislature; and to repeal the original sections, and also section 84-506, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 37. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 50-111, Reissue Revised Statutes of Nebraska, 1943, relating to the Legislature; to eliminate restriction on number of employees; and to repeal the original section.

LEGISLATIVE BILL 38. By Leslie A. Stull, 49th District.

A BILL FOR AN ACT to amend section 17-938, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the second class and villages; to increase the maximum levy for cemetery purposes; and to repeal the original section.

LEGISLATIVE BILL 39. By Leslie A. Stull, 49th District.

A BILL FOR AN ACT to amend section 37-214.03, Reissue Revised Statutes of Nebraska, 1943, relating to Game and Fish; to exempt certain veterans of World War II from payment of fees for hunting and fishing privileges as prescribed; and to repeal the original section.

LEGISLATIVE BILL 40. By Leslie A. Stull, 49th District.

A BILL FOR AN ACT to amend section 43-208, Reissue Revised Statutes of Nebraska, 1943, relating to dependent and neglected children; to provide for payment of the cost of education of such children as prescribed; and to repeal the original section.

LEGISLATIVE BILL 41. By Leslie A. Stull, 49th District.

A BILL FOR AN ACT to amend section 24-562-01, Revised Statutes Supplement, 1969, relating to county courts; to require the filing of a certificate showing the names of persons acquiring title to real estate as prescribed; and to repeal the original section.

LEGISLATIVE BILL 42. By Leslie A. Stull, 49th District.

A BILL FOR AN ACT to amend sections 42-104 and 42-108, Reissue Revised Statutes of Nebraska, 1943, relating to marriages; to provide that licenses may be obtained from any county judge and shall be returned to the issuing judge; and to repeal the original sections.

LEGISLATIVE BILL 43. By Leslie A. Stull, 49th District.

A BILL FOR AN ACT to amend section 71-501, Reissue Revised Statutes of Nebraska, 1943, and section 71-1630, Revised Statutes Supplement, 1969, relating to public health and welfare; to provide that the county clerk rather than the county superintendent shall serve on county and district health boards; and to repeal the original sections.

LEGISLATIVE BILL 44. By Leslie A. Stull, 49th District.

A BILL FOR AN ACT to amend sections 22-408, 22-409, 22-410, 22-411, 22-412, 22-413, 22-416, and 79-311, Reissue Revised Statutes of Nebraska, 1943, relating to county officers; to provide for the consolidation of county offices by the joint action of the county boards of the counties involved; to provide for an election when required by petitions; to provide for salaries and apportionment of costs for consolidated offices; and to repeal the original sections, and also sections 79-311.09, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 45. By Leslie A. Stull, 49th District.

A BILL FOR AN ACT to amend section 77-1240.03, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicle taxation; to provide that refunds of less than two dollars shall not be paid; and to repeal the original section.

LEGISLATIVE BILL 46. By Leslie A. Stull, 49th District.

A BILL FOR AN ACT to amend section 60-341, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide for quarterly reductions of registration fees for all motor vehicles; to provide an operative date; and to repeal the original section.

LEGISLATIVE BILL 47. By Leslie A. Stull, 49th District.

A BILL FOR AN ACT to amend sections 25-519, 25-1409, 25-1525, and 25-1529, Reissue Revised Statutes of Nebraska, 1943, relating to civil procedure in district courts; to change times for notice by publication as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 48. By Leslie A. Stull, 49th District.

A BILL FOR AN ACT to amend section 83-187, Revised Statutes Supplement, 1969, relating to state institutions; to require the Division of Corrections to send to the committing court a copy of the release or discharge of all persons released from the division's custody; and to repeal the original section.

LEGISLATIVE BILL 49. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 32-102, Reissue Revised Statutes of Nebraska, 1943, and sections 32-535 and 32-537, Revised Statutes Supplement, 1969, relating to elections; to harmonize the provisions with previous legislation; to authorize the Secretary of State to prescribe the form of ballots as prescribed; and to repeal the original sections, and also sections 32-420, 32-421, 32-422, and 32-423, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 50. By John W. De Camp, 4th District.

A BILL FOR AN ACT to repeal Chapter 54, article 19, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 51. By John W. De Camp, 4th District.

A BILL FOR AN ACT to amend section 79-1270, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide for a course on drug education in each high school as prescribed; and to repeal the original section.

LEGISLATIVE BILL 52. By Ramey C. Whitney, 44th District.

A BILL FOR AN ACT to amend section 72-202, Revised Statutes Supplement, 1969, relating to school lands; to provide for investment of funds from sale of school lands as prescribed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 53. By Ramey C. Whitney, 44th District.

A BILL FOR AN ACT to amend sections 2-1571 and 81-8,182, Reissue Revised Statutes of Nebraska, 1943, and sections 39-2215, 39-2310, 39-2401, 72-1241, 72-1243, 72-1244, 77-1342, 77-27,132, 77-27,144, 81-263.40, 81-805, 81-8,225, and 84-119.01, Revised Statutes Supplement, 1969, relating to investments; to define terms; to provide for acting state investment officer and his duties; to provide for a deputy state investment officer and his duties; to provide additional duties for the State Treasurer to provide for investment of state funds as prescribed; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 54. By Terry Carpenter, 48th District; William H. Hasebroock, 18th District; and William Skarda, Jr., 7th District.

A BILL FOR AN ACT relating to public welfare; to provide for the creation of hospital authorities; to provide for membership on the board of the authority; to authorize such authorities to construct or acquire, and to maintain and operate hospitals and related facilities; to authorize the issuance of revenue bonds for such purposes; to provide the rights, powers, duties, and obligations of such authorities; to provide for actions and the limitation thereof; to provide for the original and subsequent appointment thereafter of such board; to provide that this act shall be controlling as prescribed; to exempt such authorities from taxation; to make certain acts unlawful; to provide for penalties; to provide how this act may be cited; and to declare an emergency.

LEGISLATIVE BILL 55. By Robert L. Clark, 47th District

A BILL FOR AN ACT to amend sections 81-839, 81-840, 81-847, and 81-848, Reissue Revised Statutes of Nebraska, 1943, relating to professional engineers and architects; to restate purpose; to redefine a term; to recognize branches of engineering; to provide for registration without examination as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 56. Robert L. Clark, 47th District.

A BILL FOR AN ACT to amend section 28-1214, Revised Statutes Supplement, 1969, relating to crimes and punishments; to change responsibility for giving of notice; and to repeal the original section.

LEGISLATIVE BILL 57. Robert L. Clark, 47th District.

A BILL FOR AN ACT relating to first-class cities; to authorize first-class cities to develop, implement, amend, change and modify flood and storm water control, drainage and disposal for such a city as prescribed; and to declare an emergency.

LEGISLATIVE BILL 58. By Robert L. Clark, 47th District.

A BILL FOR AN ACT relating to cities and villages, all; to authorize cities and villages to cooperate and contract with the Advisory Committee on Aging as prescribed; to provide for levy of taxes; to provide additional powers to such cities and villages as prescribed; and to declare an emergency.

LEGISLATIVE BILL 59. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to taxation; to define terms; to limit the amount taxing districts may levy as prescribed; to provide for elections; and to provide for appeals.

LEGISLATIVE BILL 60. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 45-101 and 45-102, Reissue Revised Statutes of Nebraska, 1943, relating to interest; to increase maximum interest rates; to abolish revolving charge accounts, installment sales, installment loans, and industrial loan provisions; to repeal the original sections, and also Chapter 8, article 4 and Chapter 45, article 2, Reissue Revised Statutes of Nebraska, 1943, Chapter 45, article 3, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, sections

45-114, 45-116 to 45-126, 45-128 to 45-149, 45-151 to 45-164, 45-166 to 45-169, 45-171, and 45-172, Reissue Revised Statutes of Nebraska, 1943, and sections 45-127, 45-150, and 45-165, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 61. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 53-168, Revised Statutes Supplement, 1969, relating to liquors; to make it lawful for manufacturers, distributors, and wholesalers of alcoholic liquors, including beer, to deliver alcoholic liquor, including beer, free of charge as prescribed; and to repeal the original section.

LEGISLATIVE BILL 62. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 17-101, 17-201, and 17-307, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first class and villages; to increase the maximum population as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 63. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to public gatherings; to provide for protests; to provide for restraining order; to provide for hearings; to provide for notice; and to provide duties for the county board.

LEGISLATIVE BILL 64. By Terry Carpenter, 48thDistrict.

A BILL FOR AN ACT to amend section 68-127, Revised Statutes Supplement, 1969, relating to public assistance; to eliminate the adjustment of per diem operating costs as prescribed; and to repeal the original section.

LEGISLATIVE BILL 65. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 85-106, Revised Statutes Supplement, 1969, relating to colleges and universities; to define terms; to provide that a plan for tenure for professors and associate and assistant professors must be approved by the Legislature; and to repeal the original section.

LEGISLATIVE BILL 66. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 53-160, Reissue Revised Statutes of Nebraska, 1943, relating to liquor; to increase the tax on beer, wine and alcoholic beverages as prescribed; and to repeal the original section.

LEGISLATIVE BILL 67. By Terry Carpenter, 48th Disctrict.

A BILL FOR AN ACT to amend section 2-1208.01, Reissue Revised Statutes of Nebraska, 1943, relating to pari-mutuel; to change the rate of tax on the gross sum wagered by the pari-mutuel mehtod at race meetings; and to repeal the original section.

LEGISLATIVE BILL 68. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-909, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to increase the gross premium tax of domestic insurance companies; and to repeal the original section.

LEGISLATIVE BILL 69. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 77-1226.01 and 77-1227, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to change the conditions for listing and inspection of personal property stored in warehouses as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 70. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 85-125, Revised Statutes Supplement, 1969, relating to the University of Nebraska; to restrict the use of the University Cash Fund as prescribed; and to repeal the original section.

LEGISLATIVE BILL 71. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 85-131, Reissue Revised Statutes of Nebraska, 1943, relating to University of Nebraska; to provide for disbursements of university funds as appropriated by the Legislature; to provide for budget requests; and to repeal the original section.

LEGISLATIVE BILL 72. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 85-316, Revised Statutes Supplement, 1969, relating to state colleges; to provide for disbursement of state college funds as appropriated by the Legislature; to provide for budget requests; and to repeal the original section.

LEGISLATIVE BILL 73. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 71-1523, Revised Statutes Supplement, 1969, relating to housing authorities; to authorize an initiative petition to be filed in cities, incorporated villages, and counties for the purpose of determining the need for a housing authority; to provide the form of ballot; and to repeal the original section.

LEGISLATIVE BILL 74. By Terry Carpenter, 48th District

A BILL FOR AN ACT TO amend sections 39-2516, 39-2517, 39-2519, and 39-2520, Revised Statutes Supplement, 1969, relating to municipalities; to change the manner of allocation of funds to municipalities for street purposes and public parking as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 75. By Richard Marvel, 33rd District

A BILL FOR AN ACT to provide for the payment of the salaries of members of the Nebraska State Legislature, and payments to be made as provided by Chapter 68, article 6 and Chapter 84, article 13, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, for a period commencing the first Tuesday in January, 1971 and ending June 30, 1972; to appropriate the sum of three hundred seventy-nine thousand one hundred thirty dollars therefor; and to declare an emergency.

LEGISLATIVE BILL 76. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to create the office of Director of Economic Opportunity Commission; and to provide the term, appointment, compensation, and duties.

LEGISLATIVE BILL 77. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 43-504.01, Reissue Revised Statutes of Nebraska, 1943, relating to dependent children; to harmonize the provisions with previous legislation; to provide when assistance for dependent children shall be withdrawn; and to repeal the original section.

LEGISLATIVE BILL 78. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT relating to obscene entertainment; to prohibit obscene, indecent, immoral, or impure entertainment; to provide a penalty; and to provide exceptions.

SPEAKER HASEBROOCK PRESIDING

REPORT OF EXECUTIVE BOARD ACTING AS REFERENCE COMMITTEE

pursuant to Rule 11, Section 1 of Legislative Rules

LB	COMMITTEE
1	General File
2	General File
3	General File
4	General File
5	General File
6	General File
7	General File
8	General File
9	General File
10	General File
11	General File
12	General File
13	General File

LB	COMMITTEE
14	General File
15	General File
16	General File
17	General File
18	General File
19	General File
20	General File
21	General File
22	General File
23	General File
24	General File
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27	General File
28	General File
29	General File
30	General File
31	General File
32	General File
33	General File
34	General File
35	General File
36	General File
37	General File
38	Agriculture and Recreation
39	Urban Affairs
40	Public Health and Welfare
41	Judiciary
42	Judiciary
43	Public Health and Welfare
44	Government and Military Affairs
45	Revenue
46	Revenue
47	Judiciary
48	Public Health and Welfare
49	General File

(Signed) Claire W. Holmquist, Chairman
Executive Board

MESSAGES FROM GOVERNOR

June 22, 1970

Mr. President, Mr. Speaker, and
Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that I have made the following appointments requiring Legislative confirmation:

Board of Educational Lands and Funds

John Cassel, Ainsworth, re-appointed to five year term to October 1, 1974.

State Board of Health

Donald G. Lamp, Valley, replaces Kenneth B. Lucas, appointed for three year term to September 14, 1972.

Dr. P. D. Wiltfong, Aurora, replaces Dr. A. A. Lidolph, DVM, appointed for three year term to September 14, 1972.

Dr. William Higgins, Lincoln, representing Optometry, appointed for three year term to December 25, 1972.

Dr. Harold G. Wiesemann, Omaha, representing Podiatry, appointed for three year term to December 25, 1972.

Dr. Higgins and Dr. Wiesemann were appointed in accordance with LB 248 (1969).

Highway Advisory Commission

Merle Kingsbury, Ponca, re-appointed for six year term to September 14, 1975.

Nebraska Investment Council

Donald J. Mathes, Lincoln, appointed to October 10, 1974
L. Frederick Hoebel, Omaha, appointed to October 10, 1973
Eldon Freudenberg, West Point, appointed to October 10, 1972
K. E. Emanuelson, Omaha, appointed to October 10, 1972
Maurice Gerleman, Lincoln, appointed to October 10, 1970

Appointed in accordance with LB 1345 (1969)

Board of Public Roads Classifications and Standards

Alfred E. Rasmussen, Grand Island, representing city officials
Marvin Athey, Imperial, representing city officials
Gene E. Jordan, Omaha, representing city officials
R. Dayle Hanson, Newcastle, representing county officials
Melvin Ommen, Unadilla, representing county officials
Robert L. Gaukel, Gering, representing county officials
Floyd Burkinshaw, Jamison, representing Third Congressional District
A. V. Sorensen, Omaha, representing Second Congressional District
C. D. Ackerman, Beatrice, representing First Congressional District
Donald Swing, Lincoln, representing Department of Roads
Bruce Gillan, Lincoln, representing Department of Roads

Appointed for two year terms to November 3, 1971, in accordance with LB 1302 (1969).

Board of Parole
John B. Greenholtz, Lincoln, replacing Rev. W. C. Ollenburg, resigned, term to run to September 9, 1975.

Director, Department of Motor Vehicles

Carroll Weedlun, Lincoln, appointed to replace Larry Johns, beginning January 1, 1970.

Game and Parks Commission

Lee Wells, Axtell, re-appointed for five year term to September 6, 1974.

Court of Industrial Relations

Harry Henatsch, Omaha, appointed to replace Daniel G. Dolan who resigned, term expires June 9, 1973.

Respectfully submitted,

(Signed) Norbert T. Tiemann
Governor

NTT:ma

September 23, 1970

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that I have made the following appointments requiring Legislative confirmation:

State Personal Board - re-appointed Richard E. Person, Holdrege, for a five-year term to August 4, 1975.

Board of Parole - appointed Larry William Myers, 8725 Countryside Plaza, Omaha, to replace G. L. (Pete) Kuchel, who resigned. His term will expire September 9, 1973.

Board of Health - re-appointed the following for a three-year term to September 14, 1973. Dr. R. L. Tollefson, Wausa, a representative of the medical profession, Dr. Bernard J. Moran, 1037 Stuart Building, representative of the dental profession, D. Winfield Saults, 124 North Pine, Gordon, representative of the pharmacists.

Respectfully submitted,

(Signed) Norbert T. Tiemann
Governor

NTT:crb

October 16, 1970

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on October 16, 1970, Mr. Dale F. Sailors, Mobile Home Trailer Sales Manager for A. C. Nelsen Company, 2112 Harney, Omaha, was appointed to the Motor Vehicle Dealers License Board for a three-year term beginning October 19, 1970.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT:crb

November 3, 1970

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on October 23, 1970, Maurice R. Gerleman, 3470 East Pershing Road, Lincoln, was re-appointed to the Nebraska Investment Council for a term expiring October 10, 1975.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT:crs

November 3, 1970

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on October 23, 1970, Tom C. Allington, Sunol, Nebraska, was re-appointed to the Board of Educational Lands and Funds for a term expiring October 1, 1975.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT:crs

December 8, 1970

The President, the Speaker
and Members of the Legislature
State Capitol

Gentlemen:

This is to inform your honorable body that I have appointed Robert Walker, 2222 1st Avenue, Kearney to the Board of Trustees of the Nebraska State Colleges. Mr. Walker replaces James M. Knapp of Kearney, who resigned. The appointment expires January 1, 1971.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

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Referred to Committee on Committees

RECESS

At 11:43 a.m. on a motion by Mr. Swanson, the Legislature recessed until 1:30 p.m.

AFTER RECESS

The Legislature reconvened at 1:37, President Hasebroock presiding.

ROLL CALL

The roll was called and all members were present.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 79. By Sam Klaver, 9th District; P. J. Morgan, 4th District.

A BILL FOR AN ACT to amend sections 81-263.38, 81-263.39, 81-263.40, 81-263.41, 81-263.42, 81-263.44, and 81-263.46, Revised Statutes Supplement, 1969, relating to dairy products; to restate the declaration of purpose; to redefine terms; to abolish the Nebraska Dairy Products Advisory Board; to eliminate the provisions for determination of minimum basic costs and minimum prices as prescribed; to eliminate the special fund; to repeal the original sections, and also sections 81-263.81 to 81-263.86, Revised Statutes Supplement, 1969; and to declare an emergency.

LEGISLATIVE BILL 80. By Elmer Wallwey, 17th District.

A BILL FOR AN ACT to amend section 23-343.13, Reissue Revised Statutes of Nebraska, 1943, relating to hospitals; to provide that cities and villages may make gifts to hospital districts; and to repeal the original section.

LEGISLATIVE BILL 81. By Elmer Wallwey, 17th District.

A BILL FOR AN ACT to amend section 71-103, Revised Statutes Supplement, 1969, relating to public health and welfare; to provide for temporary licenses to practice physical therapy as prescribed; and to repeal the original section.

LEGISLATIVE BILL 82. By Robert L. Clark, 47th District.

A BILL FOR AN ACT to amend sections 18-2201, 18-2202, and 18-2205, Reissue Revised Statutes of Nebraska, 1943, relating to community antenna television service; to provide for authorization of such service by permit as well as franchise; and to repeal the original sections.

LEGISLATIVE BILL 83. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT to amend section 17-534, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the second class and villages; to extend the maximum time bonds shall become due as prescribed; and to repeal the original section.

LEGISLATIVE BILL 84. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT to amend sections 83-170, 83-171, 83-176, and 83-1,138, Revised Statutes Supplement, 1969, relating to state institutions; to provide that the Division of Juvenile Delinquency shall have equal status with the Division of Corrections and shall operate the Boys' Training School and the Girls' Training School; to provide authority for the Deputy Director for Juvenile Delinquency; to to repeal the original sections.

LEGISLATIVE BILL 85. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 16-321, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first class; to increase the amount of contracts which cities of the first class may enter into without advertising for bids; and to repeal the original section.

LEGISLATIVE BILL 86. By Orval A. Keyes, 3rd District.

A BILL FOR AN ACT to amend section 77-202.13, Revised Statutes Supplement, 1969, relating to taxation; to change the exceptions of homesteads as prescribed; and to repeal the original section.

LEGISLATIVE BILL 87. By Roland A. Luedtke, 28th District

A BILL FOR AN ACT to amend sections 77-2608 and 77-2616, Reissue Revised Statutes of Nebraska, 1943, and sections 77-2602 and 77-2610, Revised Statutes Supplement, 1969, relating to cigarette tax; to increase the cigarette tax as prescribed; to provide for disposition of the additional tax; to provide for refunds; to provide for discount to dealers for affixing and canceling of stamps; and to repeal the original sections.

LEGISLATIVE BILL 88. By Roland A. Luedtke, 28th District

A BILL FOR AN ACT to amend section 64-210, Revised Statues Supplement, 1969, relating to notaries public; to require the use of an ink stamp seal as prescribed; and to repeal the original section.

LEGISLATIVE BILL 89. By Roland A. Luedtke, 28th District

A BILL FOR AN ACT to amend section 77-27,105, Revised Statutes Supplement, 1969, relating to revenue and taxation; to provide a fee for filing notices of liens and certificates of discharge for income tax; and to repeal the original section.

LEGISLATIVE BILL 90. By Roland A. Luedtke, 28th District

A BILL FOR AN ACT to amend section 25-531, Revised Statutes Supplement, 1969, relating to civil procedure; to revise the filing fees and method of cancellation of lis penders; and to repeal the original section.

LEGISLATIVE BILL 91. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend section 60-1001, Revised Statutes Supplement, 1969, relating to motor vehicles; to provide that motor vehicles used or controlled by the Equal Opportunity Commission shall be exempt from marking such vehicles as prescribed; and to repeal the original section.

Discussion of Rules.

COMMITTEE MEETING—Executive Session

Mr. Marvel asked unanimous consent of the Budget Committee to meet in Supreme Court Hearing Room at 4:18. No objections. So ordered.

ADJOURNMENT

At 4:08 p.m., on a motion by Mr. Swanson, the Legislature adjourned until 9:00 a.m., Thursday, January 7, 1971.

THIRD DAY—JANUARY 7, 1971

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, January 7, 1971

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

PRAYER

Prayer was offered by the Chaplain.

> We know, our Father, that there is a time to speak and a time to keep silent. Help us to tell the one from the other. When we should speak, give us the courage of our convictions. When we should keep silent, restrain us from speaking, lest, in our desire to appear wise, we give ourselves away. Teach us the sacraments of silence, that we may use them to know ourselves, and, above all, to know thee. Then shall we be wise. Through Jesus Christ our Lord. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Keyes, Proud, and Stahmer who were excused.

ANNOUNCEMENT

Senator Kremer announced that Mrs. Robert Crosby had passed away and asked that an expression of sympathy be extended. So ordered.

REFERENCE COMMITTEE REPORT

LB	COMMITTEE
50	Agriculture and Recreation
51	Education
52	Banking, Commerce and Insurance
53	Banking, Commerce and Insurance
54	Banking, Commerce and Insurance
55	Miscellaneous Subjects
56	Judiciary
57	Urban Affairs
58	Revenue
59	Revenue
60	Banking, Commerce and Insurance
61	Miscellaneous Subjects
62	Government and Military Affairs
63	Government and Military Affairs
64	Public Health and Welfare
65	Education
66	Revenue
67	Revenue
68	Banking, Commerce and Insurance
69	Revenue
70	Appropriations
71	Appropriations
72	Appropriations
73	Miscellaneous Subjects
74	Urban Affairs
75	Appropriations
76	Government and Military Affairs
77	Public Health and Welfare
78	Miscellaneous Subjects
79	Agriculture and Recreation
80	Urban Affairs
81	Public Health and Welfare
82	Government and Military Affairs
83	Urban Affairs
84	Government and Military Affairs
85	Urban Affairs
86	Revenue
87	Revenue
88	Judiciary
89	Judiciary
90	Judiciary
91	Miscellaneous Subjects

(Signed) William F. Swanson
Executive Board

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 92. By Fern Hubbard Orme, 29th District; Donald Elrod, 35th District; and Willard Waldo, 31st District.

A BILL FOR AN ACT to repeal section 23-363, Reissue Revised Statutes of Nebraska, 1943, relating to Indians.

LEGISLATIVE BILL 93. By Fern Hubbard Orme, 29th District; Donald Elrod, 35th District; and Willard Waldo, 31st District.

A BILL FOR AN ACT to repeal section 81-2,165.01, Reissue Revised Statutes of Nebraska, 1943, relating to bee husbandry.

LEGISLATIVE BILL 94. By Fern Hubbard Orme, 29th District; Donald Elrod, 35th District; and Willard Waldo, 31st District.

A BILL FOR AN ACT relating to the Nebraska Armory Board; to provide that funds of the board shall be deposited in the General Fund; and to repeal Chapter 55, article 3, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 95. By Fern Hubbard Orme, 29th District; Donald Elrod, 35th District; and Willard Waldo, 31st District.

A BILL FOR AN ACT to amend section 51-307, Reissue Revised Statutes of Nebraska, 1943, relating to libraries; to abolish the board of library examiners; and to repeal the original section and also section 51-306, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 96. By Fern Hubbard Orme, 29th District; Donald Elrod, 35th District; and Willard Waldo, 31st District.

A BILL FOR AN ACT to repeal Chapter 71, article 42, Revised Statutes Supplement, 1969, relating to the Nebraska Clean Waters Commission.

LEGISLATIVE BILL 97. By Fern Hubbard Orme, 29th District; Donald Elrod, 35th District; and Willard Waldo, 31st District.

A BILL FOR AN ACT to amend sections 68-1101, 68-1103, 68-1104, and 68-1105, Reissue Revised Statutes of Nebraska, 1943, relating to the Advisory Committee on Aging; to change the name to the Nebraska Commission on Aging; to standardize provisions on payment of expenses; and to repeal the original sections.

LEGISLATIVE BILL 98. By Fern Hubbard Orme 29th District; Donald Elrod, 35th District; and Willard Waldo, 31st District.

A BILL FOR AN ACT to amend section 81-8,202, Revised Statutes Supplement, 1969, relating to the State Board of Landscape Architects; to provide for appeals from revocation of registration certificates; and to repeal the original section.

LEGISLATIVE BILL 99. By Fern Hubbard Orme 29th District; Donald Elrod, 35th District; and Willard Waldo, 31st District.

A BILL FOR AN ACT to amend section 82-303, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska Arts Council; to change the length of terms of directors; to remove obsolete matter; and to repeal the original section.

LEGISLATIVE BILL 100. By Fern Hubbard Orme 29th District; Donald Elrod, 35th District; and Willard Waldo, 31st District.

A BILL FOR AN ACT to amend sections 39-2111, 39-2112, 39-2115, 39-2116, 39-2118, and 39-2119, Revised Statutes Supplement, 1969, relating to highways; to transfer certain duties from the State Highway commission to the Board of Public Roads Classifications and Standards and the Department of Roads, as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 101. By Fern Hubbard Orme, 29th District; Donald Elrod, 35th District; and Willard Waldo, 31st District.

A BILL FOR AN ACT to amend section 39-1108, Reissue Revised Statutes of Nebraska, 1943, relating to the State Highway Commission; to remove the requirement that regular meetings be held in the State Capitol; and to repeal the original section.

LEGISLATIVE BILL 102. By Fern Hubbard Orme, 29th District; Donald Elrod, 35th District; and Willard Waldo, 31st District.

A BILL FOR AN ACT to amend section 71-122.01, Reissue Revised Statutes of Nebraska, 1943, and section 71-122, Revised Statutes Supplement, 1969, relating to public health and welfare; to provide that a proportionate share of fees received by examining boards shall be used for operation of the Bureau of Examining Boards; and to repeal the original sections.

LEGISLATIVE BILL 103. By Fern Hubbard Orme, 29th District; Donald Elrod, 35th District; and Willard Waldo, 31st District.

A BILL FOR AN ACT to amend sections 79-1282 and 79-1283, Revised Statutes Supplement, 1969, relating to education; to clarify procedures of the Professional Practices Commission and the State Board of Education with regard to standards for the teaching profession; and to repeal the original sections.

LEGISLATIVE BILL 104. By Fern Hubbard Orme, 29th District; Donald Elrod, 35th District; and Willard Waldo, 31st District.

A BILL FOR AN ACT to repeal section 44-119.02, Reissue Revised Statutes of Nebraska, 1943, relating to insurance.

LEGISLATIVE BILL 105. By Fern Hubbard Orme, 29th District; Donald Elrod, 35th District; and Willard Waldo, 31st District.

A BILL FOR AN ACT to repeal sections 81-829.33 and 81-829.34, Reissue Revised Statutes of Nebraska, 1943, relating to civil defense.

LEGISLATIVE BILL 106. By Fern Hubbard Orme, 29th District; Donald Elrod, 35th District; and Willard Waldo, 31st District.

A BILL FOR AN ACT to amend section 81-1311, Revised Statutes Supplement, 1969, relating to state personnel; to abolish the personnel Coordinating Committee; and to repeal the original section.

LEGISLATIVE BILL 107. By Fern Hubbard Orme, 29th District; Donald Elrod 35th District; and Willard Waldo, 31st District.

A BILL FOR AN ACT to amend section 2-1504.01, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska Soil and Water Conservation Commission; to abolish an advisory committee and to require the commission to consult with other agencies as prescribed; and to repeal the original section.

LEGISLATIVE BILL 108. By Fred Carstens, 30th District; and Willard Waldo, 31st District.

A BILL FOR AN ACT providing for the establishment of the Southeast Nebraska Vocational Technical School at Beatrice; to provide for the purchase of property for such school; and to provide for the operation and supervision of such school.

LEGISLATIVE BILL 109. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 23-1202.01, Reissue Revised Statutes of Nebraska, 1943, relating to county government; to provide that a county board may contract for the services of a county attorney under specified conditions; and to repeal the original section.

UNANIMOUS CONSENT—Re-referral of Bills

Mr. Swanson asked unanimous consent to reassign LB 38 from Agriculture and Recreation to Urban Affairs and LB 39 from Urban Affairs to Agriculture and Recreation. No objections. So ordered.

RECESS

At 9:15 a.m. on a motion by the President, the Legislature recessed until 10:15 a.m.

AFTER RECESS

The Legislature reconvened at 10:24 a.m., President Everroad presiding.

ROLL CALL

The roll was called and all members were present.

MEMBER EXCUSED

Mr. Kokes asked unanimous consent to be excused for one hour. No objections. So ordered.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 110. By Ernest Chambers, 11th District; Terry Carpenter, 48th District; and John DeCamp, 40th District.

A BILL FOR AN ACT to amend section 79-1003, Reissue Revised Statutes of Nebraska, 1943, relating to school; to provide for election of members of the board of education of a Class II, III, IV, V, and VI school district from districts; and to repeal the original section.

LEGISLATIVE BILL 111. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 77-27,142, 77-27,143, 77-27,144, and 77-27,146, Revised Statutes Supplement, 1969, relating to taxation; to provide that counties shall have the same authority as municipalities to levy a sales and use tax; and to repeal the original sections.

LEGISLATIVE BILL 112. By Rudolf Kokes, 41st District; Eugene Mahoney, 5th District; and Leslie Stull, 49th District.

A BILL FOR AN ACT to amend section 60-407, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide for examination of operators more than sixty years old whose licenses are issued with restrictions; and to repeal the original section.

LEGISLATIVE BILL 113. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend sections 53-117, 53-123, 53-123.01, 53-124, 53-151, 53-152, 53-153, 53-154, 53-155, 53-158, 53-160, 53-161

53-165, 53-166, 53-175, and 53-192, Reissue Revised Statutes of Nebraska, 1943, and sections 53-103 and 53-171, Revised Statutes Supplement, 1969, relating to liquors; to redefine terms; to provide for the sale of alcoholic liquors, except beer, at wholesale by the Nebraska Liquor Control Commission; to prohibit the sale of alcoholic liquors, except beer, to retail licensees other than by the commission; to provide for powers and duties of the commission; and to repeal the original sections, and also section 53-123.02, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 114. By J. James Waldron, 42nd District; and Rudolf Kokes, 41st District.

A BILL FOR AN ACT to amend sections 81-275.22, 81-275.23, 81-275.28, and 81-275.30, Revised Statutes Supplement, 1969, relating to eggs; to revise provisions governing the sale and labeling of eggs; to change license fees; and to repeal the original sections and also section 81-275.34, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 115. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 39-724, Reissue Revised Statutes of Nebraska, 1943, relating to traffic regulations; to remove the requirement that vehicles transporting inflammable liquids stop at all railroad crossings; and to repeal the original section.

LEGISLATIVE BILL 116. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 42-108, Reissue Revised Statutes of Nebraska, 1943, relating to marriages; to authorize police magistrates to perform marriages; and to repeal the original section.

LEGISLATIVE BILL 117. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 2-1502, 2-1504, and 2-1507, Reissue Revised Statutes of Nebraska, 1943, and section 46-613.01, Revised Statutes Supplement, 1969, relating to natural resources; to remove references to natural resource districts; to repeal provisions for changes in membership of the Nebraska Soil and Water Conservation Commission; to change provisions for transfer of ground water to other states; and to repeal the original sections, and also Chapter 32, article 2, Reissue Revised Statutes of Nebraska, 1943, and sections 31-101.01, 31-301.01, 31-401.01, 46-614.01, and 46-1001.01, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 118. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 17-701, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the second class and villages; to change the fiscal year; and to repeal the original section.

LEGISLATIVE BILL 119. By J. James Waldron, 42nd District.

A BILL FOR AN ACT relating to insurance; to require periodic notification of the value of paid-up life insurance policies.

LEGISLATIVE BILL 120. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend 54-821, Revised Statutes Supplement, 1969, relating to livestock feeds; to require registration applications and labels to show the digestible protein content; and to repeal the original section.

LEGISLATIVE BILL 121. By Harold Moylan, 6th District.

A BILL FOR AN ACT to amend section 23-131, Reissue Revised Statutes of Nebraska, 1943, relating to county government; to provide that warrants may be delivered immediately when claims or accounts are allowed in full; and to repeal the original section.

LEGISLATIVE BILL 122. By Wally Barnett, Jr., 26th District.

A BILL FOR AN ACT relating to cities of the primary class; to state legislative findings; and to provide for election of the members of the city council from districts as prescribed.

LEGISLATIVE BILL 123. By Ramey Whitney, 44th District; George Syas, 13th District; and William Hasebroock, 18th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article I, of the Constitution of Nebraska, relating to the Bill of Rights; to guarantee the right of all citizens to bear arms for lawful purposes; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 124. By Ramey Whitney, 44th District; George Syas, 13th District; and William Hasebroock, 18th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 17, of the Constitution of Nebraska, relating to the Legislature; to clarify the provisions of impeachment; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972, to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 125. By Ramey Whitney, 44th District; George Syas, 13th District; and William Hasebroock, 18th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 18, of the Constitution of Nebraska, relating to the

Legislature; to eliminate explicit laws as prescribed; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 126. By Ramey C. Whitney, 44th District; and William H. Hasebroock, 18th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 8, of the Constitution of Nebraska, relating to the Legislature; to provide qualifications of members of the Legislature; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972, to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 127. By Ramey C. Whitney, 44th District; George Syas, 13th District; and William H. Hasebroock, 18th District

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 27, of the Constitution of Nebraska, relating to the Legislature; to correct the provisions thereof; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 128. By Orval Keyes, 3rd District

A BILL FOR AN ACT to amend section 25-2209, Reissue Revised Statutes of Nebraska, 1943, relating to district courts; to provide for microfilming of records and journals as prescribed; and to repeal the original section.

LEGISLATIVE BILL 129. By E. Thone Johnson, 15th District; and Claire W. Holmquist, 16th District

A BILL FOR AN ACT to amend section 23-925, Reissue Revised Statutes of Nebraska, 1943, relating to budgets of political subdivisions; to provide exceptions to the requirement for publication of budget statements; and to repeal the original section.

LEGISLATIVE BILL 130. By Fred W. Carstens, 30th District; and Harold D. Simpson, 46th District.

A BILL FOR AN ACT to repeal section 68-215.01, Reissue Revised Statutes of Nebraska, 1943, relating to public assistance.

LEGISLATIVE BILL 131. By J. W. Burbach, 19th District; Roland A. Luedtke, 28th District; Harold D. Simpson, 46th District

A BILL FOR AN ACT to amend section 77-2715, Revised Statutes Supplement, 1969, relating to taxation; to change the food sales tax credit; and to repeal the original section.

COMMUNICATION

January 5, 1971

Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska 68509

Dear Mr. Brown:

Please advise the members of the Legislature that a surety bond for Allen J. Beermann, number I S56 042-4, in the amount of $50,000.00, for the period January 7, 1971 to the first Thursday after the first Tuesday of January 1975, Lumbermens Mutual Casualty Company, surety, was filed in this office on January 5, 1971.

Witness my hand and official seal this fifth day of January, 1971.

(Signed) Ray C. Johnson
Auditor of Public Accounts

RCJ:lml

STANDING COMMITTEE REPORTS

Officers Elected

Banking

Vice Chairman	Thome Johnson

Constitutional Revision

Vice Chairman	Wally Barnett

Education

Vice Chairman	Gerald Stromer
Secretary	Ellen Craft

Government

Vice Chairman	Fred Carstens
Secretary	P.J. Morgan

Health and Welfare

Vice Chairman	Richard Lewis
Secretary	Richard Maresh

Judiciary

Vice Chairman	Fred Carstens

Miscellaneous Subjects

Vice Chairman	Ellen Craft

Public Works

Vice Chairman	Irving Wiltse

Revenue

Vice Chairman	Jules Burbach

Urban Affairs

Vice Chariman	Terry Carpenter

RESOLUTIONS

LEGISLATIVE RESOLUTION 2.

Introduced by William H. Hasebroock, 18th District; William F. Swanson, 27th District; Leslie A. Stull, 49th District; and Richard F. Proud, 12th District; and Eugene Mahoney, 5th District.

WHEREAS, John E. Everroad served the Seventy-ninth to Eighty-first Sessions of the Nebraska State Legislature as its President; and

WHEREAS, while serving as President he presided in an efficient and unprejudiced manner; and

WHEREAS, John E. Everroad was highly respected as such President.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

That the members of the Legislature express their appreciation to John E. Everroad for his fairness and dignified manner in presiding as President of the Seventy-ninth to Eighty-first Sessions of the Nebraska State Legislature.

LR 2 was adopted by unanimous consent.

ANNOUNCMENT

Mr. Swanson made a report on office space.

ADD-CO-INTRODUCER

Mr. Barnett asked that his name be added to LB 108. No objections. So ordered.

COMMITTEE MEETING

Mr. Swanson asked unanimous consent for the Reference Committee to meet in the Speaker's office in 10 minutes. So ordered.

Mr. Proud asked unanimous consent for the Committee on Committees to meet in the West Senate Lounge immediately after recess. So ordered.

ANNOUNCEMENT

Mr. Carstens announced that the tour to the Beatrice State Home would leave, Monday, January 11th, at 10:45 a.m.

RECESS

At 10:48 on a motion by Mr. Swanson, the Legislature recessed until 1:30 p.m.

AFTER RECESS

The Legislature reconvened at 1:30 p.m., President Everroad presiding.

ROLL CALL

The roll was called and all members were present.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 132. By Ramey Whitney, 44th District; George Syas, 13th District; and William Hasebroock, 18th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 13, of the Constitution of Nebraska, relating to the Legislature; to clarify the meaning and eliminate obsolete matter; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 133. By Herbert Duis, 39th District.

A BILL FOR AN ACT to amend section 76-901, Revised Statutes Supplement, 1969, relating to real property; to redefine value; and to repeal the original section.

LEGISLATIVE BILL 134. By Herbert Duis, 39th District.

A BILL FOR AN ACT to amend section 60-415, Revised Statutes Supplement, 1969, as amended by Laws 1970, Chapter 1, section 1, relating to motor vehicles; to provide that a person may receive more than one duplicate operators license or permit in the event of loss for fifty cents; and to repeal the original section.

LEGISLATIVE BILL 135. By Herbert Duis, 39th District.

A BILL FOR AN ACT to amend section 23-131, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to provide for payment of warrants to officers and employees of the county without waiting for time for appeal; and to repeal the original section.

LEGISLATIVE BILL 136. By Herbert Duis, 39th District.

A BILL FOR AN ACT to amend section 60-1703, Revised Statutes Supplement, 1969, relating to motor vehicles; to remove the requirement that official inspection stations must file with the department a certificate of insurance or bond coverage as prescribed; and to repeal the original section.

LEGISLATIVE BILL 137. By Herbert Duis, 39th District.

A BILL FOR AN ACT to amend section 44-361, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to provide that extending of credit on life and liability insurance premiums shall not be a rebate of the premium; and to repeal the original section.

LEGISLATIVE BILL 138. By Herbert Duis, 39th District.

A BILL FOR AN ACT to repeal sections 79-1625 and 79-1626, Revised Statutes Supplement, 1969, relating to schools.

LEGISLATIVE BILL 139. By Ramey Whitney, 44th District; George Syas, 13th District; and William Hasebroock, 18th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 22, of the Constitution of Nebraska, relating to the Legislature; to eliminate the requirement that the legislature make appropriations until the expiration of the first quarter after adjournment of the next regular session; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 140. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT relating to handicapped persons; to define a term; to provide for rights of accused persons as prescribed; to provide for interpreters; to provide for fees; and to provide the applicability of this act.

LEGISLATIVE BILL 141. By Roland Luedtke, 28th District; and J. James Waldron, 42nd District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 14, of the Constitution of Nebraska, relating to the Legislature; to eliminate the requirement of final reading bills aloud; to reduce the time for final passage of a bill during a special session; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972, to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 142. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 85-112, Reissue Revised Statutes of Nebraska, 1943, relating to the State University; to provide for preferential treatment of certain applicants for admission to the medical college of the University of Nebraska; and to repeal the original section.

LEGISLATIVE BILL 143. By Terry Carpenter, 48th District.

A BILL FOR AN ACT TO AMEND SECTION 72-1246, Revised Statutes Supplement, 1969, relating to public lands and buildings; to provide for loans to resident students in state educational institutions from funds of the Board of Educational Lands and Funds; and to repeal the original section.

LEGISLATIVE BILL 144. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 83-325, Revised Statutes Supplement, 1969, relating to state institutions; to provide for change in the procedure for issuance of warrants by county boards of mental health; and to repeal the original section.

LEGISLATIVE BILL 145. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to public health and welfare; to provide for the licensing of psychiatric technicians; to create a board of examiners therefor; to define terms; to set standards; to provide penalties; to provide for schooling for prospective licensees; and to set license fees.

REFERENCE COMMITTEE REPORT

LB	Committee
92	Government and Military Affairs
93	Agriculture and Recreation
94	Appropriations
95	Miscellaneous Subjects
96	Agriculture and Recreation
97	Public Health and Welfare
98	Government and Military Affairs
99	Government and Military Affairs

LB	COMMITTEE
100	Public Works
101	Public Works
102	Public Health and Welfare
103	Education
104	Banking, Commerce and Insurance
105	Government and Military Affairs
106	Government and Military Affairs
107	Agriculture and Recreation
108	Education
109	Government and Military Affairs
110	Education
111	Revenue
112	Public Works
113	Miscellaneous Subjects
114	Agriculture and Recreation
115	Public Works
116	Judiciary
117	Agriculture and Recreation
118	Urban Affairs
119	Banking, Commerce and Insurance
120	Agriculture and Recreation
121	Government and Military Affairs
122	Urban Affairs
123	Constitutional Revision
124	Constitutional Revision
125	Constitutional Revision
126	Constitutional Revision
127	Constitutional Revision
128	Judiciary
129	Government and Military Affairs
130	Public Health and Welfare
131	Revenue

(Signed) William F. Swanson, Chairman
Executive Board

ADD–CO-INTRODUCER

Mr. Luedtke asked unanimous consent to add his name to L B 91. No objections. So ordered.

COMMUNICATIONS

January 7, 1971

The Speaker of the Legislature
Eighty - second Session of the

Legislature of Nebraska–Regular
(First Session)
Lincoln, Nebraska

Honorable Speaker:

We are submitting to you a certificate stating that the bonds and oaths for the following elected officials, for the terms beginning the 7th day of January 1971, and ending the first Thursday after the first Tuesday in January, 1975, are on file in the office of the Secretary of State:

Governor J. James Exon
Lieutenant Governor Frank Marsh
Auditor of Public Accounts Ray A. C. Johnson
State Treasurer Wayne R. Swanson
Attorney General Clarence Meyer.

The certificates further states that the required oaths are on file in the office of the Secretary of State for:

Robert T. Marland, Railway Commissioner, First District
Duane Gay, Railway Commissioner, Third District
John E. Newton, Judge of Supreme Court, Third District

Respectfully submitted,

(Signed) Frank Marsh
Secretary of State

CERTIFICATE

Frank Marsh, Secretary of State of the State of Nebraska does hereby certify that:

Governor J. James Exon
Lieutenant Governor Frank Marsh
Auditor of Public Accounts Ray A. C. Johnson
State Treasurer Wayne R. Swanson, and
Attorney General Clarence Meyer have filed their bonds and oaths with the Secretary of State as required by law.

I further certify that the required oaths have been filed in the office of Secretary of State by Robert T. Marland, Railway Commissioner, First District; Duane Gay, Railway Commissioner, Third District and John E. Newton, Judge of Supreme Court, Third District.

In Testimony Whereof, I have hereunto set my hand and affixed the Great Seal of the State of Nebraska.

Done at Lincoln this seventh day of January, in the year of our Lord, one thousand nine hundred and seventy-one.

(Signed) Frank Marsh
Secretary of State

(SEAL)

EASE

The Legislature was at ease from 1:38 p.m. until 1:50 p.m.

MOTION–Committee to Escort

Congressman Elect Charles Thone was escorted to the front of the Chamber by Senators Orme and Swanson.

Mrs. Frank Marsh and family were escorted to the front of the Chamber by Senators Luedtke, Carstens, Ziebarth, and Duis.

Mrs. J. James Exon and family were escorted to the front of the Chamber by Senators Luedtke, Carstens, Ziebarth, and Duis.

United States Senator Birch Bayh was escorted to the front of the Chamber by Senators Ziebarth and Kennedy.

MOTION–Committee to Escort State Board of Education

Mr. President: I move that a committee of four be appointed to escort the members elect of the State Board of Education.

(Signed) Ramey C. Whitney

The motion prevailed and the President appointed the following members to serve on said committee: Whitney, Craft, Simpson and Kokes.

The committee retired and subsequently returned and escorted State Board of Education Members Gerald Whelan, Shirley Peterson, Marilyn Fowler, and Francis V. Knapple to the rostrum.

MOTION–Committee to Escort Railway Commissioners

Mr. President: I move that a committee of two be appointed to escort members-elect of the Railway Commission.

(Signed) Elmer Wallwey

The motion prevailed and the President appointed the following members to serve on said committee: Nore and Wallwey.

The committee retired and subsequently returned and escorted Railway Commissioners Robert Marland and Duane Gay to the rostrum.

MOTION—Committee to Escort Attorney General

Mr. President: I move that a committee of three be appointed to escort the Attorney General.

(Signed) J. James Waldron

The motion prevailed and the President appointed the following members to serve on said committee: Waldron, Snyder, and Stahmer.

The committee retired and subsequently returned and escorted the Attorney General Clarence A. H. Meyer to the rostrum.

MOTION—Committee to Escort State Treasurer

Mr. President: I move that a committee of three be appointed to escort the State Treasurer-elect.

(Signed) Richard F. Proud

The motion prevailed and the President appointed the following members to serve on said committee: Proud, Epke, and Barnett.

The committee retired and subsequently returned and escorted the State Treasuer Wayne R. Swanson to the rostrum.

MOTION—Committee to Escort State Auditor

Mr. President: I move that a committee of three be appointed to escort the State Auditor.

(Signed) Richard Maresh

The motion prevailed and the President appointed the following members to serve on said committee: Maresh, Kremer, and Savage.

The committee retired and subsequently returned and escorted the State Auditor Ray A. C. Johnson to the rostrum.

MOTION—Committee to Escort Secretary of State

Mr. President: I move that a committee of three be appointed to escort the Secretary of State.

(Signed) Loran Schmit

The motion prevailed and the President appointed the following members to serve on said committee: Schmit, Goodrich, and Stromer.

The committee retired and subsequently returned and escorted the Secretary of State Allen J. Beermann to the rostrum.

MOTION–Committee to Escort Lieutenant Governor-elect

Mr. President: I move that a committee of three be appointed to escort the Lieutenant Governor-elect.

(Signed) Herbert J. Duis

The motion prevailed and the President appointed the following members to serve on said committee: Duis, Kennedy, and Kremer.

The committee retired and subsequently returned and escorted the Lieutenant Governor-elect Frank Marsh to the rostrum.

MOTION–Committee to Escort Supreme Court Judges

Mr. President: I move that a committee of six be appointed to escort the members of the Supreme Court.

(Signed) Sam Klaver

The motion prevailed and the President appointed the following members to serve on said committee: Klaver, DeCamp, Morgan, Lewis, Stull, and Wiltse.

The committee retired and subsequently returned and escorted Chief Justice Paul White, Justice Edward Carter, Justice Leslie Boslaugh, Justice Hale McCown, Justice Robert Smith, and Justice John Newton to the rosturm.

MOTION–Committee to Escort Governor-elect

Mr. President: I move that a committee of five be appointed to escort the Governor-elect.

(Signed) Ernest Chambers

The motion prevailed and the President appointed the following members to serve on said committee: Chambers, Mahoney, Skarda, Carpenter, and Kennedy.

The Committee retired and subsequently returned and escorted Governor-elect J. James Exon to the rostrum.

ANNOUNCEMENT

The President announced that the Governor's Public Reception will immediately follow the Inauguration Ceremonies.

OATHS OF OFFICE

The oath was administered to the following State Officers by Chief Justice Paul E. White:

Gerald Whelan, Shirley Peterson, Marilyn Fowler, and Francis V, Knapple; State Board of Education
Robert Marland and Duane Gay, Railway Commissioners
Clarence A. H. Meyer, Arrorney General
Wayne R. Swanson, State Treasurer
Ray A. C. Johnson, Auditor of Public Accounts
Allen J. Beermann, Secretary of State
Frank Marsh, Lieutenant Governor

Presentation,

President Everroad presented the gavel to the new Lt. Governor Frank Marsh.

John E. Everroad addressed the members.

PRESIDENT FRANK MARSH PRESIDING

The oath was administered to Justice John Newton by Chief Justice Paul E. White.

Oath of Office to Governor-Elect

The oath was administered to Governor-elect J. James Exon by Chief Justice Paul E. White.

INAUGURAL ADDRESS OF GOVERNOR J. JAMES EXON

Governor of the State of Nebraska

Mr. President

Mr. Speaker

Mr. Chief Justice and Associate Justices of the Supreme Court, Members of the Eighty-Second Session of the Legislature

Ladies and Gentlemen:

It is now of record that today, January 7, 1971, is a very significant day in the life of your new Governor. The oath that I have just taken, willingly and enthusiastically, but with humility and deepest sincerity, imposes upon me obligations which will be carried out both in its letter and in its spirit.

The oath is not new. Our administration is. The contribution that our administration will make to Nebraska will depend primarily on the programs and policies that we enunciate *and then back with action.*

The assistance of those in this chamber and of the people of this state is necessary if we are to attain our goals.

You will find your new Governor fully appreciative of the separation of powers, mindful of the essential and respective roles of the Legislative, Judiciary, and Executive Branches; but respect for separation of powers does not mean a communications vacuum. We need neither sterile buffer zones which frustrate the growth of ideas nor battlefields of verbal assault and recrimination. Mature judgment of well-developed proposals in an atmosphere of respect for the responsibilities of each is the environment we envision.

Let us set about the task of unifying Nebraska. You will find me seeking understanding, appreciating opposing points of view and expecting cooperation from all Nebraskans for Nebraska.

I find it disturbing when Governmental, Economic, Cultural, and Educational Activities become competitive to the extent that they develop into rivalries which fractionalize our state and its people. This is ridiculous. We are one unit working for the common good under Democratic processes. In State Government it behooves each of us, whether we are Judicial, Legislative, or Executive to bear in mind that our ultimate goal is not the aggrandizement of ourselves, our jobs, or our particular branch of Government. Rather, as the Political and Governmental leaders of this state, we should seek to develop and foster unity. I ask you to join me in pledging to seek this goal.

In this regard the wishes of the people must be considered and ultimately followed. Leadership, as signified by the oaths taken this week, is in a sense a grant of power; but more so it is a grant of responsibility to legislate and to govern for those who have selected us. Likewise we are charged with the obligation to lead as well as to listen; to have not only the courage of our convictions but the ability to communicate those convictions to the people from whence our authority was granted.

In working towards our mutual and individual goals, the dialogue between the Legislature and the Governor's office must flourish. This administration will listen. We seek the suggestions of all Nebraskans. We will be making specific recommendations on many subjects vital to the advancement of Nebraska. For the present, please allow me to briefly identify only a few areas of concern to the Administration:

The Executive Budget. The budget will be austere by some standards, but adequate. It will reflect a concern for priorities. No essential services of the state will be sacrificed, nor will the foundations for the future be surrendered to expedite the present. This must be accomplished within the basic framework of the 1970 sales and income tax levels.

The Courts. The importance of the Judicial Branch is well recognized. Our society could not function without the courts settling our private disputes, determining the constitutionality of Legislative and Executive actions, and dispensing justice to those who would violate society's rules of conduct. I consider the adoption of Amendment 9 to be the most important development in the growth of the Judiciary in this century. In addition, your Governor believes that one of his paramount responsibilities, certainly one that will affect the state tremendously in years to come, is the appointment of quality judges at all levels of our Judicial System.

Taxation. I recommend and urge tax reforms, including the elimination of the sales tax on food at the grocery counter and the closing of the unfair loopholes in the Nebraska income tax. With the authorization in the last session of the Legislature for municipalities to assess a sales tax, a new inequity was introduced into the already unfair tax on food. No complicated formula for credit on the state income tax as a rebate for the food tax is now equitable even if some sincerely believe it was previously. Some citizens of Nebraska are now paying a 3 1/2% tax on food, some 3%, and others 2 1/2%, yet all received the same rebate figure. The only way to eliminate the whole unfair and regressive business of a sales tax on food is to drop it at its source, as sixteen other states already do. I am convinced an overwhelming majority of our citizens want such action. It is my hope we will respond.

Environment. Our choice is not whether to participate, but how to catch up in the desperate race to save our environment, a race that has been basically ignored in Nebraska save for words of concern. We are recommending an emergency appropriation to fund the state's portion and to qualify our cities for Federal matching funds for secondary sewage treatment facilities. This appropriation will allow us to utilize Federal funds which will otherwise lapse by May first. A continuing appropriation for the similar functions will be a recommended budget priority. In addition, we must immediately review the coordination of environmental activities which now involve some eleven separate state agencies. This administration will not be satisfied with mere reaction. Water and air pollution demand positive action.

School Lands. We ask that the laws requiring mandatory sale of school lands be repealed. The present and future generations of Nebraska's school children and their educational environment must not be left to the whims of Wall Street. This administration will fight the shrinking of the Public Domain at all levels of Government.

Meat Inspection and Dairy Standards. I am convinced that this state's programs in meat inspection should be repealed and left to the Federal Agencies, where approximately 90% of all our meat is presently inspected and it is our hope that the Legislature will review the Milk Price-Setting Bill of the last session and repeal at least that portion dealing with retail price fixing.

Education. We will recommend continuance of state aid to local school districts at the present level. Education costs will continue their upward spiral unless we learn to do more with what we have in financial, teacher and classroom resources. Enrollment in many institutions of higher learning in Nebraska, as well as across the Nation, has leveled. The enrollment in others is down considerably: still others are closing their doors. It is a time for us to pursue both prudence and intelligent planning in our worthy pursuit of better quality education at all levels. We should seek new ideas and consider more realistic proposals to streamline our systems. Let us focus more attention on educational output and less on input.

The Less Fortunate and The Senior Citizens. Some members of our society unfortunately are impaired physically or otherwise. Still others are in their golden years and depend on us now just as we depended on them only a few years ago. We must be more compassionate and understanding and be prepared to better meet their needs with both our talent and tax dollars.

Welfare. Welfare costs have been skyrocketing in such fantastic proportions, that the needs of the legitimate underpriviledged, temporary and otherwise, are being threatened by the very weight of numbers. It is time that people take over the programs rather than programs taking over the people. Here is a problem that threatens the financial stability of most State Governments. We will take care of those in legitimate need, seeking Federal help in correcting abuses and funding.

Agricultural and Industrial Development. You will discover this administration an especially active administration in furthering the interests of agriculture and industrial expansion. You have begun an important effort for attracting industry by the establishment of several new Vocational Education Schools. These should be strengthened.

Crime and Drug Abuse. We will be working closely with the Legislature to institute stepped-up programs to fight crime and drug abuse. We need "Get Tough Laws" in many areas, in others we need education and medical attention. This will cost money and this administration will recommend re-arranging spending priorities to assure a reasonable increase in manpower and the advancement of sound proposals for needed Legislation.

Roads. Generally this administration concurs with the principal of the so-called six year road building program. It is a fascinating document. We are discouraged in that no plans were made to pay for the total package. We will carry forward basically an accellerated "Pay As You Go Road Program," shunning additional bonded debt unless there is no reasonable alternative.

In maintaining and facing up to the legitimate needs of Nebraska, while living within our means, I call upon all state employees to join me, where possible, in accomplishing our individual tasks with not more, but less employees. We must eliminate waste and duplication. We will be making recommendations to raise the wages of those dedicated state employees at the lower echelons of State Government.

Restraint is a virtue that should not be forgotten. Recognizing it takes more courage to say "No" than "Yes," we are approaching our new responsibilities with determination. We expect others to join us in cutting costs of Government.

In the Executive Department we will demand innovative administrators, extra effort on the part of all employees, and excellence in service rendered the public.

The next four years, God willing and with his blessing, will be the most challenging and I pray rewarding to both the people of Nebraska and to myself as your Governor.

I have always cherished the satisfaction and the blessing of heading a wonderful family united in love and the unselfish dedication to what was best ultimately for the family collectively. My only desire is that four years from today, through your assistance and the backing of the citizens of this great state, I will cherish a similar feeling of satisfaction that our mission as Governor was good for Nebraska and the Nation.

Closing Ceremony

Governor J. James Exon was escorted from the Chamber.

The Chief Justice, Associate Justices and Judges of the Supreme Court were escorted from the Chamber.

SPEAKER HASEBROOCK PRESIDING

Lt. Governor Marsh was escorted from the Chamber.

The State Officers were escorted from the Chamber.

The Frank Marsh family were escorted from the Chamber.

The J. James Exon family and the State Officers' wives were escorted from the Chamber.

SPEAKER SIGNS

While the Legislature was in session and capable of transacting business, the Speaker signed: LR 2.

REFERENCE COMMITTEE REPORT

LB	Committee
132	Constitutional Revision
133	Revenue
134	Public Works
135	Government and Military Affairs
136	Public Works
137	Banking, Commerce and Insurance
138	Education
139	Constitutional Revision
140	Judiciary
141	Constitutional Revision
142	Education
143	Banking, Commerce and Insurance
144	Public Health and Welfare
145	Public Health and Welfare

(Signed) William F. Swanson, Chairman
Executive Board

ANNOUNCEMENT

Mr. Carstens informed the members that the trip to the Beatrice State Home scheduled Monday would be conducted some other time.

ADJOURNMENT

At 3:12 p.m., on a motion by Mr. Mahoney, the Legislature adjourned until 10:00 a.m., Monday, January 11th.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

FOURTH DAY

Legislative Chamber, Lincoln Nebraska
Monday, January 11, 1971

Pursuant to adjournment, the Legislature met at 10:00 a.m. President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Our Father, before we become involved in the routine of another day, we stop to seek Thy help. Experienced in the ways of men so well, we know all too little of the ways of God. But Thou knowest each one of us, by name and by need. Therefore turn our wayward minds and hearts to Thee. Forgive our faults and failures that we have committed in the past and set us free from them. Forgive our failure to apply to ourselves the standards of conduct we demand of others. Forgive our slowness to see the good in others or to see the evil in ourselves. In our differences may we be kind; in our agreements may we be humble, that Thy will may be done in us and through us in our beloved state. For Jesus' sake. Amen.

ROLL CALL

The roll was called and all members were present.

SELECT COMMITTEE REPORT

Committee on Committees

January 7, 1971

Mr. President:

The Committee on Committees desires to report that it met on January 7, 1971, at 10:35 A.M., for the purpose of nominating members to the Conflict of Interest Committee.

The following members were re-nominated for a two year term;

Clarence A. H. Meyer
Dr. Robert Palmer
David Osterhout

(Signed) Richard F. Proud
Chairman

Mr. Proud moved for a roll call confirming each of the nominees.

The motion prevailed.

Vote On Clarence A. H. Meyer

Voting in the affirmative, 45:

Barnett
Burbach
Carsten
Carstens
Chambers
Clark
Craft
De Camp
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Whitney
Wiltse

Voting in the negative, 0.

Not Voting, 4:

Carpenter
Duis
Waldo
Ziebarth

Having received a majority of the votes of all the members, President Marsh declared the nomination of Clarence A. H. Meyer confirmed.

Vote on Dr. Robert Palmer

Voting in the affirmative, 46:

Barnett
Burbach
Carsten
Chambers
Clark
Craft
De Camp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Orme
Proud .
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not Voting, 3:

Carpenter
Carstens
Nore

Having received a majority of the votes of all the members, President Marsh declared the nomination of Dr. Robert Palmer confirmed.

Vote On David Osterhout

Voting in the affirmative, 46:

Barnett
Burbach
Carsten
Carstens
Chambers
Clark
Craft
De Camp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron

Wallwey Warner Whitney
Wiltse

Voting in the negative, 0.

Not voting, 3:

Carpenter Mahoney Ziebarth

Having received a majority of the votes of all the member, President Marsh declared the nomination of David Osterhout confirmed.

MOTION–Conflicts Of Interest Committee

Mr. Swanson moved that the following Senators represent the Conflict of Interest Committee; Hasebroock, Syas, Stull and Carstens.

The motion prevailed with 46 ayes, 0 nays and 3 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 146. By William Hasebroock, 18th District; George Syas, 13th District; and Roland Luedtke, 28th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, sections 1, 2, 3, and 4, of the Constitution of Nebraska, relating to the Legislature; to change the provisions for initiative and referendum petitions; to provide that the initiative and referendum powers shall not apply to revenue measures nor to expense of state government; to provide for change of ballot title; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 147. By Richard Lewis, 38th District.

A BILL FOR AN ACT to amend sections 71-401, 71-404, 71-405, and 71-406, Reissue Revised Statutes of Nebraska, 1943, relating to public health; to redefine terms; to increase fees as prescribed; to change the provisions for examinations in basic sciences; to provide powers and duties for the Board of Examiners in Basic Sciences as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 148. By Richard Lewis, 38th District.

A BILL FOR AN ACT relating to hospitals; to provide for the improving of quality of medical and hospital care as prescribed; to provide for privileged communications as prescribed; to amend section 25-12,122, Revised Statutes Supplement, 1969, and to repeal the original section.

LEGISLATIVE BILL 149. By Richard Lewis, 38th District.

A BILL FOR AN ACT to amend section 25-208, Reissue Revised Statutes of Nebraska, 1943, relating to civil procedure, district court; to extend the period of limitations for actions based on malpractice or professional negligence as prescribed; and to repeal the original section.

LEGISLATIVE BILL 150. By Richard Lewis, 38th District.

A BILL FOR AN ACT to amend section 71-1,103, 71-1,104, 71-1,104.02, 71-1,107.01, 71-1,107.02, 71-1,107.03, 71-1,107.04, 71-1,107.05, 71-1,107.06, 71-1,107.07, 71-1,107.08, 71-1,107.09, 71-1,107.10, 71-1,107.11, and 71-1,107.13, Revised Statutes Supplement, 1969, relating to medicine and surgery; to transfer duties from the State Board of Health and Director of Health to the Department of Health as prescribed; to provide qualifications for issuing visiting faculty permits; to clarify the meaning thereof; and to repeal the original sections.

LEGISLATIVE BILL 151. By Richard Lewis, 38th District.

A BILL FOR AN ACT relating to motor vehicles; to provide for a medical advisory board to advise the Department of Motor Vehicles on medical criteria and vision standards relating to licensing of drivers; to provide appointment, term of office, expenses and per diem for members thereof; to provide for the examination of a licensed driver or an applicant for a license by the medical advisory board or one or more of its members or by a qualified person designated by such board in appropriate cases; to amend section 60-407, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original section.

LEGISLATIVE BILL 152. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 72-1246, Revised Statutes Supplement, 1969, relating to the Nebraska Investment Council; to provide additional investment authority; to require the council to make student loans as prescribed; and to repeal the original section.

LEGISLATIVE BILL 153. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 16-702, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first class; to remove limitations on tax levies in such cities; to provide for establishment of certain sinking funds; and to repeal the original section.

LEGISLATIVE BILL 154. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 16-203, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first class; to remove limits on certain mill levies in such cities; and to repeal the original section.

LEGISLATIVE BILL 155. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-1331, Revised Statutes Supplement, 1969, relating to revenue and taxation; to require counties to provide for use of data processing facilities for revenue collection; and to repeal the original section.

LEGISLATIVE BILL 156. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 14-514, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the metropolitan class; to remove limits on certain mill levies in such cities; and to repeal the original section.

LEGISLATIVE BILL 157. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 23-921, Reissue Revised Statutes of Nebraska, 1943, relating to political subdivisions; to exempt local governing bodies from the Nebraska Budget Act as prescribed; and the repeal the original section.

LEGISLATIVE BILL 158. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-1342, Revised Statutes Supplement, 1969, relating to revenue and taxation; to provide for billing of assessment districts by the Tax Commissioner; to provide for change in the handling of the Tax Commissioner Revolving Fund; and to repeal the original section.

LEGISLATIVE BILL 159. By Richard Proud, 12th District; Wayne Ziebarth, 37th District; and John Savage, 10th District.

A BILL FOR AN ACT to amend section 14-117, Reissue Revised Statutes of Nebraska, 1943, relating to annexation by cities of the metropolitan class; to establish procedures relating to annexation, merger or consolidation of incorporated cities or villages with and by cities of the metropolitan class; to make such procedures applicable to any annexation of any such city or village where such annexation has not been enforced prior to the effective date of this act; to repeal the original section; and to declare an emergency.

RESOLUTIONS

LEGISLATIVE RESOLUTION 3.

Introduced by Fern Hubbard Orme, 15th District; William H. Hasebroock, 18th District; and Claire W. Holmquist, 16th District.

WHEREAS, John G. Neihardt, Epic Poet of the West and Poet Laureate of Nebraska celebrated his ninetieth birthday January 8, 1971,

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

The members of the Legislature congratulate this distinguished man for having lived and accomplished so much in his lifetime, and hope for a continued and additional years of livelihood.

Mrs. Orme moved to suspend the rules and consider LR 3 at this time.

The motion prevailed with 42 ayes, 0 nays, and 7 not voting.

LR 3 was adopted with 41 ayes, 0 nays and 8 not voting.

WEDDING ANNIVERSARY

Mr. Luedtke announced that Mr. and Mrs. Simpson are celebrating their 25th Wedding Anniversary today.

GENERAL FILE

Mr. Swanson moved to suspend the rules to take up on bills on General File at this time. The motion prevailed with 39 ayes, 0 nays, and 10 not voting.

LEGISLATIVE BILL 1. Reading waived. Explained.

Advanced to E and R for review with 37 ayes, 0 nays and 12 not voting.

LEGISLATIVE BILL 2. Reading waived. Explained.

Advanced to E and R for review with 34 ayes, 2 nays and 13 not voting.

LEGISLATIVE BILL 3. Reading waived. Explained.

Advanced to E and R for review with 38 ayes, 0 nays and 11 not voting.

LEGISLATIVE BILL 4. Reading waived. Explained.

Advanced to E and R for review with 37 ayes, 0 nays and 12 not voting.

LEGISLATIVE BILL 5. Reading waived. Explained.

Advanced to E and R for review with 40 ayes, 0 nays and 9 not voting.

LEGISLATIVE BILL 6. Reading waived. Explained.

Advanced to E and R for review with 37 ayes, 0 nays and 12 not voting.

LEGISLATIVE BILL 7. Reading waived. Explained.

Advanced to E and R for review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 8. Reading waived. Explained.

Advanced to E and R for review with 39 ayes, 0 nays and 10 not voting.

LEGISLATIVE BILL 9. Reading waived. Explained.

Advanced to E and R for review with 43 ayes, 0 nays and 6 not voting.

LEGISLATIVE BILL 10. Reading waived. Explained.

Advanced to E and R for review with 38 ayes, 0 nays and 11 not voting.

LEGISLATIVE BILL 11. Reading waived. Explained.

Advanced to E and R for review with 41 ayes, 0 nays and 8 not voting.

LEGISLATIVE BILL 12. Reading waived. Explained.

Advanced to E and R for review with 41 ayes, 0 nays and 8 not voting.

LEGISLATIVE BILL 13. Reading waived. Explained.

Advanced to E and R for review with 42 ayes, 0 nays and 7 not voting.

LEGISLATIVE BILL 14. Reading waived. Explained.

Advanced to E and R for review with 33 ayes, 2 nays and 14 not voting.

ANNOUNCEMENT

Mr. Proud, Chairman of Committee of Committees, requested Committee Chairman to hold Committee Meetings as soon as possible.

MEETING–Orientation Course

A meeting for new members will be held in the West Senate Lounge at 1:30 p.m. January 11, so that Jack Wilson may acquaint new members with his job and how his office is available tothem. An attorney will advise how to use the Statutes, also.

MEETING–Reference Committee

The Reference Committee will meet in the Speaker's Office at 1:30 p.m.

COMMITTEE MEETING–Executive Session

Senator Marvel asked unanimous consent that the Budget Committee to meet in the Supreme Court Hearing Room at 2:00 p.m. today for an Executive Session.

GENERAL FILE

LEGISLATIVE BILL 15. Reading waived. Explained.

Advanced to E and R for review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 16. Reading waived. Explained.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 17. Reading waived. Explained.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 18. Reading waived. Explained.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 19. Reading waived. Explained.

Advanced to E and R for review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 20. Reading waived. Explained.

Advanced to E and R for review with 38 ayes, 0 nays and 11 not voting.

LEGISLATIVE BILL 21. Reading waived. Explained.

Advanced to E and R for review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 22. Reading waived. Explained.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 23. Reading waived. Explained.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 24. Reading waived. Explained.

Advanced to E and R for review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 25. Reading waived. Explained.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 26. Reading waived. Explained.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

MOTION—Return LB 17

Mr. Holmquist moved to return LB 17 to General File to bracket indefinitely. The motion prevailed with 33 ayes, 8 nays and 8 not voting.

LEGISLATIVE BILL 27. Reading waived. Explained.

Advanced to E and R for review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 28. Reading waived. Explained.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 29. Reading waived. Explained.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 30. Reading waived. Explained.

Advanced to E and R for review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 31. Reading waived. Explained.

Advanced to E and R for review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 32. Reading waived. Explained.

Advanced to E and R for review with 37 ayes, 0 nays and 12 not voting.

LEGISLATIVE BILL 33. Reading waived. Explained.

Advanced to E and R for review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 34. Reading waived. Explained.

Advanced to E and R for review with 35 ayes, 0 nays and 14 not voting.

UNANIMOUS CONSENT—Pass Over

Mr. Luedtke asked unanimous consent to pass over LB 35, 36, and 37 and proceed to LB 49. No objections. So ordered.

LEGISLATIVE BILL 49. Reading waived. Explained.

Advanced to E and R for review with 34 ayes, 0 nays and 15 not voting.

NOTICE OF COMMITTEE HEARING

Public Health and Welfare

LB 40	Tuesday, January 19, 1971	2:00 p.m.
LB 43	Tuesday, January 19, 1971	2:00 p.m.
LB 48	Tuesday, January 19, 1971	2:00 p.m.

(Signed) Senator Thomas Kennedy, Chairman

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 160. By William Skarda, 7th District

A BILL FOR AN ACT to amend section 81-531, Reissue Revised Statutes of Nebraska, 1943, relating to the State Fire Marshal; to change the provisions for paying compensation and mileage to chiefs of fire departments and fire departments as prescribed; and to repeal the original section.

LEGISLATIVE BILL 161. By Ernest Chambers, 11th District

A BILL FOR AN ACT relating to cities and villages, all; to prevent discrimination in public accommoditions; to provide for enforcement and penalties for violations.

LEGISLATIVE BILL 162. By Sam Klaver, 9th District

A BILL FOR AN ACT relating to time; to provide for the expiration of day-light savings time as prescribed.

LEGISLATIVE BILL 163. By Robert Clark, 47th District; Walter H. Epke, 24th District; Maurice Kremer, 34th District

A BILL FOR AN ACT to amend section 79-1436.01, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to rename the state vocational technical schools as colleges; to provide duties; and to repeal the original section.

LEGISLATIVE BILL 164. By Richard Maresh, 32nd District; Terry Carpenter, 48th District

A BILL FOR AN ACT to amend section 3-502, Reissue Revised Statutes of Nebraska, 1943, relating to airport authorities; to eliminate the requirement for owning or operating an airport as a prerequisite for forming an airport authority; and to repeal the original section.

LEGISLATIVE BILL 165. By Richard Maresh, 32nd District; Terry Carpenter, 48th District

A BILL FOR AN ACT to amend sections 3-155 and 3-156, Reissue Revised Statutes of Nebraska, 1943, relating to aeronautics; to change the conditions of sale as prescribed; to restate the use of proceeds of the sale and the investment thereof; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 166. By Harold Moylan, 6th District

A BILL FOR AN ACT to amend section 14-403, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the metropolitan class; to require such city to include in regulations the requirements for alleviating and preventing congestion or imperiling public safety when any change in use or zoning is requested; and to repeal the original section.

ADJOURNMENT

At 11:51 p.m., on a motion by Mr. Swanson, the Legislature adjourned until 10:00 a.m., Tuesday, January 12, 1971.

Vincent D. Brown
Clerk of the Legislature

FIFTH DAY—JANUARY 12, 1971

LEGISLATIVE JOURNAL

EIGHTY–SECOND LEGISLATURE
FIRST SESSION

FIFTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, January 12, 1971

Pursuant to adjournment, the Legislature met at 10:00 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> O God, stop us for a minute of prayer. Stop our anxious minds from wandering, and our wearied spirits from desiring anything but to know Thy will. Let us stand at attention before Thee and hear what Thou hast to say to us. We believe that Thou canst tell us not only what to do, but also how to do it. If it needs making up our minds, Thou who didst make our minds can show us how to make them up. If it needs changing our minds, Thou canst work that miracle too. Speak, O Lord, and make us hear, for Jesus' sake, Amen.

ROLL CALL

The roll was called and all members were present.

COMMUNICATIONS

Letter from Glen A. Murray, University of Nebraska student, regarding financial aid received from University that was made available by the Unicameral.

REFERENCE COMMITTEE REPORT

LB	Committee
146	Constitutional Revision
147	Public Health and Welfare
148	Public Health and Welfare
149	Judiciary
150	Public Health and Welfare
151	Public Works
152	Banking, Commerce and Insurance
153	Urban Affairs
154	Urban Affairs
155	Government and Military Affairs
156	Urban Affairs
157	Government and Military Affairs
158	Revenue
159	Urban Affairs
160	Government and Military Affairs
161	Miscellaneous Subjects
162	Miscellaneous Subjects
163	Education
164	Government and Military Affairs
165	Miscellaneous Subjects
166	Urban Affairs
87	Re-referred from Revenue to Government and Military Affairs

(Signed) William F. Swanson, Chairman

NOTICE OF COMMITTEE HEARINGS

Revenue

LB 45	Tuesday, January 19, 1971	2:00 p.m.
LB 46	Tuesday, January 19, 1971	2:00 p.m.
LB 69	Tuesday, January 19, 1971	2:00 p.m.

(Signed) Rudolf C. Kokes, Chairman

Banking, Commerce and Insurance

LB 52	Tuesday, January 19, 1971	2:00 p.m.
LB 53	Tuesday, January 19, 1971	2:00 p.m.
LB 143	Tuesday, January 19, 1971	2:00 p.m.

(Signed) Sam Klaver, Chairman

Judiciary

LB 41	Tuesday, January 19, 1971	2:00 p.m.
LB 42	Tuesday, January 19, 1971	2:00 p.m.
LB 47	Tuesday, January 19, 1971	2:00 p.m.
LB 88	Tuesday, January 19, 1971	2:00 p.m.
LB 89	Tuesday, January 19, 1971	2:00 p.m.
LB 90	Tuesday, January 19, 1971	2:00 p.m.
LB 116	Tuesday, January 19, 1971	2:00 p.m.

(Signed) Roland A. Luedtke, Chairman

Miscellaneous Subjects

LB 55	Thursday, January 21, 1971	2:00 p.m.
LB 61	Thursday, January 21, 1971	2:00 p.m.
LB 73	Thursday, January 21, 1971	2:00 p.m.
LB 91	Thursday, January 21, 1971	2:00 p.m.
LB 95	Thursday, January 21, 1971	2:00 p.m.
LB 78	Thursday, January 28, 1971	2:00 p.m.
LB 113	Thursday, January 28, 1971	2:00 p.m.

(Signed) James Waldron, Chairman

Government and Military Affairs Committee

LB 44	Thursday, January 21, 1971	2:00 p.m.
LB 62	Thursday, January 21, 1971	2:00 p.m.
LB 63	Thursday, January 21, 1971	2:00 p.m.
LB 76	Thursday, January 21, 1971	2:00 p.m.
LB 84	Thursday, January 21, 1971	2:00 p.m.
LB 109	Thursday, January 21, 1971	2:00 p.m.
LB 121	Thursday, January 21, 1971	2:00 p.m.
LB 129	Thursday, January 21, 1971	2:00 p.m.
LB 135	Thursday, January 21, 1971	2:00 p.m.
LB 82	Friday, January 22, 1971	2:00 p.m.
LB 92	Friday, January 22, 1971	2:00 p.m.
LB 98	Friday, January 22, 1971	2:00 p.m.
LB 99	Friday, January 22, 1971	2:00 p.m.
LB 105	Friday, January 22, 1971	2:00 p.m.
LB 106	Friday, January 22, 1971	2:00 p.m.

(Signed) Terry Carpenter, Chairman

Education

LB 51	Tuesday, January 19, 1971	2:00 p.m.
LB 65	Tuesday, January 19, 1971	2:00 p.m.
LB 103	Tuesday, January 19, 1971	2:00 p.m.
LB 108	Tuesday, January 19, 1971	2:00 p.m.

(Signed) Don Elrod, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 3. Correctly engrossed.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LR 3.

LEGISLATIVE RESOLUTION 4.

Introduced by William F. Swanson, 27th District.

WHEREAS, there may be a question as to whether the building located at the Southwest corner of Sixteenth and M Streets in the city of Lincoln is a part of the State Capitol.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the building located at the Southwest corner of Sixteenth and M Streets in the city of Lincoln shall be and hereby is declared to be a part of the State Capitol so long as there shall be in force a contract signed by the Governor for lease or rental of such space.
2. That the Board of Educational Lands and Funds shall move its offices to such part of the State Capitol when renovation now underway is completed.

Mr. Swanson moved to suspend the rules and consider LR 4 today.

The motion prevailed with 45 ayes, 0 nays and 4 not voting.

LR 4 was adopted with 44 ayes, 0 nays and 5 not voting.

MOTION–Statutes

Mr. Swanson moved that the State Librarian be authorized and directed to furnish the Lieutenant Governor, the Clerk of the Legislature and the Committee on Enrollment and Review a copy of the current Reissue Revised Statutes of Nebraska, 1943, and the 1969 Supplement thereto;

also the Permanent Journal and Session Laws of the Eighty-Second Session.

The motion prevailed.

BILLS ON FIRST READING

The following bills were read for the first time.

LEGISLATIVE BILL 167. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to taxation; to provide an intangible tax on shares held in a domestic, domesticated, or foreign corporation with certain exemptions; to provide for valuation; to provide for reporting and assesment; and to provide penalties.

LEGISLATIVE BILL 168. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 19-1309, Reissue Reivsed Statutes of Nebraska, 1943, relating to cities and villages of more than one class; to remove the limits on taxation for cities of the first and second classes; and to repeal the original section.

LEGISLATIVE BILL 169. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to repeal sections 77-27,142, to 77-27,148, Revised Statutes Supplement, 1969, relating to taxation.

LEGISLATIVE BILL 170. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-1250, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to provide a method of distributing taxes to counties in which real property has not been valued nor equalized as provided by law; and to repeal the original section.

LEGISLATIVE BILL 171. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-629, Revised Statutes Supplement, 1969, relating to taxation; to provide for distribution of car company taxes in proportion to the assessed valuation of the counties; and to repeal the original section.

LEGISLATIVE BILL 172. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to taxation; to provide for adjustments by weighted assesment ratios in tax distribution to counties which have not valued nor equalized real properties provided by law.

LEGISLATIVE BILL 173. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 53-180.02, Revised Statutes Supplement, 1969, relating to liquors; to provide authority under a nonbeverage user's license; to make it mandatory to impound motor vehicles used by minors in possessing, transporting, or having under his control any alcoholic liquor in any such vehicle as prescribed; to provide for the release of such vehicles; and to repeal the original section.

LEGISLATIVE BILL 174. By John Savage, 10th District.

A BILL FOR AN ACT to amend section 71-4102, Revised Statutes Supplement, 1969, relating to public health; to provide for exempting local authorities from the provisions of sections 71-4101 to 71-4109, Revised Statutes Supplement, 1969, as prescribed; and to repeal the original section.

LEGISLATIVE BILL 175. By Fern Hubbard Orme, 29th District; and Gerald Stromer, 36th District.

A BILL FOR AN ACT relating to education; to define terms; to provide student teachers or interns as prescribed; and to provide duties.

LEGISLATIVE BILL 176. By Claire Holmquist, 16th District.

A BILL FOR AN ACT to amend sections 48-801, 48-804, 48-810, 48-811, 48-816, and 48-818, Revised Statutes Supplement, 1969, relating to the Court of Industrial Relations; to reduce the members of the court and to curtail its jurisdiction as prescribed; to eliminate the provisions for organization of public employees and collective bargaining rights; and to repeal the original sections, and also section 48-837, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 177. By Harold Simpson, 46th District.

A BILL FOR AN ACT to amend section 44-1615, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to remove the maximum coverage for hospitalization, medical, surgical, accident, sickness, and life insurance coverage of public employees as prescribed; and to repeal the original section.

LEGISLATIVE BILL 178. By Harold Simpson, 46th District.

A BILL FOR AN ACT to amend section 43-615, Revised Statutes Supplement, 1969, relating to infants; to provide for payment of exactly four hundred dollars by the State Department of Education to the school district for each trainable mentally retarded child enrolled; and to repeal the original section.

LEGISLATIVE BILL 179. By Harold Simspon, 46th District.

A BILL FOR AN ACT to amend section 43-609, Reissue Revised Statutes of Nebraska, 1943, relating to infants; to provide for payment of state funds to school districts which educate handicapped and emotionally distrubed children equal to the actual excess costs to the district; and to repeal the original section.

LEGISLATIVE BILL 180. By Willard Waldo, 31st District; Elmer Wallwey, 17th District; and Herb Nore, 22nd District.

A BILL FOR AN ACT to amend sections 60-1301, 60-1303, 60-1305, 60-1306, 60-1308, and 60-1309, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to establish an Inspections Division in the Nebraska State Patrol and to prescribe the authority and responsibility of such division; to provide for transfer of personnel, equipment, and records; to require the cooperation of departments as prescribed; and to repeal the original sections, and also section 60-1304, Reissue Reivsed Statutes of Nebraska, 1943.

LEGISLATIVE BILL 181. By Richard Marvel, 33rd District.

A BILL FOR AN ACT to provide for the payment of compensation of officers and employees of the Legislature, traveling expenses of members, the payments to be made for supplies, the payments as provided by Chapter 68, article 6, Reissue Revised Statutes of Nebraska, 1943, and other incidental expenses incurred during the period from January 5, 1971, to June 30, 1972; to appropriate the sum of one million, one hundred fourteen thousand, six hundred ninety dollars therefor; and to declare an emergency.

LEGISLATIVE BILL 182. By Fern Hubbard Orme, 29th District; Willard Waldo, 31st District; and Don Elrod, 35th District.

A BILL FOR AN ACT relating to compensation of members of state boards, commissions and similar entities; to provide that they shall serve without salary; to provide a uniform method of compensation for expenses; to amend sections 1-110, 2-1201, 2-1505, 2-1803, 2-2104, 2-2306, 2-2404, 3-104, 23-2303, 39-1106, 48-610, 49-905, 51-402, 54-140, 54-1160, 57-904, 60-1402, 60-1705, 70-1003, 71-1,132.12, 71-222, 71-404, 71-2005, 71-2605, 71-2703, 71-3506, 72-720, 72-724, 79-327, 79-426.03, 79-1247.02, 80-305, 80-401.08, 81-842, 81-865, 81-8,163, 84-1303, and 85-104, Reissue Reivsed Statutes of Nebraska, 1943, and sections 39-2106, 39-2202, 39-2304, 48-1116, 49-1105, 49-1108, 68-702.01, 71-122, 71-317, 71-1401, 71-2037, 71-3003, 71-3706, 71-3708.01, 71-3809, 71-4503, 71-4715, 72-201, 72-716, 72-1239, 76-513, 79-1281, 79-2102, 79-2502, 79-2504, 81-263.83, 81-555, 81-804, 81-8,189, 81-1120.05, 81-1206, 81-1318, 81-1409, 81-1421, 83-162, 83-1,141, 84-134, and 85-301, Revised Statues Supplement, 1969; to provide when the provisions of this act shall become operative; and to repeal the original sections, and also section 71-122.01, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 183. By George Syas, 13th District.

A BILL FOR AN ACT to amend section 37-307, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to make it unlawful to shoot, kill, destroy, catch, attempt to shoot, kill, destroy, catch, or have in his possession living or dead any Cooper's hawk, sharp-shinned hawk, goshawk, or great horned owl; and to repeal the original section.

LEGISLATIVE BILL 184. By George Syas, 13th District.

A BILL FOR AN ACT to amend section 26-112, Revised Statutes Supplement, 1969, relating to municipal Courts; to increase fees as prescribed; and to repeal the original section.

LEGISLATIVE BILL 185. By William Swanson, 27th District.

A BILL FOR AN ACT relating to building and loan associations; to provide that state associations shall have all the rights, powers, privileges, benefits, and immunities of a federal savings and loan association doing business in this state except as prescribed; and to declare an emergency.

LEGISLATIVE BILL 186. By Duke Snyder, 14th District.

A BILL FOR AN ACT to amend section 31-436, Reissue Revised Statutes of Nebraska, 1943, relating to drainage; to authorize a city of the metropolitan class to assume operation and maintenance of a drainage district as prescribed; to provide for transfer and assumption of responsibilities and obligations; to provide taxes; to provide for dividends; and to repeal the original section.

MEMBER EXCUSED

Mr. Skarda asked unanimous consent to be excused the remainder of the morning. No objections. So ordered.

MOTION—Suspend the Rules

Mr. Marvel moved to suspend the rules and place LB 75 and LB 181 on General File without a public hearing.

The motion prevailed with 40 ayes, 0 nays and 9 not voting.

MOTION—Appoint Committee

Mr. Carpenter moved that the Executive Board of the Legislative Council appoint a committee of whatever number and membership they desire to replace the former committee on erection of the new State Office Building.

The motion prevailed with 44 ayes, 0 nays and 5 not voting.

MOTION—Office Building

Mr. Carpenter moved that we direct the Committee on the new State Office Building to proceed to expedite the contract with the City of Lincoln for the construction and leasing of a new State Office Building.

Mr. Marvel asked unanimous consent to lay over Mr. Carpenter's motion until Monday. No objections. So ordered.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 187. By Roland A. Luedtke, 28th District; Harold D. Simpson, 46th District; Richard F. Proud, 12th District.

A BILL FOR AN ACT to repeal section 29-114, Revised Statutes Supplement, 1969, relating to criminal procedure.

LEGISLATIVE BILL 188. By Richard F. Proud, 12th District.

A BILL FOR AN ACT to amend sections 31-711.02 and 31-740, Reissue Revised Statutes of Nebraska, 1943, and section 31-749, Revised Statutes Supplement, 1969, relating to sanitary and improvement districts; to change the requirements for notice for filing objections to assessment of costs of improvements; to provide for hearings; to provide additional duties for the clerk of the district court; and to repeal the original sections.

LEGISLATIVE BILL 189. By Richard F. Proud, 12th District

A BILL FOR AN ACT relating to labor; to provide that it shall be unlawful for failure of employer to make payments to a health or welfare fund, pension fund or vacation plan, or other such plan for benefit of the employees when he has agreed in writing to make such payments or has entered into a collective bargaining agreement providing such payments; and to provide a penalty.

COMMITTEE MEETING

Mr. Swanson asked unanimous consent for the Executive Board of the Legislative Council to meet upon adjournment. No objections. So ordered.

PERSONAL PRIVILEGE

Mr. Carpenter discussed liason with the Governor's office.

MOTION–Contact Governor

Mr. Carpenter moved that the Executive Board of the Legislative Council be directed to contact the Governor relative to obtaining a better working relationship with this body. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS

Urban Affairs

LB 38	Wednesday, January 20, 1971	2:00 p.m.
LB 74	Wednesday, January 20, 1971	2:00 p.m.
LB 80	Wednesday, January 20, 1971	2:00 p.m.
LB 83	Wednesday, January 20, 1971	2:00 p.m.

(Signed) H. D. Simpson, Chairman

Constitutional Revision

LB 126	Thursday, January 21, 1971	2:00 p.m.
LB 127	Thursday, January 21, 1971	2:00 p.m.
LB 123	Thursday, January 21, 1971	2:00 p.m.
LB 124	Thursday, January 21, 1971	2:00 p.m.
LB 125	Friday, January 22, 1971	2:00 p.m.
LB 132	Friday, January 22, 1971	2:00 p.m.
LB 139	Friday, January 22, 1971	2:00 p.m.
LB 141	Friday, January 22, 1971	2:00 p.m.

(Signed) George Syas, Chairman

BILLS ON FIRST READING

The following bills were read for the first time by title.

LEGISLATIVE BILL 190. By J. James Waldron, 42nd District; Ellen E. Craft, 45th District; Maurice A. Kremer, 34th District.

A BILL FOR AN ACT relating to real property; to provide uniform policies and procedures for the acquisition of private property for publicly financed projects; to provide for payments to displaced persons as prescribed; and to repeal sections 39-1321.01 to 39-1321.10, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 191. By J. James Waldron, 42nd District; Ellen E. Craft, 45th District; Maurice A. Kremer, 34th District.

A BILL FOR AN ACT to amend sections 76-711 and 76-717, Reissue Revised Statutes of Nebraska, 1943, and section 76-719.01, Revised Statutes Supplement, 1969, relating to eminent domain; to increase interest rates as prescribed; to provide that the party appealing an award shall be designated as plaintiff; and to repeal the original sections.

LEGISLATIVE BILL 192. By Glenn A. Goodrich, District 20.

A BILL FOR AN ACT to amend sections 23-108, 39-1722, 39-1724, and 39-1725, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to provide restrictions on the county board on vacating or discontinuing public roads as prescribed; to provide for notice; and to repeal the original sections.

ANNOUNCEMENT

Mr. Hasebroock has asked President Nixon to speak before the Legislature. No reply.

ADJOURNMENT

At 11:04, on a motion by Mr. Hasebroock, the Legislature adjourned until 10:00 a.m., Wednesday, January 13, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY—SECOND LEGISLATURE
FIRST SESSION

SIXTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, January 13, 1971

Pursuant to adjournment, the Legislature met at 10:00 a.m., President Frank Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> O God, our Father, as the battery is recharged without sound or motion, so wilt thou, in this moment of quiet, send thy spirit into the hearts and minds of each one here. With newness of life, with spiritual power, vision, and lively faith, enable them to meet all the demands which lie before them with glad anticipation, and then give them peace for the night. Through Jesus Christ our Lord. Amen.

ROLL CALL

The roll was called and all members were present.

ANNOUNCEMENT

Mr. Hasebroock was informed that President Nixon would be unable to speak to the Legislature, but members were invited to the University of Nebraska.

Mr. Hasebroock announced there would be no Legislative Sessions on Friday, January 15 and Monday, January 18, 1971.

NOTICE OF COMMITTEE HEARINGS

Education

LB 138	Wednesday, January 20, 1971	2:00 p.m.
LB 142	Wednesday, January 20, 1971	2:00 p.m.
LB 163	Wednesday, January 20, 1971	2:00 p.m.

(Signed) Donald Elrod, Chairman

Judiciary

LB 56	Monday, January 25, 1971	2:00 p.m.
LB 128	Monday, January 25, 1971	2:00 p.m.
LB 140	Monday, January 25, 1971	2:00 p.m.

(Signed) Roland Luedtke, Chairman

REFERENCE COMMITTEE REPORT

LB	Committee
167	Revenue
168	Government and Military Affairs
169	Revenue
170	Revenue
171	Revenue
172	Revenue
173	Miscellaneous Subjects
174	Public Health and Welfare
175	Education
176	Labor
177	Banking, Commerce and Insurance
178	Education
179	Education
180	Public Works
181	Appropriations
182	Miscellaneous Subjects
183	Agriculture and Recreation
184	Judiciary
185	Banking, Commerce and Insurance
186	Urban Affairs
187	Judiciary
188	Urban Affairs
189	Labor
190	Government and Military Affairs
191	Government and Military Affairs
192	Public Works

(Signed) William F. Swanson, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 4. Correctly engrossed.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LR 4.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1. Placed on Select File.

LEGISLATIVE BILL 2. Placed on Select File.

LEGISLATIVE BILL 3. Placed on Select File.

LEGISLATIVE BILL 4. Placed on Select File.

LEGISLATIVE BILL 5. Placed on Select File.

LEGISLATIVE BILL 6. Placed on Select File.

LEGISLATIVE BILL 7. Placed on Select File

LEGISLATIVE BILL 8. Placed on Select File.

LEGISLATIVE BILL 9. Placed on Select File.

LEGISLATIVE BILL 10. Placed on Select File as amended.

E and R amendment to LB 10:

1. On page 2, line 9, insert an underscored comma after "Legislature".

LEGISLATIVE BILL 11. Placed on Select File.

LEGISLATIVE BILL 12. Placed on Select File as amended.

E and R amendment to LB 12:

1. On page 5, line 7, strike "and" and insert "or".

LEGISLATIVE BILL 13. Placed on Select File.

LEGISLATIVE BILL 14. Placed on Select File.

LEGISLATIVE BILL 15. Placed on Select File.

LEGISLATIVE BILL 16. Placed on Select File.

LEGISLATIVE BILL 18. Placed on Select File.

LEGISLATIVE BILL 19. Placed on Select File.

LEGISLATIVE BILL 20. Placed on Select File.

LEGISLATIVE BILL 21. Placed on Select File.

(Signed) Duke Snyder, Chairman

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 193. By Rudolf C. Kokes, 41st District and Herb Nore, 22nd District.

A BILL FOR AN ACT to amend section 46-541, Reissue Revised Statutes of Nebraska, 1943, relating to reclamation districts; to extend the time for corporate existence; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 194. By Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 79-1524, Reissue Revised Statutes of Nebraska, 1943, and sections 79-1501 and 79-1528, Revised Statutes Supplement, 1969, relating to the school retirement system; to redefine terms; to change the amount of benefits payable to employees, upon retirement caused by disability or upon death prior to retirement; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 195. By Richard F. Proud, 12th District.

A BILL FOR AN ACT to establish a procedure for the acquisition of an electric distribution system by a city or village from a public power district.

LEGISLATIVE BILL 196. By Roland Luedtke, 28th District and Ramey Whitney, 44th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article I, section 23, of the Constitution of Nebraska, relating to Bill of Rights; to guarantee the right of appeal in all felony cases; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 197. By Roland Luedtke, 28th District and Ramey C. Whitney, 44th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article I, section 20, of the Constitution of Nebraska, relating to the Bill of Rights; to eliminate imprisonment for a fraudulently contracted debt; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

MOTION–50 Districts

Mr. Waldron moved that we get an informal showing of Senators favoring the raising of the number of Senators to 50.

Mr. Stull moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 38 ayes, 7 nays and 4 not voting.

The Waldron motion lost with 22 ayes, 9 nays and 18 not voting.

NOTICE OF COMMITTEE HEARING

Urban Affairs

LB 57	Wednesday, January 27, 1971	2:00 p.m.
LB 85	Wednesday, January 27, 1971	2:00 p.m.
LB 118	Wednesday, January 27, 1971	2:00 p.m.
LB 159	Wednesday, January 27, 1971	2:00 p.m.

(Signed) Harold D. Simpson, Chairman

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 198. By William H. Hasebroock, 18th District; Ramey C. Whitney, 44th District; and George Syas, 13th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 20, of the Constitution of Nebraska, relating to the Legislature; to restrain the state from alienating oil, gas and other minerals on land belonging to the state; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972, to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 199. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 17-702, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the second class; to remove the limits on the taxation that may be imposed by such cities; and to repeal the original section.

LEGISLATIVE BILL 200. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-27,137, Revised Statutes Supplement, 1969, relating to revenue and taxation; to provide for use of measurement ratios by the Tax Commissioner when distributing taxes to counties where real property has not been valued and equalized as provided by law; and to repeal the original section.

LEGISLATIVE BILL 201. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-509, Revised Statutes Supplement, 1969, relating to taxation; to provide for certification by the Board of Equalization; to provide an operative date; and to repeal the original sections and also sections 77-506 and 77-511, Reissue Revised Statutes of Nebraska, 1943, and sections 77-505, 77-507 to 77-510, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 202. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-27,144, Revised Statutes Supplement, 1969, relating to taxation; to eliminate the collection fee of the state for the Local Option Revenue Act; and to repeal the original section.

LEGISLATIVE BILL 203. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 66-303, 66-306, 66-308, 66-309, 66-317, 66-401, 66-511, 66-512 and 66-619, Reissue Revised Statutes of Nebraska, 1943, and sections 66-302, 66-304, 66-311, and 66-605, Revised Statutes Supplement, 1969, relating to motor vehicle fuels; to provide for enforcement and administration by the Department of Agriculture; and to repeal the original sections.

LEGISLATIVE BILL 204. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-909, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to eliminate the exemption of fraternal beneficiary associations from payment of taxes; and to repeal the original section, and also section 44-1067, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 205. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-27-142, Revised Statutes Supplement, 1969, relating to taxation; to provide for an increase in state sales tax; to provide for distribution of state sales tax to municipalities, counties, and school districts; and to repeal the original section, and also sections 77-27,143 to 77-27-148, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 206. By Jules Burbach, 19th District.

A BILL FOR AN ACT to amend section 77-2704, Revised Statutes Supplement, 1969, relating to sales and use taxes; to provide an additional exemption; and to repeal the original section.

LEGISLATIVE BILL 207. By Jules Burbach, 19th District and E. Thome Johnson, 15th District.

A BILL FOR AN ACT to amend sections 76-902 and 76-903, Revised Statutes Supplement, 1969, relating to real property; to remove exemptions from the tax on transferring title to real estate; to provide that all proceeds from such tax be deposited in the county general fund; and to repeal the original sections.

LEGISLATIVE BILL 208. By P. J. Morgan, 4th District.

A BILL FOR AN ACT to repeal section 85-197, Revised Statutes Supplement, 1969, relating to the University of Nebraska.

GENERAL FILE

LEGISLATIVE BILL 35. Reading waived. Explained.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 36. Reading waived. Explained. Laid over.

LEGISLATIVE BILL 37. Reading waived. Explained.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

MOTION—Suspend Rules

Mr. Marvel moved to suspend the rules and take up LB 75 and LB 181 on General File.

The motion prevailed with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 75. Reading waived. Explained.

Advanced to E and R for review with 35 ayes, 0 nays and 14 not voting.

LEGISLATIVE BILL 181. Reading waived. Explained.

Advanced to E and R for review with 40 ayes, 0 nays and 9 not voting.

MOTION—Indefinitely Postpone

Mr. Holmquist moved that LB 17 be indefinitely postponed. Motion pending.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 209. By Willard H. Waldo, 31st District; Calvin Carsten, 2nd District.

A BILL FOR AN ACT to amend section 77-1315, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to require notice by first-class mail of increases in real estate assessments; and to repeal the original section.

LEGISLATIVE BILL 210. By Wayne Ziebarth, 37th District; Ramey C. Whitney, 44th District; Thomas C. Kennedy, 21st District; Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend sections 79-202 and 79-207, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to conform a provision on attendance to other legislation; to change procedures for filing attendance reports; and to repeal the original sections.

LEGISLATIVE BILL 211. By Wayne Ziebarth, 37th District; Ramey C. Whitney, 44 th District; Thomas C. Kennedy, 21st District; Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend sections 79-201 and 79-420, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to require that school terms be not less than nine months; and to repeal the original sections, and also section 79-468, Reissue Revised Statutes of Nebraska, 1943, and section 79-431, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 212. By Wayne Ziebarth, 37th District; Ramey C. Whitney, 44th District; Thomas C. Kennedy, 21st District; Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend sections 79-105 and 79-106, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide additional standards and authority for reclassification of school districts; and to repeal the original sections.

LEGISLATIVE BILL 213. By Wayne Ziebarth, 37th District; Ramey C. Whitney, 44th District; Thomas C. Kennedy, 21st District; Harold D. Simpson, 46th District.

A BILL FOR AN ACT to repeal sections 79-468, 79-472 to 79-477, 79-4,144, and 79-1401 to 79-1408, Reissue Revised Statutes of Nebraska, 1943, relating to schools.

LEGISLATIVE BILL 214. By Wayne Ziebarth, 37th District; Ramey C. Whitney, 44th District; Thomas C. Kennedy, 21st District; Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend section 79-466, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide that no member of a board of education shall be employed as a teacher in the district in which he resides; and to repeal the original section.

LEGISLATIVE BILL 215. By Wayne Ziebarth, 37th District; Ramey C. Whitney, 44th District; Thomas C. Kennedy, 21st District; Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend section 79-491, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide for contents of claims for transportation allowances and to specify where claims are to be filed; and to repeal the original section.

LEGISLATIVE BILL 216. By Wayne Ziebarth, 37th District; Ramey C. Whitney, 44th District; Thomas C. Kennedy, 21st District; Harold D. Simpson, 46th District.

A BILL FOR AN ACT to repeal sections 79-1263 to 79-1266, Reissue Revised Statutes of Nebraska, 1943, relating to schools.

LEGISLATIVE BILL 217. By Wayne Ziebarth, 37th District; Thomas C. Kennedy, 21st District; Ramey C. Whitney, 44th District; Harold D. Simpson, 46th District.

A BILL FOR AN ACT to repeal section 79-1605.02, Revised Statutes Supplement, 1969, relating to schools.

LEGISLATIVE BILL 218. By Wayne Ziebarth, 37th District; Thomas C. Kennedy, 21st District; Ramey C. Whitney, 44th District; Harold D. Simpson, 46th District.

A BILL FOR AN ACT relating to schools; to require the display of the flags of the United States and of the State of Nebraska, as prescribed; and to repeal sections 79-4,128 to 79-4,132, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 219. By Wayne Ziebarth, 37th District; Ramey C. Whitney, 44th District; Thomas C. Kennedy, 21st District; Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend sections 79-411 and 79-412, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to change the manner of giving notice for formation of new districts; and to repeal the original sections.

LEGISLATIVE BILL 220. By Wayne Ziebarth, 37th District; Ramey C. Whitney, 44th District; Thomas C. Kennedy, 21st District; Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend section 79-321, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide that the Deputy Commissioner of Education shall perform the duties of the Commissioner of Education as prescribed; and to repeal the original section.

LEGISLATIVE BILL 221. By Donald Elrod, 35th District; William F. Swanson, 27th District; Eugene T. Mahoney, 5th District; P. J. Morgan, 4th District; John W. DeCamp, 40th District; Roland A. Luedtke, 28th District; David H. Stahmer, 8th District; Wally Barnett, Jr., 26th District; Glenn A. Goodrich, 20th District; Duke Snyder, 14th District; Harold D. Simpson, 46th District; Fern Hubbard Orme, 29th District; Gerald Stromer, 36th District; Orval A. Keyes, 3rd District; William H. Hasebroock, 18th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VI, section 1, of the Constitution of Nebraska, relating to suffrage; to reduce the age of electors to eighteen years; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 222. By Richard D. Marvel, 33rd District.

A BILL FOR AN ACT to amend section 37-429, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to restrict the use of the Land and Water Conservation Fund as prescribed; and to repeal the original section.

LEGISLATIVE BILL 223. By Richard D. Marvel, 33rd District.

A BILL FOR AN ACT relating to law enforcement; to create a cash fund for the Nebraska Law Enforcement Training Center; and to prescribe the name of the fund and its purpose.

LEGISLATIVE BILL 224. By Richard D. Marvel, 33rd District.

A BILL FOR AN ACT relating to public assistance; to create a cash fund in the Department of Health; and to prescribe the name of the fund and its purpose.

LEGISLATIVE BILL 225. By Richard D. Marvel, 33rd District.

A BILL FOR AN ACT to amend section 81-1423, Revised Statutes Supplement, 1969, relating to the Nebraska Commission on Law Enforcement and Criminal Justice; to restrict the use of funds of the commission as prescribed; and to repeal the original section.

LEGISLATIVE BILL 226. By Richard D. Marvel, 33rd District.

A BILL FOR AN ACT to amend sections 84-110, 84-111, and 84-112, Revised Statutes Supplement, 1969, relating to Governor's Emergency Fund; to combine the Natural Disaster Fund with the Governor's Emergency Fund as prescribed; to provide additional duties for certain officials as prescribed; to provide for relief to political subdivisions as prescribed; and to repeal the original sections, and also sections 84-119.01, 84-119.02, 84-119.03, 84-119.04, and 84-119.05, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 227. By Wayne Ziebarth, 37th District; Thomas C. Kennedy, 21st District; Ramey C. Whitney, 44th District; Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend section 79-470, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to specify the funds lost by a school district failing to maintain classes as required; to provide an exception; and to repeal the original section.

MOTION–Suspend Rules

Mr. Snyder moved to suspend the rules and permit additional Senators to sign LB 221. Motion prevailed by a vote of 39 ayes, 0 nays and 10 not voting.

MOTION–Amend Rules

Mr. Carpenter moved to amend Rule 5, page 11, line 3 by striking the 7 and inserting the 5.

Referred to Rules Committee.

MOTION–Enforce Rule

Mr. Carpenter requested that the President instruct the Sergeant-at-Arms to enforce the Rule relating to persons being admitted to the Legislative floor.

ANNOUNCEMENTS

Mr. Ziebarth announced that there would be distributed to the members a Nebraska No. 1 bumper sticker.

Mr. Hasebroock announced that the buses to take the Senators to the University of Nebraska Coliseum to hear President Nixon would leave at 1:15 from the West Entrance.

COMMITTEE MEETINGS

Mr. Swanson announced there would be a meeting of the Executive Board of the Legislative Council upon adjournment in the Speaker's office.

Mr. Warner announced there would be a meeting of the Rules Committee upon adjournment in the West Lounge.

ADJOURNMENT

At 11:34 a.m., on a motion by Mr. Hasebroock, the Legislature adjourned until 10:00 a.m., Thursday, January 14, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY–SECOND LEGISLATURE
FIRST SESSION

SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, January 14, 1971

Pursuant to adjournment, the Legislature met at 10:00 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Our Father who art in heaven, we acknowledge that Thou dost govern in the affairs of men. And if a sparrow cannot fall to the ground without Thy notice how can we think Thou art indifferent to what we say and do here?
>
> If this day Thou dost want us to do or not to do any particular thing, we pray that Thou wilt make it plain to us, for Thou knowest how blind we can be and how stubborn, in our own intentions. We pray for Thy help in our thinking and Thy love in our hearts. Through Jesus Christ. Amen.

ROLL CALL

The roll was called and all members were present except Mr. Waldron who was excused and Mr. Carstens was excused until 10:20 a.m.

ANNOUNCEMENT

Mr. Hasebroock made announcements in regard to President Nixon's visit.

BUILDING COMMITTEE REPORT

The following are appointed to the State Office Building Committee.

Hasebroock, Chairman	Duis
Carpenter	Wallwey
Marvel	Mahoney
Warner	Proud
Holmquist	Stull
Morgan	Swanson

(Signed) William F. Swanson, Chairman

REPORT OF REGISTERED LOBBYISTS

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of all lobbyists who had registered as of January 11, 1971.

Further lists will be submitted on the last legislative day of each calendar week, listing additional lobbyists who have registered during that week, until all registrations are completed.

(Signed) Vincent D. Brown
Clerk of the Legislature

As of January 11, 1971

Ackerman, James N. - Lincoln, Bankers Life Ins. Co. of Nebraska
Ahlschwede, Earl D. - Beatrice, The City of Beatrice, Nebraska
Alloway, John W. - Lincoln, Devils Nest Development Company
Anderson, Lester H. - Lincoln, Veteran Affairs - VFW Lincoln
Andresen, Keith L. - Lincoln, Nebraska New Car Dealers Assn.
Bahensky, LeRoy - Lincoln, Loup River Public Power District
Barry, LeRoy F. - Omaha, Mid-West Retail Farm Equipment Dealers Assn.
Beam, C. Arlen - Lincoln, Nebr. State Home Bldrs. Assn.
Berck, Elton L. - Lincoln, Farmers Union of Nebraska
Bonebright, John A. - Lincoln, Nebraska Telephone Association
Bradley, Ralph H. - Omaha, University of Nebraska at Omaha
Brakenhoff, Loren - Lincoln, Nebr. Council of School Administrators
Brandt, William B. - Unadilla, Nebr. Bankers Association, Inc.
Campbell, Dr. Anne - Lincoln, School District, City of Lincoln
Campbell, Erwin R. - Lincoln, Townsend Foundation
Carter, Ed Jr. - Lincoln, Nebraska Bar Association
Chace, Charles E. - Lincoln, Nebraska Petroleum Council
Chambers, David L. - Lincoln, League of Nebr. Municipalities
Chaulk, Patrick C. - Lincoln, Arthur A. Whitworth, Attorney
Chestem, Abner K. - Lincoln, Veterans World War I Organization
Collins, Richard E. - Omaha, Pro-Law Association
Crosier, Donald A. - Lincoln, Nebraska Petroleum Council
Danielson, J. Arthur - Lincoln, Christian Science Committee on Publication for Nebraska

Diers, H. K. - Lincoln, League of Nebr. Municipalities
Diesing, James J. - Omaha, Northern Natural Gas Co.
Dirrim, Delbert E. - Omaha, Omaha Public Power District
Feistner, Ely C. - Lincoln, Lincoln Education Association
Foley, John W. - Lincoln, Nebr. Assn. for Retarded Children
Fraizer, C. C. - Lincoln, American Reciprocal Insurance Ass.
Fraizer, Ted J. - Lincoln, American Insurance Association
Frazier, Lawrence A. - Lincoln, Farmers Mutual Insurance Co. of Nebr.
Garey, Robert W. - Hastings, Nebraska Funeral Directors Assn., Nebraska Optometric Association, Nebraska Veterinary Medical Association
Given, Jerome - Omaha, Nebr. R. R. Assn. & Union Pacific R. R. Co.
Goodding, Richard D. - Ithaca, Nebr. Farm Bureau Federation
Gottschalk, Frederic A. - Lincoln, Woodmen Accident & Life Company
Gove, Charles F. - Denton, Nebraskans for Nebraska Soil & Water, Inc.
Graham, M. J. - Lincoln, Retail Merchants Association of Nebraska
Gyger, Bernard R. - Omaha, Omaha Board of Education
Harris, Robert - Hastings, Kansas-Nebraska Nautral Gas Co, Inc.
Heald, Harlan M. - Lincoln, Nebraska Hospital Association
Hewitt, James W. - Lincoln, Republican State Central Committee
Hickman, Thomas J. - Omaha, International Brotherhood of Electrical Workers
Hodgkins, Richard Jr. - Lincoln, Nebraska Assn. for Retarded Children
Hopkins, Julian H. - Lincoln, Bankers Life Insurance Co. of Nebraska
Huff, Charles P. - Lincoln, Nebraska Consumer Credit Assn.
Humpal, John E. - Omaha, Nebraska State Medical Assn., Nebraska Blue Cross
Jackman, F. W. - Grant, Nebr. Bankers Association, Inc.
Jacobsen, Ford K. - Omaha, Metropolitan Utilities District
Jensen, Martin - Omaha, Nebr. Legislative Committee, Brotherhood of Railway and Airlines Clerks
Johnson, Forrest A. - Lincoln, Nebr. Tax Research Council, Inc.
Klosterman, John C. - David City, Nebraska Livestock Feeders Assn.
Koch, Gerald D. - Ralston, Omaha Suburban Area Council of Schools
Kratz, Dean G. - Omaha, Nebr. League of Savings & Loan Association
Kruger, E. C. - Fairbury, Nebraska Consumer Credit Assn.
Lynch, John E. - Lincoln, Nebraska State Education Assn.
MacDowell, Lloyd J. - Lincoln, Nebr. State School Boards Assn.
Matulka, Ervin F. - Valparaiso, Nebraskans for Nebraska Soil & Water Inc.
McCoy, Dale E. - Omaha, Nebr. State Legislative Board of the United Transportation Union
McDowell, Allen - Lincoln, Nebr. Lumber Merchants Assn.
McEniry, Glenn J. - Lincoln, Nebr. Assn. of Commerce & Industry
McNeil, M. J. - Lincoln, United Transportation Union
Miller, Charles A. - Omaha, Omaha Public Power District
Miller, E. R. - Lincoln, Union Pacific R. R. Co., Burlington Northern Inc., C & N. W. Ry Co., Missouri Pacific R. R. Co.; C. R. I. & P. R. R. Co., (Nebr. Railroad Assn.)
Moulton, William S. - Omaha, Nebr. Consulting Engr. Assn.
Mount, Stuart C. - Lincoln, Nebraska Hospital Association
Moylan, James H. - Omaha, Nebraska Shorthand Reporters Association, Nebraskans for Independent Banking, Inc. Douglas County, Nebraska, Nebraska Credit Union League, Inc.

Mullin, Robert W. - Lincoln, Insurance Federation of Nebraska
Muscheites, B. F. - Lincoln, Nebraska Lumber Merchants Association
Neff. Kenneth E. - Lincoln, Nebraska State Medical Association
Nelson, Ralph D. Lincoln, City of Lincoln
Nelson, Roland G. - Mead, Nebraska Farm Bureau Federation
Nisley, Richard W. - Omaha, Nebraska State AFL-CIO
O'Hara, Paul V. - Lincoln, Nebraska Catholic Conference
Oltman, Ray - Lincoln, The American Legion Department of Nebraska
Osterberg, William H. - Omaha, Nebraska Bankers Association, Inc.
Pace, Jack M. - Lincoln, Farmers Mutual Ins. Co. of Nebraska
Payne, Dale L. - Bellevue, Sarpy County Board of Commissioners
Perkins, Dwight C. - Lincoln, Farmers Mutual Ins. Co. of Nebraska
Pettett, Deane H. - Lincoln, Farmers Mutual Ins. Co. of Nebraska
Pierson, David C. - Lincoln, Insurance Federation of Nebraska
Preston, James N. - Lincoln, Nebraska Motor Carriers' Association, Inc.
Rall, Frank - Lincoln, Nebraska Public Power District
Raphael, Rick - Minneapolis, Minn., J. C. Penney Co., Inc.
Rasmussen, Delmar L. - Lincoln, League of Nebraska Municipalities
Rasmussen, Ross H. - Lincoln, Nebraska State School Boards Association
Richardson, W. A. - Lincoln, Union Pacific R. R. Co., Burlington Northern Inc., C. & N. W. Ry. Co., Missouri Pacific R. R. Co., C. R. I. & P. R. R. Co. (Nebraska Railroad Association)
Robbins, John O. - Nebraska Association of Housing and Renewal Authorities
Round, George S. - Lincoln, University of Nebraska
Ruhnke, Arnold - Lincoln, Nebraska Association of County Officials
Ryan, James E. - Lincoln, Nebraska Motor Carriers' Association, Inc.
Samuelson, Donald L. - Lincoln, Lincoln Food Retailers Assn., Inc.
Sayre, Charles D. - Lincoln, Nebraska Public Power District
Simmons, Delmar A. - Omaha, Omaha Education Association
Smith, Leo C. - Fairbury, Nebraska State Legislative Board, Brotherhood of Locomotive Engineers
Snodgrass, Del - Lincoln, Nebraska Association of Commerce & Industry
Steen, Melvin O. - Lincoln, Devils Nest Development Corp.
Stevens, David F. Jr. - Lincoln, Nebraska Consolidated Communications Corp.
Stewart, Mickey - Alliance, Nebraska Stock Growers Association
Strattan, Byron D. - Omaha, Nebraska Railroad Association & Union Pacific R. R. Co.
Stuve, Gregory K. - Omaha, City of Omaha
Tews & Noren - (Charles F. Noren) - Lincoln, Friends of Higher Education
Thompson, Clifford E. - Lincoln, Nebraska Consolidated Communications Corp.
Van Valkenburg, Robert J. - Lincoln, Applied Scientific Knowledge, Inc.
Watters, George L. - Lincoln, Nebraska Petroleum Marketers, Inc.
Weber, Audrey K. - Lincoln, League of Women Voters of Nebraska
Wells, L. M. - Lincoln, Northwestern Bell Telephone Co.
West, W. A. - Lincoln, Capitol Association for Retarded Children
White, Richard - Lincoln, Nebraska Democratic Central Committee
Whitworth, Arthur A. - Lincoln, U. S. Brewers Association
Wilkerson, Dick - Lincoln, Nebraska Rural Electric Association

Williams, Franklin J. - Omaha, Omaha Education Association
Wilson, Richard D. - Lincoln, Nebraska Public Power District
Wilson, William A. - Lincoln, The Midwest Life Insurance Co. of Lincoln, Nebraska
Wruck, George T. - Omaha, Retail Merchants of Greater Omaha, Inc.
Young, Harry D. - Beatrice, Norris Public Power District
Young, Lyle A. - Lincoln, Nebraska Press Association
Zak, James E. - Lincoln, Brotherhood of Maintenance of Way Employees

REFERENCE COMMITTEE REPORT

LB	Committee
193	Public Works
194	Nebraska Retirement Systems Advisory
195	Public Works
196	Constitutional Revision
197	Constitutional Revision
198	Constitutional Revision
199	Urban Affairs
200	Revenue
201	Revenue
202	Revenue
203	Revenue
204	Banking, Commerce and Insurance
205	Revenue
206	Revenue
207	Miscellaneous Subjects
208	Urban Affairs
209	Government and Military Affairs
210	Education
211	Education
212	Education
213	Education
214	Education
215	Education
216	Education
217	Education
218	Education
219	Education
220	Education
221	Government and Military Affairs
222	Agriculture and Recreation
223	Appropriations
224	Appropriations
225	Appropriations
226	Appropriations
227	Education

(Signed) William F. Swanson, Chairman

NOTICE OF COMMITTEE HEARINGS

Banking, Commerce and Insurance

LB 104	Tuesday, January 26, 1971	2:00 p.m.
LB 152	Tuesday, January 26, 1971	2:00 p.m.
LB 177	Tuesday, January 26, 1971	2:00 p.m.
LB 185	Tuesday, January 26, 1971	2:00 p.m.

(Signed) Sam Klaver, Chairman

Public Works

LB 100	Thursday, January 21, 1971	2:00 p.m.
LB 101	Thursday, January 21, 1971	2:00 p.m.
LB 134	Thursday, January 21, 1971	2:00 p.m.
LB 136	Thursday, January 21, 1971	2:00 p.m.

(Signed) Claire W. Holmquist, Chairman

Judiciary

LB 149	Tuesday, January 26, 1971	2:00 p.m.
LB 184	Tuesday, January 26, 1971	2:00 p.m.
LB 187	Tuesday, January 26, 1971	2:00 p.m.

(Signed) Roland Luedtke, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 22. Placed on Select File.

LEGISLATIVE BILL 23. Placed on Select File.

LEGISLATIVE BILL 24. Placed on Select File.

LEGISLATIVE BILL 25. Placed on Select File.

LEGISLATIVE BILL 26. Placed on Select File.

LEGISLATIVE BILL 27. Placed on Select File..

LEGISLATIVE BILL 28. Placed on Select File.

LEGISLATIVE BILL 29. Placed on Select File

LEGISLATIVE BILL 30. Placed on Select File.

LEGISLATIVE BILL 31. Placed on Select File.

LEGISLATIVE BILL 32. Placed on Select File.

LEGISLATIVE BILL 33. Placed on Select File.

LEGISLATIVE BILL 34. Placed on Select File.

LEGISLATIVE BILL 49. Placed on Select File as amended.

E and R amendment to LB 49:

1. Beginning with line 24, page 8, strike "1." to "8." and insert "(a)" to "(h)" respectively.

2. On page 8, at the end of lines 25 and 27 and page 9, lines 2, 3, 4, and 5, insert an underscored semicolon; and on page 9, at the end of line 7 insert "; and".

3. On page 10, line 22, strike "sections 32-419 and 32-420" and insert "section 32-419 and section 4 of this act".

(Signed) Duke Snyder, Chairman

ADD CO–INTRODUCER TO LB 140

Mrs. Orme asked unanimous consent to add the name of Mr. Syas to LB 140. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 5.

Introduced by John W. De Camp, 40th District.

WHEREAS, the Nebraska Legislature has the duty and obligation to express its position on the highway bond program; and

WHEREAS, the question of whether revenue bonds in the amount of ten million dollars should be issued for continuation of a highway construction plan has been raised; and

WHEREAS, it is the duty of the Legislature to ascertain and report the attitudes and opinions of the citizens of Nebraska on this vital and significant economic matter; and

WHEREAS, the question of whether these bonds should or should not be issued is a matter upon which the Legislature should properly take a position;

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY–SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the citizens of Nebraska be encouraged to report to their respective senators their attitudes and feelings on the matter of bond issuance and that the Nebraska Legislature make every proper effort to determine the sentiments of their constituents on this matter.

2. That on or before January 27, 1971, the Nebraska Legislature shall take a machine vote at which time members of the Legislature will vote either in favor of or against supporting issuance of these bonds and that the results of this vote shall be made known to the Governor of the State of Nebraska to assist him in making his decision and to make known to him the desires of the majority of the members of the Legislature on this matter.

Laid over.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 228. By Orval Keyes, 3rd District.

A BILL FOR AN ACT relating to public health and welfare; and to restrict use of asbestos and fiberglass insulation in air ducts; to make certain acts unlawful; and to provide a penalty.

LEGISLATIVE BILL 229. By Orval Keyes, 3rd District.

A BILL FOR AN ACT relating to counties; to provide for a levy of taxes as prescribed; to provide for a sinking fund for the erection and equipping of a county hospital, home for aged persons, mental health clinic and similar facilities and procuring a site therefor; and to declare an emergency.

LEGISLATIVE BILL 230. By Glenn Goodrich, 20th District; George Syas, 13th District.

A BILL FOR AN ACT relating to cities of the metropolitan class; to authorize cities of the metropolitan class to transfer sewer facilities owned by the city to a metropolitan utilities district.

LEGISLATIVE BILL 231. By Terry Carpenter, 48th District.

A BILL FOR ACT relating to liquor; to provide for payment of a penalty by a retail licensee in lieu of closing during a period of license suspension; and to provide for disposition of funds.

LEGISLATIVE BILL 232. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to the Nebraska Liquor Control Commission; to provide that rules and regulations of the Nebraska Liquor Control Commission shall be void unless filed with the Clerk of the Legislature and enacted into law by the Legislature as prescribed; and to declare an emergency.

LEGISLATIVE BILL 233. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to liquors; to provide for unlawful discriminations as prescribed; to provide for filing of schedules; to provide powers and duties for the Nebraska Liquor Control Commission; and to provide penalties.

LEGISLATIVE BILL 234. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to liquor; to provide for revocation or suspension of the license of a manufacturer for unfair acts as prescribed; and to provide a penalty.

LEGISLATIVE BILL 235. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 70-301, Revised Statutes Supplement, 1969, relating to public power districts; to provide for notice to be given before right-of-way acquisition begins for lines of two hundred and thirty thousand volts or more; and to repeal the original section.

LEGISLATIVE BILL 236. By David H. Stahmer, 8th District.

A BILL FOR AN ACT relating to cities of the metropolitan class; to authorize cities of the metropolitan class to adopt an ordinance imposing a payroll wage and earnings tax as prescribed; to provide for notice, election, and form of ballot; and to provide for effect of such tax.

LEGISLATIVE BILL 237. By David H. Stahmer, 8th District.

A BILL FOR AN ACT amend section 14-102, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the metropolitan class; to extend the powers of cities of the metropolitan class to erect, establish, maintain and regulate off-street parking as prescribed; to repeal the orginal section; and to declare an emergency.

LEGISLATIVE BILL 238. By David H. Stahmer, 8th District.

A BILL FOR AN ACT relating to cities of the metropolitan class; to provide that cities of the metropolitan class may own, purchase, construct, equip, lease, or operate off-street parking facilities as prescribed; to provide for issuing of revenue bonds as prescribed; to provide for rules and regulations; to provide for ordinances in connection with off-street parking; to provide for election and notice thereof; to provide the effect of this act; and to declare an emergency.

LEGISLATIVE BILL 239. By Wayne Ziebarth, 37th District; Ramey C. Whitney, 44th District; Harold Simpson, 46th District.

A BILL FOR AN ACT to amend section 79-1625, Revised Statutes Supplement, 1969, relating to schools; to provide conditions under which counties shall make payments for students enrolled in junior colleges or vocational technical schools; and to repeal the original section and also section 79-1626, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 240. By Wally Barnett, 26th District; Harold Simpson, 46th District.

A BILL FOR AN ACT to amend section 79-902, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide for the election of members of the board of education of a Class IV district from districts as prescribed; and to repeal the original section.

LEGISLATIVE BILL 241. By Claire Holmquist, 16th District.

A BILL FOR AN ACT to repeal sections 81-8,240 to 81-8,254, Revised Statutes Supplement, 1969, relating to the Public Counsel.

LEGISLATIVE BILL 242. By Claire Holmquist, 16th District; Elmer Wallwey, 17th District.

A BILL FOR AN ACT to amend section 33-117, Revised Statutes Supplement, 1969, relating to fees: to authorize an exception in fees paid to sheriffs for feeding prisoners; to authorize county boards to contract for feeding prisoners in county jails; and to repeal the original section.

LEGISLATIVE BILL 243. By Loran Schmit, 23rd District.

A BILL FOR AN ACT to amend section 70-624, Reissue Revised Statutes of Nebraska, 1943, relating to public power districts; to provide for a simple majority vote of the board of directors to authorize salaries exceeding ten thousand dollars; to provide for publication of certain salaries; and to repeal the original section.

LEGISLATIVE BILL 244. By Loran Schmit, 23rd District.

A BILL FOR AN ACT to amend section 60-411, Revised Statutes Supplement, 1969, relating to motor vehicles; to provide for validation of drivers' licenses of persons on active duty in the armed forces of the United States; and to repeal the original section.

LEGISLATIVE BILL 245. By Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 71-630 and 71-634, Reissue Revised Statutes of Nebraska, 1943, relating to vital statistics; to revise procedures and requirements for correcting and amending birth and death certificates; and to repeal the original sections, and also sections 71-632 and 71-633, Reissue Revised Statutes of Nebraska, 1943, and section 71-631, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 246. By Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend sections 71-626 and 71-627, Reissue Revised Statutes of Nebraska, 1943, relating to birth certificates; to revise requirements and procedures for issuance of certificates in cases of adoption; and to repeal the original sections.

LEGISLATIVE BILL 247. By George Syas, 13th District; William Hasebroock, 18th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, of the Constitution of Nebraska, by adding new sections 30 and 31, relating to the Legislature; to direct enactment of Legislation to protect the people in enjoyment of a wholesome environment; to provide for enactment of legislation; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 248. By Fern Hubbard Orme, 29th District; Willard Waldo, 31st District; Donald Elrod, 35th District.

A BILL FOR AN ACT to amend sections 81-263.39 and 81-263.81, Revised Statutes Supplement, 1969, relating to dairy products; to change the name of the Nebraska Dairy Products Advisory Board; and to repeal the original sections.

LEGISLATIVE BILL 249. By Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 9-403, Uniform Commercial Code, relating to financing statements; to provide a separate fee for indexing; and to repeal the original section.

LEGISLATIVE BILL 250. By Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 48-155, Revised Statutes Supplement, 1969, relating to workmen's compensation; to provide that the senior judge shall be the presiding judge; and to repeal the original section.

LEGISLATIVE BILL 251. By Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 48-179, Reissue Revised Statutes of Nebraska, 1943, relating to workmen's compensation; to provide that tape recordings may be used to make a record in certain workmen's compensation court case.

LEGISLATIVE BILL 252. By Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 48-182, Reissue Revised Statutes of Nebraska, 1943, relating to workmen's compensation; to revise the procedure for appeal from workmen's compensation court decision; and to repeal the original section.

LEGISLATIVE BILL 253. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 77-2704, Revised Statutes Supplement, 1969, relating to taxation; to provide for the exemption of semen; and to repeal the original section.

EASE

The Legislature was at ease from 10:35 to 10:38 a.m.

PERSONAL PRIVILEGE

Mr. Carpenter expressed thoughts on President Nixon's visit. Discussion followed.

VISITORS

Mr. Hasebroock introduced the following guests who presented him with a plaque: Members of the Kleaver Koffee Klub–Rev. Chas. Kurtz, John Lubker, Noel Kefaver, Judge Wayne Camp, Col. Malchow and Chas. Kurtz, Jr., West Point, Nebraska.

Mr. Burbach introduced former Governor and Mrs. Dwight Burney.

COMMITTEE MEETING

Mr. Swanson asked unanimous consent for the Executive Board of the Legislative Council to meet upon adjournment. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS

Revenue

LB 167	Monday, January 25, 1971	2:00 p.m.
LB 169	Monday, January 25, 1971	2:00 p.m.
LB 170	Tuesday, January 26, 1971	2:00 p.m.
LB 171	Tuesday, January 26, 1971	2:00 p.m.
LB 172	Tuesday, January 26, 1971	2:00 p.m.

(Signed) Rudolf C. Kokes, Chairman

Constitutional Revision

LB 146	Thursday, January 28, 1971	2:00 p.m.

(Signed) George Syas, Chairman

Agriculture and Recreation

LB 114	Thursday, January 21, 1971	2:00 p.m.
LB 120	Thursday, January 21, 1971	2:00 p.m.
LB 39	Thursday, January 21, 1971	2:00 p.m.

(Signed) Loran Schmit, Chairman

Public Works

LB 112	Friday, January 22, 1971	2:00 p.m.
LB 151	Friday, January 22, 1971	2:00 p.m.
LB 180	Friday, January 22, 1971	2:00 p.m.

(Signed) Claire W. Holmquist, Chairman

REPORT OF RULES COMMITTEE

Add new sentence to Rule 3, Sec. 5, to read as follows:

> , except for hearings held during the first 20 legislative days of each session, there shall be required only 5 calendar days notice of said hearing or withdrawal of said bill.

(Signed) Jerome Warner, Chairman

Mr. Warner moved for the adoption of the report. The motion prevailed with 36 ayes, 5 nays and 8 not voting.

NOTICE OF COMMITTEE HEARINGS

Education

LB 110	Monday, January 25, 1971	2:00 p.m.
LB 175	Monday, January 25, 1971	2:00 p.m.
LB 178	Monday, January 25, 1971	2:00 p.m.
LB 179	Monday, January 25, 1971	2:00 p.m.
LB 210	Monday, January 25, 1971	2:00 p.m.
LB 211	Monday, January 25, 1971	2:00 p.m.
LB 212	Tuesday, January 26, 1971	2:00 p.m.
LB 213	Tuesday, January 26, 1971	2:00 p.m.
LB 214	Tuesday, January 26, 1971	2:00 p.m.
LB 215	Tuesday, January 26, 1971	2:00 p.m.
LB 216	Tuesday, January 26, 1971	2:00 p.m.
LB 217	Tuesday, January 26, 1971	2:00 p.m.

(Signed) Don Elrod, Chairman

Revenue

LB 58	Wednesday, January 27, 1971	2:00 p.m.
LB 133	Wednesday, January 27, 1971	2:00 p.m.

(Signed) Rudolf C. Kokes, Chairman

MOTION—Rules

Mr. Simpson asked unanimous consent that the Rules be revised and put in books. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 6.

Introduced by Richard Maresh, District 32; Thomas C. Kennedy, 21st District; Orval Keyes, 3rd District.

A resolution relating to concern for the "set-aside eligibility" clause of the United States Department of Agriculture new farm program.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA STATE LEGISLATURE IN EIGHTY-SECOND, FIRST SESSION. ASSEMBLED:

WHEREAS, the Nebraska Legislature is interested in the conservation of soil and grassland resources and in improving and maintaining the environment, prevention of soil erosion, pollution control, protection of watersheds and water resources, maintenance of cover food and cover for wildlife, improving and maintaining recreational opportunities and the protection of land resources, and

WHEREAS, the Nebraska Legislature is extremely concerned with the effect of the "set-aside eligibility" of cropland acres which by the present definition of the United States Department of Agriculture new farm program may result in the plowing of many cropland acres now protected by established grass cover, and

WHEREAS, compliance with current regulations of the new farm program pertinent to the "set-aside eligibility" would place the United States Department of Agriculture in the position of encouraging and fostering farmers in this state to plow up grassland which will result in soil and wind erosion and the pollution of our water resources by sediment,

NOW THEREFORE, the members of the Nebraska Legislature assembled in the First Session of the Eighty-Second Session, urgently recommend that the Secretary of Agriculture effectuate a change in his farm program regulations which will continue to make established stands of grass on cropland acres eligible for set-aside acres and enable a farmer to comply with the new farm program in such a manner as to prevent the environmental problems set forth herein.

Laid over.

SELECT FILE

LEGISLATIVE BILL 1.

Mr. Proud offered the following amendment which was adopted by unanimous consent:

1. Amend the bill by adding three new sections to be known as sections 2, 3, and 4 and to read as follows:

"Sec. 2. That section 31-755, Revised Statutes Supplement, 1969, be amended to read as follows:

31-755. For the purpose of paying the cost of the improvements herein provided for, the board of trustees, after such improvements have been completed and accepted, shall have the power to issue negotiable bonds of any such district, to be called sanitary and improvement district bonds, payable in not to exceed thirty years and such bonds shall be payable serially with the first maturity not later than five years from date of issue and bearing interest ~~at not to exceed seven per cent per annum,~~ payable semiannually. Such bonds may either be sold by the district or delivered to the contractor in payment for the work, but in either case for not less than their par value. For the purpose of making partial payments as the work progresses, warrants may be issued by the board of trustees upon certificates of the engineer in charge showing the amount of work completed and materials necessarily purchased and delivered for the orderly and proper continuation of the project, in a sum not to exceed eighty-five per cent of the cost thereof. Such warrants shall draw interest at such rate as fixed by the board of trustees and endorsed on the warrants, ~~but not to exceed eight per cent per annum,~~ from the date of presentation for payment and shall be redeemed and paid from the proceeds of special assessments or from the sale of the bonds issued and sold as aforesaid or from any other funds available for that purpose. The board of trustees shall levy special assessments on all lots, parcels or pieces of real estate benefited by the improvement to the extent of the benefits to such property, which when collected, shall be set aside and constitute a sinking fund for the payment of the interest and principal of said bonds. In addition to the special assessments provided for in this section, there shall be levied annually a tax upon the assessed value of all the taxable property in said district except intangible property which, together with such sinking fund derived from special assessments, shall be sufficient to meet payments of interest and principal as the same become due. Such tax shall be known as the sanitary and improvement district tax and shall be payable annually in money.

Sec. 3. That section 35-510, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

35-510. No district shall become indebted for an amount that may not be payable from ten annual maximum tax levies as authorized by section 35-509. Within the limit herein authorized, the district shall have power to borrow money ~~at a rate not in excess of six per cent per annum~~, and bear interest at a rate fixed by the board, and to issue appropriate evidences of indebtedness for the same, which shall be registered with the county treasurer.

Sec. 4. That section 85-401, Revised Statutes Supplement, 1969, be amended to read as follows:

85-401. The Board of Regents of the University of Nebraska and the Board of Trustees of the Nebraska State Colleges are authorized to lease to any persons, firm or corporations, such portions of the campus of the respective institutions under their control as may be necessary to be used as sites for the construction of fireproof buildings for dormitories and for boarding, housing, and student activity purposes, and for parking, or as sites for the establishment of parking facilities and they may acquire lands adjacent to the campus of any such institution by donation or purchase with any funds they may have available for that purpose to be leased as sites for such buildings and facilities. The State of Nebraska shall incur no liability by reason of the exercise of the authority herein granted to the Board of Regents of the University of Nebraska and the Board of Trustees of the Nebraska State Colleges other than is hereinafter specifically set forth. The buildings and facilities so erected or established shall be used solely for dormitories and for boarding, housing, and student activity purposes and for parking, as the case may be. The Board of Regents of the University of Nebraska and the Board of Trustees of the Nebraska State Colleges are hereby authorized to contract with the owners of the buildings and facilities so erected or established on said leased grounds to pay as rental or otherwise for the use of said buildings and facilities a sum sufficient to pay, on the amortization plan, the principal and interest thereon of the cost of construction or establishment of said buildings and facilities, such contracts to run not over forty years. The rate of interest allowed on the cost of construction or establishment shall ~~not exceed seven per cent per annum~~ be fixed by the Board of Regents or Board of Trustees of the Nebraska State Colleges, payable annually or semiannually as may be determined by the Board of Regents of the University of Nebraska or the Board of Trustees of the Nebraska State Colleges. Said contract shall provide that when the cost of construction or establishment has been paid, together with interest thereon, the buildings and facilities so constructed or established shall become the property of the State of Nebraska."

2. Strike original section 2 and insert the following:

"Sec. 5. That original sections 3-617 and 35-510, Reissue Revised Statutes of Nebraska, 1943, and sections 31-755 and 85-401, Revised Statutes Supplement, 1969, are repealed."

Advanced to E and R for engrossment.

LEGISLATIVE BILL 2. Advanced to E and R for engrossment.

LEGISLATIVE BILL 3. Advanced to E and R for engrossment.

LEGISLATIVE BILL 4. Advanced to E and R for engrossment.

LEGISLATIVE BILL 5. Advanced to E and R for engrossment.

LEGISLATIVE BILL 6. Advanced to E and R for engrossment.

LEGISLATIVE BILL 7. Advanced to E and R for engrossment.

LEGISLATIVE BILL 8. Advanced to E and R for engrossment.

LEGISLATIVE BILL 9. Advanced to E and R for engrossment.

LEGISLATIVE BILL 10. E and R amendments found in the Legislative Journal on page 95 for the Sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 11. Advanced to E and R for engrossment.

LEGISLATIVE BILL 12. E and R amendments found in the Legislative Journal on page 95 for the Sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 13. Advanced to E and R for engrossment.

LEGISLATIVE BILL 14. Advanced to E and R for engrossment.

LEGISLATIVE BILL 15. Advanced to E and R for engrossment.

LEGISLATIVE BILL 16. Advanced to E and R for engrossment.

LEGISLATIVE BILL 18. Advanced to E and R for engrossment.

LEGISLATIVE BILL 19. Advanced to E and R for engrossment.

LEGISLATIVE BILL 20. Advanced to E and R for engrossment.

LEGISLATIVE BILL 21. Advanced to E and R for engrossment.

ADD–CO-INTRODUCER

Mr. Barnett asked that his name be added to LB 208. No objections. So ordered.

ADJOURNMENT

At 11:22 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 10:00 a.m., Tuesday, January 19, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, January 19, 1971

Pursuant to adjournment, the Legislature met at 10:01 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Our God, we pray that thou wilt bless these men chosen by the people of every part of this great state, for thou knowest them, their needs, their motives, their hopes, and their fears. Lord Jesus, put thine arm around them to give them strength, and speak to them to give them wisdom greater than their own. May they hear thy voice and seek thy guidance.
>
> May they remember that Thou art concerned about what is said and done here, and may they have a clear conscience before thee, that they need fear no man. Bless each of us according to our deepest need, and use us for Thy glory, we humbly ask in Jesus' name. Amen.

ROLL CALL

The roll was called and all members were present.

NOTICE OF COMMITTEE HEARING

Public Health and Welfare

LB 77	Tuesday, February 2, 1971	2:00 p.m.

LB 144	Tuesday, February 2, 1971	2:00 p.m.
LB 145	Tuesday, February 2, 1971	2:00 p.m.

(Signed) Thomas Kennedy, Chairman

REFERENCE COMMITTEE REPORT

LB	Committee
228	Public Health and Welfare
229	Public Health and Welfare
230	Urban Affairs
231	Government and Military Affairs
232	Government and Military Affairs
233	Government and Military Affairs
234	Miscellaneous Subjects
235	Public Works
236	Urban Affairs
237	Urban Affairs
238	Urban Affairs
239	Education
240	Education
241	Judiciary
242	Government and Military Affairs
243	Public Works
244	Public Works
245	Public Health and Welfare
246	Public Health and Welfare
247	Constitutional Revision
248	Agriculture and Recreation
249	Banking, Commerce and Insurance
250	Judiciary
251	Judiciary
252	Judiciary
253	Revenue

(Signed) William F. Swanson, Chairman

REPORT OF REGISTERED LOBBYISTS

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of all lobbyists who has registered as of January 18, 1971. Further lists will be submitted on the last legislative day of each calendar week, listing additional lobbyists who have registered during that week, until all registrations are completed.

(Signed) Vincent D. Brown
Clerk of the Legislature

As of January 18, 1971

Agee, C. Phillip - Lincoln, State of Nebraska, Game & Parks Commission
Alesio, A. Michael - Lincoln, Nebraska Mobile Housing Institute Inc.
Barnhart, Harold M. - Brock, Nebraska Rural Letter Carriers Association
Bauer, Hal - Lincoln, American Mutual Insurance Alliance
Bender, Paul E. - Fairmont, Nebraska Schoolbus Drivers Association
Binning, John H. - Lincoln, Nebraska Association of Industrial Loan & Investment Companies
Bottcher, Edward F. - Talmage, Nebraska Educational Service Unit Boards Association
Brazeel, William H. - Omaha, I.B.E.W. Industrial Local Union 1974
Brown, Mary E. - Omaha, Omaha PTA Council
Burrows, Geroge W. - Adams, Nebraska National Farmers Organization
Carlson, Merlyn E. - Lodgepole, The Nebraska Stock Growers Association
Clark, Robert L. - Omaha, Greater Omaha Association for Retarded Children, Inc.
Crosby, Robert B. - Lincoln, City of Lincoln
Crosby, Robert B. - Lincoln, Better Nebraska Association
Crosby, Robert B. - Lincoln, First Federal Savings & Loan Association of Lincoln
Crosby, Robert B. - Lincoln, Nebraska Association of Industrial Loan & Investment Companies
Crosby, Robert B. - Lincoln, Salt Valley Watershed District
Crowl, Ralph E. - Omaha, I.B.E.W. Local 22
Crowl, Ralph E. - Omaha, Nebraska State Council of Electrical Workers
Davis, Donn E. - Lincoln, Nebraska Consolidated Communications Corp.
Ellis, Chester B. - Wymore, Nebraska Association of Soil & Water Conservation Districts
Elm, Howard W. - Lincoln, Association Services, Inc.
Foote, Frank O. - Axtell, Nebraska Game & Parks Commission
Gates, Jack E. - Omaha, Thomas P. Kelley, Attorney
GoBell, Harold - Lincoln, AFSC & ME-AFL-CIO Nebraska State Council 32
Guenzel, Robert C. - Lincoln, City of Lincoln
Guenzel, Robert C. - Lincoln, Nebraska Cooperative Council
Haessler, John - Lincoln, Woodmen Accident and Life Company
Heald, Arlie F. - Lincoln, Nebraska State Council of Electrical Workers
Henningsen, Ron - Omaha, Nebraska Press Association
Hinze, William Warren - Lincoln, Nebraska State Association for Retarded Children
Huff, Charles P. - Lincoln, Community Tele-Communications Inc.
Huff, Charles P. Lincoln, Nebraska State Association of Life Underwriters
Jensen, Maynard - Aurora, The American Legion Department of Nebraska
Johnson, Elmer R. - Ralston, I.B.E.W. Industrial Local Union 1974
Johnson, Warren - Omaha, Omaha Chamber of Commerce
Kelley, Thomas P. - Omaha, Thomas P. Kelley, Attorney
Kessner, Theodore L. - Lincoln, Nebraska Association of Industrial Loan & Investment Companies
Kratz, Dean G. - Omaha, Nebraska Building Chapter, Associated General Contractors of America

Kuester, William D. - Lincoln, Salt Valley Watershed District
Livingston, Vern - Nebraska City, Nebraska City Utilities
Long, Don P. - Holdrege, The Central Nebraska Public Power & Irrigation District
Merwick, Michael L. - Lincoln, Nebraska State Association Fire Fighters
Moon, Charles N. - Lincoln, Crosby, Pansing, Guenzel & Binning
Murphy, Lawrence E. - Lincoln, Nebraska Chiropractic Physicians Association, Inc.
O'Donnell, John D. - Omaha, Easy Parking Company
Pansing, Thomas R. - Lincoln, Police Officers Association of Nebraska
Pierson, C. M. - Lincoln, Insurance Federation of Nebraska
Reynolds, S. J. - Des Moines, Iowa, Minnesota Mining and Manufacturing Company
Rowe, J. O. - Wheaton, Illinois, Minnesota Mining and Manufacturing Company
Seglin, Steven G. - Lincoln, Better Nebraska Association
Sommers, Wm. J. - Fremont, Board of Public Works, City of Fremont, Nebraska
Williams, H. W. - Omaha, Motor Club Insurance Association
Wishnow, Bernard - Lincoln, Barber Assn.
Wishnow, Bernard - Lincoln, Superior Equity Corporation
Wolf, DeWayne - Kearney, Nebraska Association of Technical Colleges

RESOLUTIONS

LEGISLATIVE RESOLUTION 7.

Introduced by J. James Waldron, District 42.

WHEREAS, casualty insurance has become a necessity for owners of homes, businesses, and automobiles; and

WHEREAS, the public is expressing great concern over the increase in casualty insurance rates, particularly with respect to automobiles; and

WHEREAS, the problem of cancellation of automobile insurance is also causing increased concern; and

WHEREAS, the insurance industry is one of the major industries in this state and has been growing rapidly; and

WHEREAS, several proposals have been presented to the Congress of the United States for national regulation of the automobile insurance field;

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Executive Board of the Legislative Council appoint a committee to study Nebraska laws relating to casualty insurance, with particular attention to the powers of the Department of Insurance to regulate rates, and also the various proposals which have been submitted to Congress for national regulation.

2. That the committee report its findings and recommendations to the Legislative Council and to the next regular session of the Legislature.

The President moved LR 7 be referred to the Executive Board of the Legislative Council.

The motion prevailed.

LEGISLATIVE RESOLUTION 8.

Introduced by Richard F. Proud, District 12.

WHEREAS, Seymour Smith has faithfully served the citizens of the State of Nebraska and the community of Omaha; and

WHEREAS, the City of Omaha has dedicated a City park in his name and is honoring him this date; and

WHEREAS, the citizens of the State of Nebraska do wish to express gratitude and appreciation of his long years of public service.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

We express to Seymour Smith the gratitude and appreciation of this body on behalf of the citizens of the State of Nebraska in recognition of his service and contribution to his community and to the State of Nebraska.

Mr. Proud moved to suspend the rules and consider LR 8 today.

The motion prevailed with 46 ayes, 0 nays, and 3 not voting.

LR 8 was adopted with 44 ayes, 0 nays, and 5 not voting.

LEGISLATIVE RESOLUTION 9.

Introduced by William F. Swanson, District 27.

WHEREAS, the Legislature in 1969 adopted Legislative Resolution 58 and pursuant thereto a special committee was appointed on the subject of telecommunications; and

WHEREAS, the special committee began its study of all phases of the State Telecommunications System during the Eightieth Session of the Legislature and continued this study during the interim between sessions; and

WHEREAS, the telecommunications committee submitted certain recommendations to this session of the Legislature, and found that there was a need for continuing legislative review of all facets of the state telecommunications program.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Executive Board of the Legislative Council immediately appoint a committee to continue the study and review of the state telecommunications program and to secure and coordinate federal financing for the State Telecommunications System.
2. That the committee periodically report its findings and recommendations to the Legislature, when in session, and to the Executive Board of the Legislative Council.

Laid over one day.

MOTION—Withdraw LR 6

Mr. Maresh asked unanimous consent to withdraw LR 6. No objections. So ordered.

MOTION—Withdraw LR 5

Mr. DeCamp moved to consider LR 5. Objection was made to consideration. Upon seeing 5 objections the President ordered the Resolution be given to the Reference Committee for reference to a committee for public hearing.

COMMITTEE MEETINGS

Mr. Hasebroock announced that the New State Office committee will meet at 9:00 a.m., Wednesday, January 20, 1971, in the West lounge.

Mr. Mahoney announced that the Inter-governmental Cooperation committee will meet at 1:30 p.m., Tuesday, January 19, 1971, in the Legislative Council Hearing Room.

NOTICE OF COMMITTEE HEARING

Government and Military Affairs Committee

LB 155	Thursday, January 28, 1971	2:00 p.m.
LB 157	Thursday, January 28, 1971	2:00 p.m.
LB 160	Thursday, January 28, 1971	2:00 p.m.
LB 164	Thursday, January 28, 1971	2:00 p.m.
LB 168	Thursday, January 28, 1971	2:00 p.m.
LB 190	Thursday, January 28, 1971	2:00 p.m.
LB 191	Thursday, January 28, 1971	2:00 p.m.
LB 209	Friday, January 29, 1971	2:00 p.m.
LB 221	Friday, January 29, 1971	2:00 p.m.
LB 231	Friday, January 29, 1971	2:00 p.m.

LB 232	Friday, January 29, 1971	2:00 p.m.
LB 233	Friday, January 29, 1971	2:00 p.m.
LB 242	Friday, January 29, 1971	2:00 p.m.

(Signed) Terry Carpenter, Chairman

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 254. By Don Elrod, 35th District; Wally Barnett, 26th District; Gerald Stromer, 36th District; Ellen Craft, 45th District; Duke Snyder; 14th District; George Syas, 13th District; William F. Swanson; 27th District; Orval Keyes, 3rd District.

A BILL FOR AN ACT to amend section 79-1705, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide for additional personnel to inspect private, denominational, and parochial schools as prescribed; and to repeal the original section.

LEGISLATIVE BILL 255. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 3-103, 70-624, 81-103, 81-107 and 81-1105, Reissue Revised Statutes of Nebraska, 1943, and sections 79-328, 81-807, 83-308.85, 85-106 and 85-304, Revised Statutes Supplement, 1969, relating to salaries of state employees; to provide salaries of persons employed by the state in excess of eighteen thousand dollars per year shall be approved by the Legislature as prescribed; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 256. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-202, Revised Statutes Supplement, 1969, relating to taxation; to include livestock in the list of property exempt from taxation; to repeal the original section, and also sections 77-1262 to 77-1268, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 257. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 18-2201, 18-2202, 18-2203, 18-2204, and 18-2205, Reissue Revised Statutes of Nebraska, 1943, relating to community antenna television service; to transfer the regulation of community antenna television service from municipalities to counties as prescribed; to provide for a grandfather clause; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 258. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to create the advisory board to legislative fiscal staff; to provide for appointment of members; to provide for a person by the Governor to assist in budgeting as prescribed; and to provide duties for the board.

LEGISLATIVE BILL 259. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to motor vehicle fuels; to define terms; to require disclosure on pumps as prescribed; to provide for minimum research octane number to be supplied as prescribed; to provide for violations; and to provide penalties.

LEGISLATIVE BILL 260. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 59-1202, Reissue Revised Statutes of Nebraska, 1943, relating to unfair sales act; to redefine terms; and to repeal the original section.

LEGISLATIVE BILL 261. By John De Camp, 40th District.

A BILL FOR AN ACT to repeal section 28-423, Reissue Revised Statutes of Nebraska, 1943, relating to secret drug for females.

LEGISLATIVE BILL 262. By J. James Waldron, 42nd District.

A BILL FOR AN ACT relating to real property; to provide that money deposited as security for performance of rental contracts shall remain the property of the tenant and shall be held by the landlord as trustee; to provide that such depsoti shall earn interest in certain cases; to provide for the handling of such deposits upon transfer of title of the real estate; and to provide penalties.

LEGISLATIVE BILL 263. By Ernest Chambers, 11th District; Sam Klaver, 9th District.

A BILL FOR AN ACT relating to schools; to provide that the superintendent of Class V school district shall be elected; to provide qualifications, terms, and manner of election; to provide for vacancies; to amend section 79-1004, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original section.

LEGISLATIVE BILL 264. By Orval Keyes, 3rd District.

A BILL FOR AN ACT relating to schools; to establish the School Aid Fund and provide for its allocation and distribution to school district; to provide for tax levies; and to repeal sections 79-1330 to 79-1344.01, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 265. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend sections 39-752, 39-753, and 39-754, Reissue Revised Statutes of Nebraska, 1943, and section 39-751, Revised Statutes Supplement, 1969, relating to highways; to redefine right-of-way on the highways as prescribed; to provide for liability; to repeal the original sections, and also section 39-728, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 266. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend section 79-1254, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide procedure for termination of contracts between superintendents and teachers in Class I, II, III, and VI school districts; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 267. By Leslie A. Stull, 44th District.

A BILL FOR AN ACT relating to consumer protection; to define terms; to declare certain acts unlawful; and to provide duties and powers for the Attorney General.

LEGISLATIVE BILL 268. By Leslie A. Stull, 49th District.

A BILL FOR AN ACT to amend section 71-1003, Reissue Revised Statutes of Nebraska, 1943, and section 71-1002, Revised Statutes Supplement, 1969, relating to the State Anatomical Board; to extend the time in which dead human bodies may be claimed for burial or cremation; and to repeal the original sections.

LEGISLATIVE BILL 269. By Claire W. Holmquist, 14th District; Ramey C. Whitney, 44th District.

A BILL FOR AN ACT to amend section 50-416, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska Retirement Systems Advisory Committee; to provide for appointment of members to the committee; to change the name of the committee; to provide for meeting; to provide for a chairman of the committee; to provide for continued membership; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 270. By Wally Barnett, 26th District; Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend section 18-1720, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages; to provide for prevention and abatement of nuisances by cities and villages; and to repeal the original section.

LEGISLATIVE BILL 271. By Wally Barnett, 26th District; Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend sections 47-204 and 47-205, Reissue Revised Statutes of Nebraska, 1943, relating to jails; to provide for the keeping of certain jail records; to provide for summary reports to district courts; and to repeal the original sections.

LEGISLATIVE BILL 272. By Wally Barnett, 26th District; Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend section 71-1630.02, Revised Statutes Supplement, 1969, relating to public health and welfare; to delete specific qualifications for health director of cities of the primary class; to provide that such director be qualified; and to repeal the original section.

LEGISLATIVE BILL 273. By Wally Barnett, 26th District; Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend section 33-114, Revised Statutes Supplement, 1969, relating to fees and salaries; to change the manner of determining the fees to be collected by the county treasurer for governmental subdivisions; and to repeal the original section.

LEGISLATIVE BILL 274. By Richard F. Proud, 12th District.

A BILL FOR AN ACT relating to crimes and punishments; to provide penalties for failure to appear before the court when released under bail, recognizance, or a conditional release as prescribed.

LEGISLATIVE BILL 275. By Richard F. Proud, 12th District.

A BILL FOR AN ACT relating to game and fish; to exempt persons sixty-five years and older from payment of fees; and to provide conditions.

LEGISLATIVE BILL 276. By Richard F. Proud, 12th District.

A BILL FOR AN ACT relating to public power district; to extend the powers of public power district as prescribed.

LEGISLATIVE BILL 277. By Richard F. Proud, 12th District.

A BILL FOR AN ACT to repeal sections 29-2504 to 29-2518, Reissue Revised Statutes of Nebraska, 1943, relating to the death penalty.

LEGISLATIVE BILL 278. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 29-2901, 29-2902, 29-2903, 29-2904, 29-2905, 29-2906, and 29-2907, Reissue Revised Statutes of Nebraska, 2943, relating to criminal procedure; to define terms; to provide for the detection, detention, treatment, and release of sexual sociopaths as prescribed; to provide powers and duties; and to repeal the original sections, and also sections 29-2603 and 29-2606, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 279. By William H. Hasebroock, 18th District.

A BILL FOR AN ACT to amend section 71-2601, Revised Statutes Supplement, 1969, relating to the State Board of Health; to add a person licensed to practice chiropractic to the board; and to repeal the original section.

LEGISLATIVE BILL 280. By Willard H. Waldo, 31st District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 6, of the Constitution of Nebraska, relating to the Legislature; to increase the maximum number of members to the Legislature; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 281. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to appropriate two million seventy thousand nine hundred eighteen dollars and eighty-seven cents from the State Building Fund and three hundred nineteen thousand six hundred fifty-five dollars and fifty-nine cents from the state General Fund for the purpose of reimbursing the city of Lincoln and obtain a deed for Lots one to six, Block ninety-two, Lots one to twelve, Block ninety-one, and Lots one to six, Block ninety-six, Original Plat of Lincoln, Nebraska; and to declare an emergency.

LEGISLATIVE BILL 282 By Fern Hubbard Orme, 29th District; Wally Barnett, 26th District; William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 18-130, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, all; to eliminate from the provisions the effective date of ordinances for metropolitan and primary cities; and to repeal the original section.

LEGISLATIVE BILL 283. By Fern Hubbard Orme, 29th District; Wally Barnett, 26th District; William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 15-806, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the primary class; to eliminate the provision of the power to tax for the purpose of purchasing, holding, and improving public grounds and parks, park extensions and improvements, and university campus extension; and to repeal the original section.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 1. Replaced on Select File as amended.

E and R amendment to LB 1:

1. On page 3, reinstate the stricken comma in line 14; and in line 15 strike the first comma and show the same as stricken.

2. In new section 3, line 7, insert an underscored comma after "money" and strike the comma at the end of the line.

3. In the title, line 2, strike "section 3-617" and insert "section 3-617 and 35-510"; after the second comma in line 3 insert "and section 31-755 and 85-401, Revised Statutes Supplement, 1969,"; in line 4 strike "airport authorities" and insert "bonds"; and strike line 8 and insert "sections.".

LEGISLATIVE BILL 35. Placed on Select File as amended.

E and R amendment to LB 35:

1. On page 3, strike the comma at the end of line 17.

LEGISLATIVE BILL 37. Placed on Select File as amended.

E and R amendment to LB 37:

1. On page 2, strike the comma in line 8 and show the same as stricken.

LEGISLATIVE BILL 75. Placed on Select File.

LEGISLATIVE BILL 181. Placed on Select File.

(Signed) Duke Snyder, Chairman

NOTICE OF COMMITTEE HEARING

Miscellaneous Subjects

LB 162	Thursday, February 4, 1971	2:00 p.m.
LB 165	Thursday, February 4, 1971	2:00 p.m.
LB 173	Thursday, February 4, 1971	2:00 p.m.
LB 182	Thursday, February 4, 1971	2:00 p.m.
LB 234	Thursday, February 4, 1971	2:00 p.m.

(Signed) J. James Waldron, Chairman

SELECT FILE

LEGISLATIVE BILL 22. Advanced to E and R for engrossment.

LEGISLATIVE BILL 23. Advanced to E and R for engrossment.

LEGISLATIVE BILL 24. Advanced to E and R for engrossment.

LEGISLATIVE BILL 25. Advanced to E and R for engrossment.

LEGISLATIVE BILL 26. Advanced to E and R for engrossment.

LEGISLATIVE BILL 27. Advanced to E and R for engrossment.

LEGISLATIVE BILL 28. Advanced to E and R for engrossment.

LEGISLATIVE BILL 29. Advanced to E and R for engrossment.

LEGISLATIVE BILL 30. Advanced to E and R for engrossment.

LEGISLATIVE BILL 31. Advanced to E and R for engrossment.

LEGISLATIVE BILL 32. Advanced to E and R for engrossment.

LEGISLATIVE BILL 33. Advanced to E and R for engrossment.

LEGISLATIVE BILL 34. Advanced to E and R for engrossment.

LEGISLATIVE BILL 49. E and R amendments found in the Legislative Journal on page 111 for the Seventh Day were adopted.

Advanced to E and R for engrossment.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 284. By Herbert Duis, 39th District.

A BILL FOR AN ACT to amend section 77-1202, Revised Statutes Supplement, 1969, relating to taxation; to provide where boats and sporting goods shall be listed for taxation; and to repeal the original section.

LEGISLATIVE BILL 285. By Richard Maresh, 32nd District.

A BILL FOR AN ACT to amend section 3-128, Reissue Revised Statutes of Nebraska, 1943, relating to aeronautics; to provide for issuing certificates authorizing persons to conduct serial pesticide operations as prescribed; to provide for revocation of such certificates; and to repeal the original section.

LEGISLATIVE BILL 286. By Glenn Goodrich, 20th District.

A BILL FOR AN ACT relating to public safety; to define terms; to declare certain acts to be unlawful; to provide for violations; to provide penalties; to provide powers and duties for the commissioner of Labor; and to provide how this act may be cited.

LEGISLATIVE BILL 287. By David Stahmer, 8th District.

A BILL FOR AN ACT relating to schools; to state the requirements for a unified school district as prescribed; and to provide penalties.

LEGISLATIVE BILL 288. By David Stahmer, 8th District.

A BILL FOR AN ACT relating to schools; to regulate the number of pupils assigned to teachers employed by any school district; to provide an effective date; to provide exemptions; and to provide penalties.

LEGISLATIVE BILL 289. By David Stahmer, 8th District.

A BILL FOR AN ACT relating to state buildings; to require at least fifty foot candles of general illumination over all work areas.

LEGISLATIVE BILL 290. By David Stahmer, 8th District.

A BILL FOR AN ACT to amend sections 79-1331, 79-1334, and 79-1336, Revised Statutes Supplement, 1969, relating to schools; to base aid under the School Foundation and Education Act on the annual school census; and to repeal the original sections.

LEGISLATIVE BILL 291. By Wayne Ziebarth, 37th District; Thomas Kennedy, 21st District; Ramey Whitney, 44th District.

A BILL FOR AN ACT to amend section 79-1308.01, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to specify the classes of securities in which school district funds may be invested; and to repeal the original section.

LEGISLATIVE BILL 292. By Wayne Ziebarth, 37th District; Thomas Kennedy, 21st District.

A BILL FOR AN ACT to amend sections 79-320, 79-426.17, 79-434, 79-441, 79-488, 79-488.05, 79-488.06, 79-4,103, 79-513, 79-515, 79-1247.13, and 79-1702, Reissue Revised Statutes of Nebraska, 1943, and sections 79-213, 79-328, 79-446, 79-486, 79-506.01, 79-548, 79-1007.02, and 79-1445.15, Revised Statutes Supplement, 1969, relating to schools; to remove obsolete matter; to clarify and provide penalties as prescribed for violations involving school buses; to conform with previous legislation; and to repeal the original sections.

GENERAL FILE

UNANIMOUS CONSENT–Unbracket LB 17

Mr. Wallwey asked unanimous consent to have LB 17 unbracketed on General File and taken up today. No objections. So ordered.

MOTION–Indefinitely Postpone LB 17

Mr. Holmquist moved to renew the motion to indefinitely postpone LB 17. No objections. So ordered. The motion prevailed with 30 ayes, 2 nays and 17 not voting.

MOTION–Pending LB 36

Mr. Waldo moved the following amendment:

1. Amend page 5 of the bill lines 3 to 6 by striking the new matter and inserting "a complete set of statutes each odd-numbered year" after "Legislature".

Motion pending.

COMMITTEE MEETING

Mr. Swanson announced that the Executive Board of the Legislative Council would meet in Room 2017 immediately upon adjournment.

NOTICE OF COMMITTEE HEARINGS

Miscellaneous Subjects

LB 207	Thursday, January 28, 1971	2:00 p.m.

(Signed) J. James Waldron, Chairman

Education

LB 110 is changed from January 25, 1971 at 2:00 p.m. and reset on February 8, 1971, at 2:00 p.m.

(Signed) Don Elrod, Chairman

UNANIMOUS CONSENT–Office Building

Mr. Carpenter asked unanimous consent to lay over the motion. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 10.

Introduced by Wally Barnett, 26th District.

WHEREAS, the inhumane treatment of American prisoners of war in North Vietnam is a black page in the history of armed conflict; and

WHEREAS, the suffering of these men has drawn the sympathy and attention of Americans, and peoples around the world; and

WHEREAS, the North Vietnamese have refused to abide by the Geneva convention rules for treatment of prisoners of war; and

WHEREAS, Nebraska families who are related to men who are known prisoners of war and men who are listed as missing in action have suffered untold agony over the welfare of their beloved;

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Legislature goes on record this day in support of the six actions requested by the Forgotten Americans Committee, which is working in behalf of POW's and MIA's:

(a) Names of all prisoners of war be published;

(b) All sick and injured prisoners be released immediately;

(c) All prisoners be permitted to exchange mail with their families;

(d) Impartial inspections be made of prison facilities;

(e) Prisoners receive proper diet and medical care; and

(f) All prisoners of war be released as soon as possible.

2. That this Legislature also wishes to call the attention of the citizens of Nebraska to the conditions under which prisoners are being held and treatment they are receiving and asks them to support whatever public or private efforts are being make within the state for letters on behalf of our American men; and by the efforts of the public media and others to contact the North Vietnamese through letters and taped personal appeals.

Laid over.

ADJOURNMENT

At 11:35 a.m., on a motion by Mr. Hasebroock, the Legislature adjourned until 10:00 a.m., Wednesday, January 20, 1971.

Vincent D. Brown
Clerk of the Legislature

NINTH DAY—JANUARY 20, 1971

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

NINTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, January 20, 1971

Pursuant to adjournment, the Legislature met at 10:00 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Gracious God, we admit how often we stumble because we are afraid. Some of us fear those who try to pressure us into conforming to what they want done. Others of us fear those who have an uncanny ability to discover our weaknesses so they can try to get the best of us. Others of us fear we won't be able to handle the new problems that come our way. Give us courage, O God, not to fear others or our own inadequacies, but a courage that comes because our only fear is the fear of not doing our duty. Amen.

ROLL CALL

The roll was called and all members were present.

NOTICE OF COMMITTEE HEARING

Revenue

LB 158	Monday, February 8, 1971	2:00 p.m.
LB 202	Monday, February 8, 1971	2:00 p.m.
LB 203	Monday, February 8, 1971	2:00 p.m.
LB 206	Monday, February 8, 1971	2:00 p.m.

LB 59	Tuesday, February 9, 1971	2:00 p.m.
LB 200	Tuesday, February 9, 1971	2:00 p.m.
LB 201	Tuesday, February 9, 1971	2:00 p.m.
LB 205	Tuesday, February 9, 1971	2:00 p.m.

(Signed) Rudolf Kokes, Chairman

Constitutional Revision

LB 196	Thursday, January 28, 1971	2:00 p.m.
LB 197	Thursday, January 28, 1971	2:00 p.m.
LB 198	Thursday, January 28, 1971	2:00 p.m.

(Signed) George Syas, Chairman

Urban Affairs

LB 153	Wednesday, February 3, 1971	2:00 p.m.
LB 154	Wednesday, February 3, 1971	2:00 p.m.
LB 156	Wednesday, February 3, 1971	2:00 p.m.
LB 186	Wednesday, February 3, 1971	2:00 p.m.
LB 188	Wednesday, February 3, 1971	2:00 p.m.
LB 199	Wednesday, February 3, 1971	2:00 p.m.

(Signed) Harold Simpson, Chairman

Education

LB 218	Wednesday, January 27, 1971	2:00 p.m.
LB 219	Wednesday, January 27, 1971	2:00 p.m.
LB 220	Wednesday, January 27, 1971	2:00 p.m.
LB 227	Wednesday, January 27, 1971	2:00 p.m.

(Signed) Don Elrod, Chairman

REFERENCE COMMITTEE REPORT

LB	Committee
254	Education
255	Labor
256	Revenue
257	Government and Military Affairs
258	Appropriation
259	Public Works
260	Miscellaneous Subjects
261	Public Health and Welfare
262	Banking, Commerce and Insurance
263	Education
264	Education

265	Public Works
266	Education
267	Banking, Commerce and Insurance
268	Public Health and Welfare
269	Nebraska Retirement Systems Advisory
270	Urban Affairs
271	Judiciary
272	Public Health and Welfare
273	Miscellaneous Subjects
274	Judiciary
275	Agriculture and Recreation
276	Public Works
277	Judiciary
278	Judiciary
279	Public Helath and Welfare
280	Constitutional Revision
281	Appropriation
282	Urban Affairs
283	Urban Affairs
284	Revenue
285	Agriculture and Recreation
286	Labor
287	Education
288	Education
289	Miscellaneous Subjects
290	Education
291	Banking, Commerce and Insurance
292	Education
LR 5	Revenue

(Signed) William F. Swanson, Chairman

ANNOUNCEMENT

Mr. Swanson announced that the Executive Board voted yesterday to accept $72,000 in federal funds for implementation for the Office of Ombudsman.

The vote was 3 to 2.

REPORT–Budget Committee

Mr. Marvel read the report and discussion followed.

MOTION–Budget Committee

Mr. Carpenter moved that the Budget Committee require that agency budget requests for 1971-72 carry the approval of those appropriate officials, Boards and Commissions responsible for the operation of the agency.

The motion prevailed with 39 ayes, 0 nays and 10 not voting.

RESOLUTIONS

LEGISLATIVE RESOLUTION 11.

Introduced by Thomas C. Kennedy, District 21; Herb Nore, District 22.

WHEREAS, the State Departments of Health and Public Welfare are authorized by statute to make rules and regulations to implement, interpret, or make specific the laws to be administered or enforced by them; and

WHEREAS, these administrative rules and regulations are an integral part of, and vitally affect, the many statutory responsibilities of these Departments and the ways in which they are ultimately carried out; and

WHEREAS, the law provides for the filing of certified copies of all administrative rules and regulations with the Clerk of the Legislature, and for their consideration by the Legislature, as a result of which they may be rejected, changed, altered, amended, or modified; and

WHEREAS, while in practice the Legislature has not established procedures for the consideration of these rules and regulations, it is believed necessary to inaugurate a system of review of those rules and regulations issued by the State Departments of Health and Public Welfare.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That at the beginning of each session of the Legislature the Committee on Public Health and Welfare undertake a careful consideration and review of the existing rules and regulations issued by the State Departments of Health and Public Welfare, and that special consideration be given to the new rules or amendments to former rules issued by these Departments since the adjournment of the previous session of the Legislature.
2. That the results of this review and consideration of these administrative rules and regulations be brought to the attention of the entire Legislature as soon as completed.

Laid over.

LEGISLATIVE RESOLUTION 12.

Introduced by Terry Carpenter, District 48.

WHEREAS, the general government of the University of Nebraska is vested by law in the duly elected Board of Regents of the University of Nebraska, and

WHEREAS, there are many duties and responsibilities placed by law upon the duly elected Board of Regents of the University of Nebraska, and

WHEREAS, the people of the State of Nebraska have duly elected eight Regents in their respective districts to the Board of Regents of the University of Nebraska for the purpose of governing the University, and

WHEREAS, the Board of Regents are without sufficient staff to operate effectively in accordance with either the will of the people of Nebraska or the law.

NOW, THEREFORE, BE IT RESOLVED by the 82nd General Session of the Nebraska Unicameral, duly assembled, that adequate funds be made available to furnish the Board of Regents of the University of Nebraska with a staff to assist the Board in effectively carrying out its duties and responsibilities in governing the University of Nebraska according to the will of the people of Nebraska and according to law.

Laid over.

LEGISLATIVE RESOLUTION 13.

Introduced by Terry Carpenter, District 48.

WHEREAS, the Legislature in 1965 first authorized a health-agriculture laboratory building; and

WHEREAS, funds were reappropriated by the 1969 Legislature; and

WHEREAS, as of this date no contract has been made for construction of this building; and

WHEREAS, by action of past Legislatures it is the expressed intent and desire that such a building be constructed.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

That the State Building Commission shall have the building under contract for construction prior to the final adjournment of the 1971 Legislature.

Laid over.

LEGISLATIVE RESOLUTION 8. Correctly engrossed.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business the President signed LR 8.

LEGISLATIVE RESOLUTION 9.

LR 9 was adopted with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE RESOLUTION 10.

LR 10 was adopted with 39 ayes, 0 nays and 10 not voting.

ADD–CO-INTRODUCER

Mr. Morgan asked that his name be added to LB 274. No objections. So ordered.

MEMBER EXCUSED

Mr. Morgan asked unanimous consent to be excused at 11:15 for the rest of the day. No objections. So ordered.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 293. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to public power districts; to provide procedure for setting rates for natural gas purchased for generation of electricity by such districts; and to provide for judical review and appeal.

LEGISLATIVE BILL 294. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 86-703, Revised Statutes Supplement, 1969, relating to telecommunications; to provide procedure for interception of communications by authorized persons for use as evidence of gambling; and to repeal the original section.

LEGISLATIVE BILL 295. By Duke Snyder, 14th District; Orval Keyes, 3rd District.

A BILL FOR AN ACT relating to motor vehicles; to define terms; to provide for removal of abandoned vehicles; to provide for notice; to provide for title to such abandoned vehicle; to provide for sale and disposition of proceeds; to provide for rules and regulations; to provide for violations; and to provide penalties.

LEGISLATIVE BILL 296. By J. James Waldron, 42nd District.

A BILL FOR AN ACT relating to elections; to provide that names of incumbents shall be placed on ballots automatically when no candidates file for an office.

LEGISLATIVE BILL 297. By Ellen Craft, 45th District.

A BILL FOR AN ACT to amend section 41-106, Revised Statutes Supplement, 1969, relating to automatic vending machines; to restrict the number of automatic vending machines as prescribed; and to repeal the original section.

LEGISLATIVE BILL 298. By Herbert Duis, 39th District.

A BILL FOR AN ACT to amend section 11-119, Reissue Revised Statutes of Nebraska, 1943, relating to bonds and oaths of public officals; to provide that the bonds required of county assessors be reduced; and to repeal the original section.

LEGISLATIVE BILL 299. By Rudolf Kokes, 41st District.

A BILL FOR AN ACT to amend section 77-202.22, Revised Statutes Supplement, 1969, relating to revenue and taxation; to provide that one per cent of state funds distributed pursuant to the Homestead Exemption Act shall be deposited in the county general fund; and to repeal the original section.

LEGISLATIVE BILL 300. By Calvin Carsten, 2nd District; Fred Carstens, 30th District.

A BILL FOR AN ACT to amend section 71-162, Revised Statutes Supplement, 1969, relating to the Department of Health; to increase the annual renewal fee for an optometry license; and to repeal the original section.

LEGISLATIVE BILL 301. By Ramey Whitney, 44th District; George Syas, 13th District; William Hasebroock, 18th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article IV, sections 7 and 15, of the Constitution of Nebraska, relating to the executive; to provide the Governor shall prepare a budget bill to be introduced by the speaker; to provide for veto by the Governor and effect thereof; to remove obsolete matter; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 302. By Ramey Whitney, 44th District; George Syas, 13th District; William Hasebroock, 18th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article IV, sections 10, 11, and 12, and the repeal of Article III, section 23, and Article IV, sections 18, 20, and 21, of the Constitution of Nebraska, relating to the executive; to transfer provisions respecting vacancies in office from the legislative to the executive article; to change provisions for removing officers and for filling vacancies in office; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 303. By William Hasebroock, 18th District; George Syas, 13th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article V, section 11, of the Constitution of Nebraska, relating to the judiciary; to provide that a simple majority of the Legislature may change the number of judges of the district court or change the boundaries of judicial districts; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 304. By William Hasebroock, 18th District; George Syas, 13th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article V, section 2, of the Constitution of Nebraska, relating to the judiciary; to reduce the number of judges of the Supreme Court; to declare a state law unconstitutional; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 305. By William Hasebroock, 18th District; George Syas, 13th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article V, section 27, of the Constitution of Nebraska, relating to the judiciary; to provide for creating or abolishing juvenile court judicial districts by a majority of those voting on the issue; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 306. By William Hasebroock, 18th District; George Syas, 13th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article V, section 25, and a repeal of Article V, section 26, of the Constitution of Nebraska, relating to the judiciary; to permit the Supreme Court to make its own rules of practice; to eliminate obsolete matter; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972, to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 307. By Richard Maresh, 32nd District.

A BILL FOR AN ACT relating to railroads; to provide that governmental subdivisions or agencies of the state shall obtain approval from the Legislature prior to purchase, lease, or acquiring of railroad rights-of-way outside of incorporated cities and villages when any federal agency has permitted such railroad rights-of-way abandonment.

LEGISLATIVE BILL 308. By Irving Wiltse, 1st District; Claire Holmquist, 16th District.

A BILL FOR AN ACT to amend section 70-624.02, Revised Statutes Supplement, 1969, relating to public power districts; to change the conditions to entitle the board of director and president of the district to additional compensation as prescribed; and to repeal the original section.

LEGISLATIVE BILL 309. By Maurice Kremer, 34th District; E. Thome Johnson, 15th District.

A BILL FOR AN ACT to amend section 77-416, Reissue Revised Statutes of Nebraska, 1943, and sections 77-415 and 77-419, Revised Statutes Supplement, 1969, relating to taxation; to provide for courses of training in property evaluation for certain county officials; and to repeal the original sections.

LEGISLATIVE BILL 310. By Harold Moylan, 6th District.

A BILL FOR AN ACT relating to public power and irrigation districts; to provide that public power and irrigation districts shall not be required to post bond for costs, appeal, supersedeas, injunction or attachment.

LEGISLATIVE BILL 311. By David Stahmer, 8th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 7, of the Constitution of Nebraska, relating to the Legislature; to provide for fixing the salary for members of the Legislature; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 312. By David Stahmer, 8th District.

A BILL FOR AN ACT to amend section 77-2602, Revised Statutes Supplement, 1969, relating to revenue and taxation; to increase the cigarette tax; and to repeal the original section.

LEGISLATIVE BILL 313. By David Stahmer, 8th District.

A BILL FOR AN ACT to amend section 53-160, Reissue Revised Statutes of Nebraska, 1943, relating to liquor; to increase taxes; and to repeal the original section.

LEGISLATIVE BILL 314. By Richard Proud, 12th District.

A BILL FOR AN ACT to amend section 9-108, Reissue Revised Statutes of Nebraska, 1943, relating to bingo; to reduce the age for players of bingo as prescribed; and to repeal the original section.

LEGISLATIVE BILL 315. By Richard Proud, 12th District.

A BILL FOR AN ACT to amend section 37-603, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to provide additional powers and duties for conservation officers, deputy conservation officers, sheriffs, deputy sheriffs, constables and other police officers as prescribed; to provide for conditions for persons to appear after an arrest as prescribed; and to repeal the original section.

LEGISLATIVE BILL 316. By Richard Proud, 12th District.

A BILL FOR AN ACT to amend section 29-903, Reissue Revised Statutes of Nebraska, 1943, relating to criminal procedure; to provide for consideration of a report and recommendation of official pretrial release agency by its court; to give effect to such report; and to repeal the original section.

LEGISLATIVE BILL 317. By William Skarda, 7th District.

A BILL FOR AN ACT to amend sections 21-1786, 21-1789, 21-17,104, 21-17,105, and 21-17,117, Reissue Revised Statutes of Nebraska, 1943, relating to credit unions; to change membership qualifications as prescribed; to prescribe for approval of loans; to change requirements for reserves; to change requirements for dividends; to authorize small groups to join a central credit union as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 318. By E. Thome Johnson, 15th District; Elmer Wallwey, 17th District.

A BILL FOR AN ACT to amend sections 23-1114.02, 23-1114.03, 23-1114.04, 23-1114.05, 23-1114.06, 23-1201.01, 23-1201.02, 23-1203, and 32-308, Reissue Revised Statutes of Nebraska, 1943, relating to county officers; to provide for the appointment by county boards, rather than election, of county attorneys; to authorize county boards to set salaries of county attorneys; to provide when this act shall become operative; and to repeal the original sections.

NOTICE OF COMMITTEE HEARINGS

Education

LB 110	Monday, February 8, 1971	2:00 p.m.
LB 240	Monday, February 8, 1971	2:00 p.m.

(Signed) Don Elrod, Chairman

Public Works

LB 115	Wednesday, January 27, 1971	2:00 p.m.
LB 235	Wednesday, January 27, 1971	2:00 p.m.
LB 243	Wednesday, January 27, 1971	2:00 p.m.
LB 244	Wednesday, January 27, 1971	2:00 p.m.
LB 192	Thursday, January 28, 1971	2:00 p.m.
LB 193	Thursday, January 28, 1971	2:00 p.m.
LB 195	Thursday, January 28, 1971	2:00 p.m.

LB 265	Friday, January 29, 1971	2:00 p.m.
LB 276	Friday, January 29, 1971	2:00 p.m.

(Signed) Claire W. Holmquist, Chairman

Public Health and Welfare

LB 97	Monday, February 1, 1971	2:00 p.m.
LB 102	Monday, February 1, 1971	2:00 p.m.
LB 147	Monday, February 1, 1971	2:00 p.m.
LB 148	Monday, February 1, 1971	2:00 p.m.
LB 150	Monday, February 1, 1971	2:00 p.m.

(Signed) Thomas Kennedy, Chairman

SELECT FILE

LEGISLATIVE BILL 1. E and R amendments found in the Legislative Journal on page 134 for the Eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 35. E and R amendment found in the Legislative Journal on page 134 for the Eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 37. E and R amendment found in the Legislative Journal on page 134 for the Eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 75. Advanced to E and R for engrossment.

LEGISLATIVE BILL 181. Advanced to E and R for engrossment.

MOTION–Return LB 1 to Select File

Mr. Proud moved to return LB 1 to Select File for
following specific amendment:
;and to declare an emergency

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

SELECT FILE

LEGISLATIVE BILL 1. The Proud amendment found above was adopted by a vote of 32 ayes, 0 nays and 17 not voting.

Advanced to E and R for engrossment.

COMMITTEE MEETING

Mr. Swanson announced there would be a Reference Committee meeting in Room 2017 at 1:30 p.m., Wednesday, January 20, 1971.

EXPLANATION OF VOTE

Had I been present, I would have voted "aye" on LR 10.

(Signed) Harold Moylan

ANNOUNCEMENT

Mr. Hasebroock announced there would be no Legislative session on Friday, January 22, 1971.

ADJOURNMENT

At 11:45 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 10:00 a.m., Thursday, January 21, 1971.

Vincent D. Brown
Clerk of the Legislature

TENTH DAY—JANUARY 21, 1971

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

TENTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, January 21, 1971

Pursuant to adjournment, the Legislature met at 10:02 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Our Father, as we come before Thee this day, we would not weary Thee with our constant begging. We thank Thee for lessons to learn and work to do. May we apply ourselves to both. As Thy servants here sincerely seek to do right, make the right plain to them. Knowing that criticism will come, help them to take from it what is helpful and to forgive what is unjust and unkind. Amid all the pressures brought upon them, may they ever hear Thy still small voice and follow Thy guidance for the good of all the people, that Thy will may be done in this State, through these servants, for Jesus' sake. Amen.

ROLL CALL

The roll was called and all members were present except Mr. Carpenter who was excused until 10:35 a.m.

NOTICE OF COMMITTEE HEARINGS

Agriculture and Recreation

LB 93	Thursday, January 28, 1971	2:00 p.m.
LB 96	Thursday, January 28, 1971	2:00 p.m.
LB 107	Thursday, January 28, 1971	2:00 p.m.
LB 183	Thursday, January 28, 1971	2:00 p.m.
LB 222	Thursday, January 28, 1971	2:00 p.m.

(Signed) Loran Schmit, Chairman

Banking, Commerce and Insurance

LB 249	Monday, February 1, 1971	2:00 p.m.
LB 267	Monday, February 1, 1971	2:00 p.m.
LB 291	Monday, February 1, 1971	2:00 p.m.

(Signed) Sam Klaver, Chairman

Public Health and Welfare

LB 81	January 26, 1971	2:00 p.m.
LB 130	January 26, 1971	2:00 p.m.

(Signed) Thomas C. Kennedy, Chairman

Constitutional Revision

LB 247	Friday, January 29, 1971	2:00 p.m.
LB 280	Friday, January 29, 1971	2:00 p.m.

(Signed) George Syas, Chairman

REFERENCE COMMITTEE REPORT

LB	Committee
293	Public Works
294	Judiciary
295	Public Works
296	Government and Military Affairs
297	Labor
298	Miscellaneous Subjects
299	Revenue
300	Public Health and Welfare
301	Constitutional Revision
302	Constitutional Revision
303	Constitutional Revision
304	Constitutional Revision
305	Constitutional Revision
306	Constitutional Revision
307	Public Works
308	Public Works
309	Revenue
310	Public Works
311	Constitutional Revision
312	Revenue
313	Revenue
314	Labor

315	Agriculture and Recreation
316	Judiciary
317	Banking, Commerce and Insurance
318	Government and Military Affairs

(Signed) William F. Swanson, Chairman

RESOLUTIONS

RESOLUTION NO. 11.

LR 11 found in the Legislative Journal on page 142 for the Ninth Day was adopted with 46 ayes, 0 nays and 3 not voting.

ANNOUNCEMENT

Mr. Swanson announced that members of Retirement Committee, Holmquist, Orme, Whitney, Swanson and Proud had checked action of Executive Board in accepting federal grant to fund Ombudsman Bill. Dr. Rodgers says he can find nothing which precludes such action by Executive Board even though Legislature is in session.

Mr. Swanson reported the Executive Board had authorized Dr. Rodgers to employ Mrs. Betty Warner to assist in drawing census maps for use by Senators in preparing suggestions for reapportionment. Any member of the Legislature who wants information and assistance in matters of reapportionment should contact Dr. Rodgers in the Legislative Council's office.

Mr. Swanson reported the Reference Committee may be assigning bills to various committees even though subject matter is not exactly appropriate to responsibilities of that committee. This will be done to distribute work load.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 319. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT to amend sections 60-1601, 60-1603, 60-1606, and 60-1610, Revised Statutes Supplement, 1969, relating to motor vehicles; to change the manner of taxing cabin trailers and mobile homes; and to repeal the original sections, and also sections 60-1601.01, 60-1606.01, 60-1606.02, and 60-1606.03, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 320. By Fred Carstens, 30th District.

A BILL FOR AN ACT to amend sections 48-121 and 48-122, Revised Statutes Supplement, 1969, relating to workmen's compensation; to provide for increases in minimum and maximum compensation; and to repeal the original section.

LEGISLATIVE BILL 321. By Leslie Stull, 49th District; Otho Kime, 43rd District; Robert Clark, 47th District.

A BILL FOR AN ACT to amend section 54-147, Revised Statutes Supplement, 1969, relating to brand inspection; to increase the maximum charge that may be made for inspection of cattle as prescribed; and to repeal the original section.

LEGISLATIVE BILL 322 By Leslie Stull, 49th District; Otho Kime, 43rd District; Robert Clark, 47th District.

A BILL FOR AN ACT to amend section 54-152, Reissue Revised Statutes of Nebraska, 1943, relating to brand inspection; to change the conditions for inspection of cattle sold or offered for sale at any livestock auction market within the brand area of the state; and to repeal the original section.

LEGISLATIVE BILL 323. By Leslie Stull, 49th District; Otho Kime, 43rd District; Robert Clark, 47th District.

A BILL FOR AN ACT to amend sections 54-109, 54-114, 54-115, 54-117, 54-125, 54-128, 54-133.02, 54-145.01, 54-145.02, 54-145.03, 54-145.06, 54-148, 54-151, and 54-155, Reissue Revised Statutes of Nebraska, 1943, and sections 54-101, 54-104, 54-108, 54-110, 54-116, 54-118, 54-119 54-129, and 54-137, Revised Statutes Supplement, 1969, relating to the brand inspection area; to redefine terms; to increase fees as prescribed; to provide and change penalties as prescribed; to provide for violations; to provide evidence of ownership; to change sale conditions as prescribed; to change provisions for digit numbering; to provide duties for the secretary of the Nebraska Brand Committee; to change forms; to change date for filing statement of money received from the sale of estray cattle; to provide for retention of certificate of ownership; to repeal the original sections, and also sections 54-127, 54-145, 54-146, and 54-549, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 324. By Loran Schmit, 23rd District.

A BILL FOR AN ACT to amend section 70-642, Reissue Revised Statutes of Nebraska, 1943, relating to public power districts; to provide additional conditions for the declaration of an emergency; and to repeal the original section.

LEGISLATIVE BILL 325. By Richard Maresh, 32nd District.

A BILL FOR AN ACT to amend section 79-487, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to require school buses to be equipped with two-way radios as prescribed; and to repeal the original section.

LEGISLATIVE BILL 326. By John DeCamp, 40th District; Robert Clark, 47th District.

A BILL FOR AN ACT relating to drugs and controlled dangerous substances; to define terms; to provide for regulations and offenses; to provide penalties; to provide procedure for forfeiture of certain property; to provide duties of the Department of Health, Bureau of Examining Boards, and Division of Drug Control; to provide how this act may be cited; to amend section 28-459, Reissue Revised Statutes of Nebraska, 1943; to repeal the original section, and also sections 28-438, 28-439, 28-456, 28-456.01, 28-461, 28-462, 28-463, 28-464, 28-465, 28-466, 28-467, 28-468, 28-469, 28-471, 28-472, 28-473, 28-474, 28-475, and 28-476, Reissue Revised Statutes of Nebraska, 2943, and sections 28-451, 28-452, 28-458, 28-470, 28-472.01, 28-472.02, 28-472.03, 28-472.04, 28-472.05, 28-472.06, 28-485, 28-486, 28-487, 28-488, 28-489, 28-490 28-491, 28-492, 28-493, 28-494, 28-495, 28-496, 28-497, 28-498, 28-499, 28-4,100, 28-4,101, 28-4,102, 28-4,103, 28-4,104, 28-4,105, 28-4,106, 28-4,107, and 28-4,108, Revised Statutes Supplement, 1969; and to declare an emergency.

LEGISLATIVE BILL 327. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 84-142, Revised Statutes Supplement, 1969, relating to planning and development districts; to redefine terms; and to repeal the original section.

LEGISLATIVE BILL 328. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 86-336, Reissue Revised Statutes of Nebraska, 1943, relating to telecommunications; to provide for moving of lines located on a public highway as prescribed; and to repeal the original section.

LEGISLATIVE BILL 329. By Rolland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 43-104, Reissue Revised Statutes of Nebraska, 1943, relating to adoption; to change the consent required; and to repeal the original section.

LEGISLATIVE BILL 330. By John DeCamp, 40th District.

A BILL FOR AN ACT relating to motor vehicles; to define terms; to provide for licensing and registration of operators and snowmobiles; to provide for use of snowmobiles on the streets and highways; to create exemptions; to set standards for safe operation and for equipment; to provide for additional rules and regulations by the Director of Motor Vehicles and the secretary of the Game and Parks Commission; and to provide penalties.

LEGISLATIVE BILL 331. By John DeCamp, 40th District.

A BILL FOR AN ACT to amend section 39-714, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to increase a penalty; to make removal or possession of highway signs unlawful as prescribed and to provide a penalty; to authorize payment of rewards as prescribed; and to repeal the original section.

LEGISLATIVE BILL 332. By Ramey Whitney, 44th District; William Hasebroock, 18th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article IV, section 2, of the Constitution of Nebraska, relating to the executive; to provide qualifications for the Attorney General; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 333. By Ramey Whitney, 44th District; George Syas, 13th District; William Hasebroock, 18th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article V, section 8, of the Constitution of Nebraska, relating to the judiciary; to conform the provisions thereof to annual sessions of the Legislature; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972, to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 334. By Otho Kime, 43rd District; Walter Epke, 24th District.

A BILL FOR AN ACT to amend sections 80-302, 80-305, 80-306, and 80-308, Reissue Revised Statutes of Nebraska, 1943, and sections 80-301 and 83-124, Revised Statutes Supplement, 1969, relating to the Nebraska Veterans' Home; to change the nature of care at the home; to redesignate terms; to change qualifications and eligibility for admission to the home; to authorize a member of the home to pay his share of cost of staying at the home; to harmonize the provisions with previous legislation; and to repeal the original sections.

LEGISLATIVE BILL 335. By Otho Kime, 43rd District.

A BILL FOR AN ACT to amend sections 38-403, 38-408, and 80-304.01, Reissue Revised Statutes of Nebraska, 1943, relating to veterans' affairs; to provide additional persons who may be appointed guardian or conservator of a member of the Nebraska Soldiers' and Sailors' Home as prescribed; to provide for a bond and payment of the premium therefor; to change designation of name of administrator of the home; and to repeal the original sections.

LEGISLATIVE BILL 336. By Otho Kime, 43rd District; Walter Epke, 24th District.

A BILL FOR AN ACT to amend section 80-403, Revised Statutes Supplement, 1969, relating to veterans' affairs; to change eligibility requirements for veterans' relief as prescribed; and to repeal the original section.

LEGISLATIVE BILL 337. By Otho Kime, 43rd District; Walter Epke, 24th District.

A BILL FOR AN ACT to amend section 77-202.13, Revised Statutes Supplement, 1969, relating to taxation; to enlarge the exemptions for homesteads as prescribed; and to repeal the original section.

LEGISLATIVE BILL 338. By Otho Kime, 43rd District; Walter Epke, 24th District.

A BILL FOR AN ACT relating to veterans affairs; to provide for grave registration as prescribed.

MOTION—Amend Rules

Mr. Marvel moved to amend Rule 3, Section 7 of the Rules as follows:

Sec. 7. Executive Sessions, Press. Members and reporters of regularly accredited newspapers, press associations, and radio and television stations shall be admitted to executive sessions of the standing committees, and such reporters and members of such committees shall respect as confidential the discussions and vote of the other members of any standing committee. The Press may report the vote of individual senators on a motion to report the bill to general file or to indefinately postpone any bill under consideration by the committee.

Referred to Rules Committee.

SELECT COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 75. Correctly engrossed.

LEGISLATIVE BILL 181. Correctly engrossed.

LEGISLATIVE BILL 2. Correctly engrossed.

LEGISLATIVE BILL 3. Correctly engrossed.

LEGISLATIVE BILL 4. Correctly engrossed.

LEGISLATIVE BILL 5. Correctly engrossed.

LEGISLATIVE BILL 6. Correctly engrossed.

LEGISLATIVE BILL 7. Correctly engrossed.

LEGISLATIVE BILL 8. Correctly engrossed.

LEGISLATIVE BILL 9. Correctly engrossed.

LEGISLATIVE BILL 10. Correctly engrossed.

LEGISLATIVE BILL 11. Correctly engrossed.

LEGISLATIVE BILL 12. Correctly engrossed.

LEGISLATIVE BILL 13. Correctly engrossed.

LEGISLATIVE BILL 14. Correctly engrossed.

LEGISLATIVE BILL 15. Correctly engrossed.

LEGISLATIVE BILL 16. Correctly engrossed.

LEGISLATIVE BILL 18. Correctly engrossed.

LEGISLATIVE BILL 19. Correctly engrossed.

LEGISLATIVE BILL 20. Correctly engrossed.

LEGISLATIVE BILL 21. Correctly engrossed.

(Signed) Duke Snyder, Chairman

EASE

The Legislature was at ease from 10:30 until 10:47 p.m.

STANDING COMMITTEE REPORTS

Public Health and Welfare

LEGISLATIVE BILL 43. Placed on General File as amended.
Standing Committee amendments to LB 43:

1. Amend page 2 of the bill, line 14 after the semicolon, by deleting the words "and the" and insert the following: "Provided, that the county commissioners or supervisors shall appoint either the county superintendent of public instruction or".

2. Amend page 3 of the bill, line 9, after the word, "county", insert "commissioners or supervisors shall appoint either the county superintendent of public instruction or county".

(Signed) Thomas C. Kennedy, Chairman

Revenue

LEGISLATIVE BILL 45. Placed on General File as amended.

Standing Committee amendment to LB 45:

1. Amend page 2 of the bill, line 22 by inserting ", but a tax credit may be applied to motor vehicle taxes paid at that time." after "paid".

LEGISLATIVE BILL 46. Indefinitely postponed.

LEGISLATIVE BILL 69. Placed on General File as amended.

Standing Committee amendments to LB 69:

1. Amend page 3 of the bill, line 1, by striking "except that" and inserting "~~except that~~ including".
2. Amend page 4 of the bill, line 6, strike "shall" and insert "~~shall~~ may".

(Signed) Rudolf C. Kokes, Chairman

VISITORS

Mrs. Orme introduced the following members of the "We The People". Kay Dutton, Helen Weber, Betty Wright, PSAB; Leota Hurd, Bryan; Marlys Hughes, Edythe Cascini, Muriel Shores, Northeast Hi; Helen Holt, Elizabeth Bockoven, Gayle Hurlburt, Bonita Hoag, Brownell; Ruth Hudson, Southeast Hi; Jean Jamison, Jane Wendorff, R. L. Johnson, Lefler Jr.; Nell Copple, Roma Spangler, C. Mahaffy, Dawes Jr.; Jean Rademacher, Barbara Fawl, Marty Brown, McPhee; Gladys Pieper, Park; Mary Price, Rousseau; Barbara Bitterman, Randolph; Dwight Welling, Pound Jr.; Joan Chism, Clinton; Marilyn Radke, Jane Bovey, Eleanor Jensen, Anne Christensen, Alverta Cooper, McPhee.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 339. By Ramey Whitney, 44th District; George Syas, 13th District; William Hasebroock, 18th District.

A BILL FOR AN ACT for submission to the electors of amendments to Article VI, of the Constitution of Nebraska, by amending sections 1, 5, and 6 and by repealing section 4, relating to suffrage; to change residence requirements; to eliminate exceptions to military duty on election day; to permit other methods of voting; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 340. By Ramey Whitney, 44th District; George Syas, 13th District; William Hasebroock, 18th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article IV, section 4, of the Constitution of Nebraska, relating to the executive; to clarify the provisions thereof; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 341. By Ramey Whitney, 44th District; George Syas, 13th District; William Hasebroock, 18th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article IV, section 27, of the Constitution of Nebraska, relating to the executive; to clarify the provisions thereof; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 342. By Herbert Duis, 39th District.

A BILL FOR AN ACT to amend section 76-214, Reissue Revised Statutes of Nebraska, 1943, relating to real propoerty; to provide where a deed, mortgage or other conveyance of real estate fails to show the actual consideration, the istrument shall not be recorded; to eliminate statements; and to repeal the original section.

LEGISLATIVE BILL 343. By Herbert Duis, 39th District.

A BILL FOR AN ACT to amend sections 66-448, 66-449, 66-450, 66-451, 66-453, 66-454, 66-455, 66-457, 66-458, 66-460, 66-461, 66-461.01, 66-462, 66-464, and 66-466, Reissue Revised Statutes of Nebraska, 1943, and sections 66-445, 66-447, 66-452, 66-456, 66-459, and 66-465, Revised Statutes Supplement, 1969, relating to motor fuels; to provide for tax credit motor fuel or tax credit gasoline rather than refund tax motor fuel or refund tax gasoline; to provide for credits on income tax returns as prescribed; to repeal the original sections, and also section 66-463, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 344. By Claire Holmquist, 16th District.

A BILL FOR AN ACT to amend section 49-704, Reissue Revised Statutes of Nebraska, 1943, relating to law; to authorize the Revisor of Statutes to negotiate for bids with a private publishing firm for the editing and publication of supplements and replacement volumes to the statutes of Nebraska; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 345. By David H. Stahmer, 8th District.

A BILL FOR AN ACT relating to minors; to create Metropolitan County Commissions on Youth; to define metropolitan counties for the purposes of this act; to outline the membership of such commissions; to provide procedures, duties and limitations of such commissions and of county boards.

LEGISLATIVE BILL 346. By Claire Holmquist, 16th District.

A BILL FOR AN ACT to amend section 70-642.02, Revised Statutes Supplement, 1969, relating to public power districts; to provide clarification of conflict of interest provisions; and to repeal the original section.

LEGISLATIVE BILL 347. By Don Elrod, 35th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article IV, section 20, of the Constitution of Nebraska, relating to the State Railway Commission; to change the name of the State Railway Commission to the Public Service Commission; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 348. By Claire Holmquist, 16th District.

A BILL FOR AN ACT to amend section 16-201 and 17-501, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first and second class and villages; to increase the powers of first and second class cities and villages as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 349. By Claire Holmquist, 16th District.

A BILL FOR AN ACT to amend section 70-1001, Reissue Revised Statutes of Nebraska, 1943, and section 70-626.01, Revised Statutes Supplement, 1969, relating to public power districts; to provide for agreements limiting competition to sell electric energy as prescribed; to provide for approval of such agreements; and to repeal the original sections.

LEGISLATIVE BILL 350. By Robert Clark, 47th District; Thomas Kennedy, 21st District; Claire Holmquist, 16th District.

A BILL FOR AN ACT to amend sections 71-1,142, 71-1,143, 71-1, 145, 71-1,146, 71-1,147, 71-1,147.01, 71-1,147.03, 71-1,147.07, 71-1,147.08, 71-1,147.09, and 71-1,147.10, Reissue Revised Statutes of Nebraska, 1943, relating to public health and welfare and the practice of pharmacy; to provide for definitions and regulations for pharmacy and pharmacists; to provide penalties; and to repeal the original sections and also sections 71-1,143.01 and 71-1,144, Reissue Revised Statutes of Nebraska, 1943,

LEGISLATIVE BILL 351. By Don Elrod, 35th District.

A BILL FOR AN ACT relating to public safety; to prohibit the placing of any reinforcing projections on structural steel or iron beams or girders prior to their erection; to provide for violations; and to provide penalties.

LEGISLATIVE BILL 352. By J. James Waldron, 42nd District.

A BILL FOR AN ACT relating to schools; to provide that school districts contiguous to the state boundary line may contract with districts in adjoining states; and to repeal sections 79-436 to 79-437.02 and 79-494 to 79-4,106, Reissue Revised Statutes of Nebraska, 1943, and section 79-4,102, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 353. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to repeal sections 60-1701 to 60-1704, Revised Statutes Supplement, 1969, relating to motor vehicles.

LEGISLATIVE BILL 354. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to repeal sections 60-1801 to 60-1808, Revised Statutes Supplement, 1969, relating to motor vehicles.

LEGISLATIVE BILL 355. By Robert L. Clark, 47th District.

A BILL FOR AN ACT to amend section 57-905, Reissue Revised Statutes of Nebraska, 1943, relating to the Oil and Gas Conservation Commission; to provide additional authority; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 356. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 24-339, Revised Statutes Supplement, 1969, relating to courts; to provide for an increase in the salary of district court reporters; and to repeal the original section.

LEGISLATIVE BILL 357. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 24-342, Reissue Revised Statutes of Nebraska, 1943, relating to court reporters; to increase the fee of court reporters as prescribed; and to repeal the original section.

LEGISLATIVE BILL 358. By Herbert Duis, 39th District.

A BILL FOR AN ACT to amend section 77-3002, Revised Statutes Supplement, 1969, relating to taxation; to provide that the license fee for operators of mechanical amusement devices of less than five machines shall be twenty dollars per machine; and to repeal the original section.

LEGISLATIVE BILL 359. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to repeal section 44-1606.02, Reissue Revised Statutes of Nebraska, 1943, relating to insurance.

LEGISLATIVE BILL 360. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 84-1317, Revised Statutes Supplement, 1969, relating to the state employees' retirement system; to change the age of mandatory retirement; and to repeal the original section.

ADJOURNMENT

At 10:59 a.m., on a motion by Mr. Syas, the Legislature adjourned until 10:00 a.m., Monday, January 25, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

ELEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, January 25, 1971

Pursuant to adjournment, the Legislature met at 10:01 a.m., President Marsh presiding.

PRAYER

Prayer was offered by Dr. Edward L. Jeambey.

> Eternal God--our Heavenly Father; We acknowledge Thee as Soverign in the universe. We admit that Thou art Infinite and we are finite. We realize how great Thou art, and how insignificant we are. Realizing these facts we realize we are dependent upon divine help, and appreciate the fact that even in our weaknesses we are invited to become partners with God in the administration of the affairs of men. Thou hast said: "If any man lack wisdom, let him ask of God who giveth liberally". Solomon, when coming into his kingdom, asked for wisdom, and receiving it from the divine source, became one of the wisest men of all time. So we pray at the beginning of this session to grant us wisdom for the day.
>
> In these days when human genius has made it possible to split the atom, and put men on the moon, and invent machinery sufficiently powerful to annihilate the human race, we find ourselves sitting in the saddles of government. Grant that we may ever be building up and not tearing down; Make us members of a construction crew and not a wrecking gang; May we be true Builders of the State.
>
> Help us to make every effort to improve the "status quo" by using righteousness and justice, and excercising judiciously the talents with which thou hast endowed us. We would be volunteers in a crusade for "Better Days Ahead."

In the struggle that goes with all progress, grant us wisdom, concern, patience and insight--without partiality or prejudice, and may we ever serve Thee, our fellow men, our state and our nation, acceptably and with Godly fear.

We ask these favors in the name of the greatest of all leaders. He who reigns over the greatest of all kingdoms, even Jesus Christ our Lord, who is the ever blessed and only Potentate, King of kings and Lord of lords. Amen.

ROLL CALL

The roll was called and all members were present except Mr. Savage who was excused until 10:20 and Mr. Nore who was excused until 10:30 a.m.

VISITOR

Mr. Klaver introduced Richard Frederick Wood of Forest Park, Illinois, who was a member of the 1924 Legislature.

REFERENCE COMMITTEE REPORT

LB	Committee
319	Revenue
320	Labor
321	Agriculture and Recreation
322	Agriculture and Recreation
323	Agriculture and Recreation
324	Public Works
325	Miscellaneous Subjects
326	Public Health and Welfare
327	Government and Military Affairs
328	Public Works
329	Judiciary
330	Public Works
331	Public Works
332	Constitutional Revision
333	Constitutional Revision
334	Public Health and Welfare
335	Judiciary
336	Miscellaneous Subjects
337	Revenue
338	Miscellaneous Subjects
339	Constitutional Revision
340	Constitutional Revision
341	Constitutional Revision
342	Judiciary
343	Revenue

344	Government and Military Affairs
345	Urban Affairs
346	Public Works
347	Constitutional Revision
348	Urban Affairs
349	Public Works
350	Public Health and Welfare
351	Labor
352	Education
353	Public Works
354	Revenue
355	Miscellaneous Subjects
356	Judiciary
357	Judiciary
358	Labor
359	Banking, Commerce and Insurance
360	Labor

(Signed) William F. Swanson, Chairman

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 41. Placed on General File as amended.

Standing Committee amendment to LB 41:

1. On page 3, line 8, strike "file" and insert "issue a certificate which shall be filed with the register of deeds within ten days"; and in line 9 strike "supplemental certificate".

LEGISLATIVE BILL 42. Placed on General File.

LEGISLATIVE BILL 47. Placed on General File as amended.

Standing Committee amendments to LB 47.

1. On page 2, strike lines 4 and 5 and insert: "25-519. The publication ~~must be made four consecutive~~ shall be made once in each week for four sucessive weeks in some newspaper printed in the".
2. On page 2, strike lines 25 and 26 and insert "the affiant, a notice may be published once in each week for four ~~consecutive~~ sucessive weeks, as provided by section 25-519,".
3. On page 3, strike lines 12 to 16 and insert "~~for at least ten days before the day of sale.~~ The notice shall be given by ~~advertisement published~~ publication once in each week for four successive weeks in some newspaper

printed in the county, or in case no newspaper be printed therein, by ~~putting up advertisements~~ posting notice in five public places in the county, two"; and strike line 25 and insert "unless public notice of the time and place of sale ~~be advertised~~ has been given as".

4. On page 4, line 6, insert an underscored period after "given", and strike "for at least" and show as stricken; strike line 7 and show the old matter as stricken; in line 8 strike "advertisement" and show as stricken, and insert "The notice shall be given by publication once each week for four successive weeks"; in line 11 strike "putting up an advertisement" and show as stricken and insert "posting a notice"; in line 14 strike "advertisement" and show as stricken and insert "notice".

LEGISLATIVE BILL 88. Placed on General File as amended. Standing Committee amendments to LB 88:

1. Insert a new section to be known as section and to read as follows:

"Section 1. That section 64-101, Revised Statutes Supplement, 1969, be amended to read as follows:

64-101. (1) The Governor is hereby authorized to appoint and commission such number of persons to the office of notary public as he shall deem necessary. (2) There shall be one class of such appointments which shall be valid in the entire state and referred to as general notaries public. (3) The term effective date, as used with reference to a commission of a notary public, shall mean the date of the commission unless the commission shall state when it goes into effect, in which event that date shall be the effective date. (4) A general commission may refer to the office as notary public and shall contain a provision showing that the person therein named is authorized to act as a notary public anywhere within the State of Nebraska or, in lieu thereof, may contain the word general or refer to the office as general notary public. (5) No person shall be appointed a notary public unless his or her application is accompanied by the petition of at least twenty-five legal voters of the county in which he or she resides. (6) No appointment shall be made until such applicant shall have attained the age of ~~twenty-one~~ twenty years nor unless such applicant shall certify to the Governor under oath that he or she has carefully read and understands the laws relating to the duties of notaries public and will, if commissioned, faithfully discharge the duties pertaining to said office and keep records according to law. (7) Each person appointed a notary public shall hold office for a term of four years from the effective date of his or her commission unless sooner removed.".

2. Renumber original section 1 as section 2, and in line 1 thereof strike "Section" and insert "Sec."; in line 8 after the second comma insert "and his name,"; in line 9 strike "his name and" show as stricken; strike the new matter in lines 20 to 23 and insert ";Provided, that every notary who receives a commission, either new or renewal, on or after January 1, 1972, shall use an ink stamp seal to authenticate any instrument".

3. Strike original section 2 and insert the following:

"Sec. 3. That original sections 64-101 and 64-210,
2 Revised Statutes Supplement, 1969, are repealed.".

LEGISLATIVE BILL 90. Placed on General File.

LEGISLATIVE BILL 116. Indefinitely postponed.

(Signed) Roland Luedtke, Chairman

Miscellaneous Subjects

LEGISLATIVE BILL 55. Indefinitely postponed.

LEGISLATIVE BILL 73. Indefinitely postponed.

LEGISLATIVE BILL 95. Placed on General File.

(Signed) J. James Waldron, Chairman

Public Works

LEGISLATIVE BILL 101. Placed on General File.

LEGISLATIVE BILL 134. Placed on General File.

LEGISLATIVE BILL 136. Indefinitely postponed.

(Signed) Claire W. Holmquist, Chairman

Urban Affairs

LEGISLATIVE BILL 38. Placed on General File.

LEGISLATIVE BILL 80. Placed on General File as amended.
Standing Committee amendments to LB 80:

1. Amend page 2 of the bill line 5 by inserting ",including equipment," after "property" and strike "~~county board of the~~" and show same as striken matter.

LEGISLATIVE BILL 83. Placed on General File as amended.
Standing Committee amendments to LB 83:

1. Amend page 3 of the bill, line 4 by striking "~~three fifths~~" and inserting "a majority".
2. Add Emergency clause

(Signed) Harold Simpson, Chairman

Education

LEGISLATIVE BILL 65. Indefinitely postponed.

LEGISLATIVE BILL 103. Placed on General File as amended.
Standing Committee amendments to LB 103:

1. Amend page 2 of the bill, line 26 by striking "all"
2. Amend page 3 of the bill, line 4 by inserting "privately admonish," after "may".

LEGISLATIVE BILL 138. Placed on General File.

LEGISLATIVE BILL 163. Placed on General File as amended.
Standing Committee amendments to LB 163:

1. On page 2, line 7 and line 11, strike "Vocational" and show as stricken.

(Signed) Donald Elrod, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 22. Correctly engrossed.

LEGISLATIVE BILL 49. Replaced on Select File as amended.
Enrollment and Review amendment to LB 49:

1. Insert an underscored period at the end of line 8, on page 9.

LEGISLATIVE BILL 23. Correctly engrossed.

LEGISLATIVE BILL 24. Correctly engrossed.

LEGISLATIVE BILL 25. Correctly engrossed.

LEGISLATIVE BILL 26. Correctly engrossed.

LEGISLATIVE BILL 27. Correctly engrossed.

LEGISLATIVE BILL 28. Correctly engrossed.

LEGISLATIVE BILL 29. Correctly engrossed.

LEGISLATIVE BILL 30. Correctly engrossed.

LEGISLATIVE BILL 31. Correctly engrossed.

LEGISLATIVE BILL 32. Correctly engrossed.

LEGISLATIVE BILL 33. Correctly engrossed.

LEGISLATIVE BILL 34. Correctly engrossed.

LEGISLATIVE BILL 35. Correctly engrossed.

LEGISLATIVE BILL 37. Correctly engrossed.

(Signed) Duke Snyder, Chairman

NOTICE OF COMMITTEE HEARING

Education

LB 239	Monday, February 1, 1971	2:00 p.m.
LB 254	Monday, February 1, 1971	2:00 p.m.
LB 263	Monday, February 1, 1971	2:00 p.m.
LB 264	Tuesday, February 2, 1971	2:00 p.m.
LB 266	Tuesday, February 2, 1971	2:00 p.m.
LB 287	Tuesday, February 2, 1971	2:00 p.m.
LB 288	Wednesday, February 3, 1971	2:00 p.m.
LB 290	Wednesday, February 3, 1971	2:00 p.m.
LB 292	Wednesday, February 3, 1971	2:00 p.m.

(Signed) Don Elrod, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LR 9, LR 10 and LR 11.

RESOLUTIONS

LR 12 was adopted with 32 ayes, 8 nays, and 9 not voting.

LR 13 was adopted with 34 ayes, 2 nays and 13 not voting.

LEGISLATIVE RESOLUTION 14. Introduced by Richard Proud, 12th District.

WHEREAS, a resolution of our nation's myriad and diverse problems is contingent upon a viable partnership between the federal government and strengthened state governments, and

WHEREAS, the federal government, by its extensive reliance on the graduated income tax as a revenue source, has virtually preempted the use of this source from state and local governments, thereby creating a disabling fiscal imbalance between the federal government and the state and local governments, and

WHEREAS, increasing demands upon state and local governments for essential public services have compelled the states to rely heavily on highly regressive and inelastic consumer taxes and property taxes, and

WHEREAS, federal revenues based predominantly on income taxes increase significantly faster than economic growth, while state and local revenues based heavily on sales and property taxes do not keep pace with economic growth, and

WHEREAS, fiscal crisis at state and local levels has become the overriding problem of intergovernmental relations and of continuing a viable federal system, and

WHEREAS, the evident solution to this problem is a meaningful sharing of federal income tax resources, and

WHEREAS, the United States Congress, despite the immediate and imperative need therefor, has failed to enact acceptable revenue sharing legislation, and

WHEREAS, in the event of such Congressional inaction, Article V of the Constitution of the United States grants to the states the right to initiate constitutional change by applications from the legislatures of two-thirds of the several states to the Congress, calling for a constitutional convention, and

WHEREAS, the Congress of the United States is required by the Constitution to call such a convention upon the receipt of applications from the legislatures of two-thirds of the several states,

NOW, THEREFORE, BE IT RESOLVED by the Legislature of the State of Nebraska that, pursuant to Article V of the United States Constitution, the Legislature of the State of Nebraska does hereby make application to the Congress of the United States to call a convention for the sole and exclusive purpose of proposing to the several states a constitutional amendment which shall provide that a portion of the taxes on income levied by Congress pursuant to the sixteenth amendment of the United States Constitution shall be made available each year to state governments and political subdivisions thereof, by means of direct allocation, tax credits, or both, without limiting directly or indirectly the use of such monies for any purpose not inconsistent with any other provision of the Constitution of the United States, and

BE IT FURTHER RESOLVED that this application shall constitute a continuing application for such convention pursuant to Article V until the Legislatures of two-thirds of the states shall have made like applications and such convention shall have been called by the Congress of the United States unless previously rescinded by this Nebraska Legislature, and

BE IT FURTHER RESOLVED that certified copies of this resolution be presented forthwith to the President of the Senate and the Speaker of the House of Representatives of the United States and to the Legislatures of each of the several states attesting the adoption of this resolution by the Legislature of the State of Nebraska.

Referred to the Reference Committee.

MEMBER EXCUSED

Messrs. Burbach and Johnson asked to be excused at 10:40 a.m. for the remainder of the morning. No objections. So ordered.

BILLS ON FIRST READING

The following bills were read for the first time by title as follows:

LEGISLATIVE BILL 361. By William Hasebroock, 18th District; Richard Marvel, 33rd District.

A BILL FOR AN ACT relating to soldiers and sailors; to provide for classification of counties for the purpose of fixing salaries for veterans' service officers; and to set minimum annual salaries for veterans' service officers by county classification.

LEGISLATIVE BILL 362. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 28-821, Revised Statutes Supplement, 1969, relating to crimes and punishment; to provide a penalty; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 363. By Herbert Duis, 39th District.

A BILL FOR AN ACT to amend section 80-401.01, Revised Statutes Supplement, 1969, relating to veterans; to redefine terms; and to repeal the original section.

LEGISLATIVE BILL 364. By John DeCamp, 40th District.

A BILL FOR AN ACT to amend section 39-713, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to require the placing of receptacles for trash along state highways; to increase a penalty; to remove obsolete and repetitive matter; and to repeal the original section.

LEGISLATIVE BILL 365. By John DeCamp, 40th District.

A BILL FOR AN ACT to amend section 39-788.04, Revised Statutes Supplement, 1969, relating to use of public roads; to authorize the use of flashing blue lights by news photographers as prescribed; and to repeal the original section.

LEGISLATIVE BILL 366. By John DeCamp, 40th District.

A BILL FOR AN ACT to amend sections 85-501 and 85-503, Reissue Revised Statutes of Nebraska, 1943, relating to the state university and state colleges; to provide for tuition and other fees; and to repeal the original sections.

LEGISLATIVE BILL 367. By Orval Keyes, 3rd District.

A BILL FOR AN ACT relating to taxation; to provide that the unclaimed taxes be credited to the general fund of the city or village levying the taxes; and to declare an emergency.

LEGISLATIVE BILL 368. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to political subdivisions; to require cities, villages, counties, and school districts that elect members to governing boards by districts, to redistrict by January 1, 1972; and to give effect if redistricting is not accomplished as prescribed.

LEGISLATIVE BILL 369. By Fern Hubbard Orme, 29th District; Irving Wiltse, 1st District.

A BILL FOR AN ACT relating to motorcycles; to provide penalties for violation of the provisions of section 60-403.02, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 370. By Sam Klaver, 9th District.

A BILL FOR AN ACT relating to operator's license; to provide for exemption of taking the examination as required by section 60-407, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 371. By Don Elrod, 35th District.

A BILL FOR AN ACT to amend section 60-415, Revised Statutes Supplement, 1969, as amended by Laws 1970, Special Session, Chapter 1, section 1, relating to motor vehicles; to provide for issuance of a replacement license or permit where the original license or permit is mutilated or unreadable as prescribed; to provide for fees and disbursement thereof; and to repeal the original section.

LEGISLATIVE BILL 372. By Claire Holmquist, 16th District.

A BILL FOR AN ACT to amend section 81-1120, Reissue Revised Statutes of Nebraska, 1943, relating to the capitol building; to provide that the space needed for the Legislature shall be determined by the Legislature or the Executive Board of the Legislative Council as prescribed; and to repeal the original section.

LEGISLATIVE BILL 373. By Claire Holmquist, 16th District.

A BILL FOR AN ACT to amend section 84-908, Reissue Revised Statutes of Nebraska, 1943, relating to administrative procedure; to provide for the filing and approval of agency rules as adopted, amended, or repealed as prescribed; and to repeal the original section.

LEGISLATIVE BILL 374. By Claire Holmquist, 16th District; E. Thome Johnson, 15th District.

A BILL FOR AN ACT to amend section 8-330, Reissue Revised Statutes of Nebraska, 1943, relating to savings and loan associations; to define the changes and interest authorized on loans of such associations; and to repeal the original section.

LEGISLATIVE BILL 375. By E. Thome Johnson, 15th District; Claire Holmquist, 16th District.

A BILL FOR AN ACT to amend section 8-318, Reissue Revised Statutes of Nebraska, 1943, relating to savings and loan associations; to authorize such associations to act as trustees or custodians of retirement plans under the provisions of the Federal Self-Employed Individuals Tax Retirement Act of 1962, as amended; and to repeal the original section.

LEGISLATIVE BILL 376. By P. J. Morgan, 4th District; Richard Marvel, 33rd District.

A BILL FOR AN ACT to amend section 60-305.08, Reissue Revised Statutes of Nebraska, 1943, and section 60-311, Revised Statutes Supplement, 1969, relating to motor vehicle license plates; to provide that a decal rather than a plate shall be issued for temporary nonresident registration; to provide for annual issuance of plates; to require that plates be purchased through competitive bidding; and to repeal the original sections and also section 83-122, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 377. By P. J. Morgan, 4th District.

A BILL FOR AN ACT to amend section 25-1916, Reissue Revised Statutes of Nebraska, 1943, relating to civil procedure; to provide for a cash deposit in lieu of bond to operate as a supersedeas on appeal to the Supreme Court; and to repeal the original section.

LEGISLATIVE BILL 378. By Fred Carstens, 30th District; Wayne Ziebarth, 37th District.

A BILL FOR AN ACT to amend section 72-257, Revised Statutes Supplement, 1969, relating to school lands; to provide that the sale of school lands shall be permissive rather than mandatory; and to repeal the original section.

LEGISLATIVE BILL 379. By Fred Carstens, 30th District; Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 28-512, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to provide for collection of penalties in certain cases; and to repeal the original section.

LEGISLATIVE BILL 380. By Fred Carstens, 30th District; Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 30-302, Reissue Revised Statutes of Nebraska, 1943, relating to decendent's estates; to provide for appointment of an administrator with will annexed when the named executor is a nonresident.

LEGISLATIVE BILL 381. By Fred Carstens, 30th District; Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 33-109, Revised Statutes Supplement, 1969, relating to fees and salaries; to adjust the fee schedule for register of deeds and county clerks; and to repeal the original section.

LEGISLATIVE BILL 382. By Fred Carstens, 30th District; Roland Luedtke, 28th District.

A BILL FOR AN ACT to repeal section 38-123, Revised Statutes Supplement, 1969, relating to guardian and ward.

LEGISLATIVE BILL 383. By Fred Carstens, 30th District; Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 33-126.05, Revised Statutes Supplement, 1969, relating to fees and salaries; to set a flat fee and eliminate word counting in certifying reports of appraisers; and to repeal the original section.

LEGISLATIVE BILL 384. By Fred W. Carstens, 30th District; Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 43-111.01, Reissue Revised Statutes of Nebraska, 1943, relating to infants; to clarify procedure for appointment of guardians where adoption is denied; and to repeal the original section.

LEGISLATIVE BILL 385. By Fred W. Carstens, 30th District; Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend sections 24-545 and 24-546, Reissue Revised Statutes of Nebraska, 1943, relating to courts; to provide for appointment of clerks of county courts and appointment of deputies; and to repeal the original sections.

LEGISLATIVE BILL 386. By Willard H. Waldo, 31st District.

A BILL FOR AN ACT to amend section 79-1612, Revised Statutes Supplement, 1969 relating to schools; to prescribe additional duties for secretaries of junior college boards; and to repeal the original section.

LEGISLATIVE BILL 387. By Calvin Carsten, 2nd District; Willard H. Waldo, 31st District; Walter H. Epke, 24th District.

A BILL FOR AN ACT to amend section 81-256, Reissue Revised Statutes of Nebraska, 1943, relating to milk and cream testing; to authorize the Director of Agriculture to establish specifications; and to repeal the original section.

LEGISLATIVE BILL 388. By Richard Marvel, 33rd District.

A BILL FOR AN ACT to amend section 6, Legislative Bill 1096, Eightieth Session, Nebraska State Legislature, 1969, relating to appropriations for state government; to transfer funds of the State Department of Education, as prescribed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 389. By Ernest Chambers, 11th District.

A BILL FOR AN ACT relating to cities and villages, all; to impose liability of cities and villages in damages for certain police actions.

LEGISLATIVE BILL 390. By Roland Luedtke, 28th District.

A BILL FOR AN ACT relating to workmen's compensation; to provide uniform procedures for bringing workmen's compensation claims against the state.

LEGISLATIVE BILL 391. By Roland Luedtke, 28th District.

A BILL FOR AN ACT relating to the Nebraska State Railway Commission; to state a purpose; to define terms; to provide for the filing of applications for and the issuance of state-wide grandfather certificates and subsequent certificates; to provide that motor common carriers transporting livestock shall maintain minimum public liability and cargo insurance requirements; to provide for the filing and publication of rates and charges for transportation; to provide for filing fees; to provide for penalties for noncompliance with this act; to amend section 75-303, Revised Statutes Supplement, 1969; and to repeal the original section.

LEGISLATIVE BILL 392. By David H. Stahmer, 8th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VI, of the Constitution of Nebraska, relating to suffrage; to provide for a limitation on persons to file for election as prescribed; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 393. By David H. Stahmer, 8th District.

A BILL FOR AN ACT relating to schools; to create High School Advisory Committees in Class V school districts.

LEGISLATIVE BILL 394. By David H. Stahmer, 8th District.

A BILL FOR AN ACT to amend section 79-1003.01, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to require class five school districts to hold special board meetings as prescribed; and to repeal the original section.

LEGISLATIVE BILL 395. By David H. Stahmer, 8th District.

A BILL FOR AN ACT relating to schools; to require surveys of students completing or dropping out of school.

MOTION–Raise LB 388

Mr. Marvel moved to suspend the rules and place LB 388 on General File without a public hearing.

The motion prevailed with 43 ayes, 0 nays and 6 not voting.

NOTICE OF COMMITTEE HEARINGS

Appropriations

LB 70	Wednesday, February 10, 1971	2:00 p.m.
LB 71	Wednesday, February 10, 1971	2:00 p.m.
LB 72	Wednesday, February 10, 1971	2:00 p.m.

(Signed) Richard Marvel, Chairman

Revenue

LB 131	Monday, February 1, 1971	2:00 p.m.
LB 253	Monday, February 1, 1971	2:00 p.m.
LB 86	Tuesday, February 2, 1971	2:00 p.m.
LB 284	Tuesday, February 2, 1971	2:00 p.m.
LB 299	Tuesday, February 2, 1971	2:00 p.m.
LB 312	Wednesday, February 3, 1971	2:00 p.m.
LB 313	Wednesday, February 3, 1971	2:00 p.m.

(Signed) Rudolf Kokes, Chairman

Judiciary

LB 271	Monday, February 1, 1971	2:00 p.m.
LB 250	Monday, February 1, 1971	2:00 p.m.
LB 251	Monday, February 1, 1971	2:00 p.m.
LB 252	Monday, February 1, 1971	2:00 p.m.
LB 329	Monday, February 1, 1971	2:00 p.m.

LB 274	Tuesday, February 2, 1971	2:00 p.m.
LB 277	Tuesday, February 2, 1971	2:00 p.m.
LB 316	Tuesday, February 2, 1971	2:00 p.m.

(Signed) Roland Luedtke, Chairman

Public Health and Welfare

LB 245	February 8, 1971	2:00 p.m.
LB 246	February 8, 1971	2:00 p.m.
LB 228	February 8, 1971	2:00 p.m.
LB 229	February 8, 1971	2:00 p.m.
LB 174	February 16, 1971	2:00 p.m.
LB 261	February 16, 1971	2:00 p.m.
LB 268	February 16, 1971	2:00 p.m.

(Signed) Thomas C. Kennedy, Chairman

Miscellaneous Subjects

LB 161	Thursday, February 11, 1971	2:00 p.m.
LB 260	Thursday, February 11, 1971	2:00 p.m.
LB 273	Thursday, February 11, 1971	2:00 p.m.
LB 289	Thursday, February 11, 1971	2:00 p.m.

(Signed) J. James Waldron, Chairman

GENERAL FILE

LEGISLATIVE BILL 36. Considered.

General File amendment found in the Legislative Journal on page 137 for the Eighth Day was laid over.

Mr. Waldo offered the following amendment, which was adopted:

1. Amend page 5 of the bill line 4 insert " or member appointed to fill a vacancy of the Legislature" after "Legislature".

Laid over.

LEGISLATIVE BILL 43. Considered.

Standing Committee amendment found in the Legislative Journal on page 158 for the Tenth Day was adopted.

Mr. Stull offered the following amendment, which was adopted:

On page 4, line 15, after the word county reinsert the words "superintendent or".

Mr. Stull asked unanimous consent that the names of Messrs. Klaver, Wiltse, Simpson, Burbach, Swanson and Elrod be added to LB 43. No objections. So ordered.

Advanced to Enrollment and Review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 45. Laid over.

Standing Committee amendment found in the Legislative Journal on page 159 for the Tenth Day was adopted.

Mr. Stull asked unanimous consent that the names of Messrs. Klaver, Wiltse, Simpson, Burbach, Swanson, and Elrod be added to LB 45. No objections. So ordered.

LEGISLATIVE BILL 69. Considered and laid over.

Standing Committee amendments found in the Legislative Journal on page 159 for the Tenth Day were adopted.

ADD–CO-INTRODUCER

Mr. F. Carstens asked unanimous consent that Mr. Mahoney's name be added to LB 108. No objections. So ordered.

Mr. F. Carstens asked unanimous consent that Messrs. Proud, Waldron, DeCamp and Klaver be added to LB 405. No objections. So ordered.

BILLS ON FIRST READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 396. By Roland Luedtke, 28th District; Irving Wiltse, 1st District.

A BILL FOR AN ACT to amend sections 39-741 and 39-775, Reissue Revised Statutes of Nebraska, 1943, and section 39-723, Revised Statutes Supplement, 1969, relating to highways; to define terms; to set speed limits for cabin trailers; to provide for safety mirrors; and to repeal the original sections.

LEGISLATIVE BILL 397. By William Swanson, 27th District.

A BILL FOR AN ACT relating to cities of the primary class; to grant additional powers to cities of the primary class under the Urban Renewal and Development Law, Housing Cooperation Law and Nebraska Housing Authorities Law as prescribed.

LEGISLATIVE BILL 398. By Leslie Stull, 49th District.

A BILL FOR AN ACT relating to highways; to provide for regulation of junkyards along certain highways; to define terms; to provide procedure for licensing of junkyards; to make operation of a junkyard without a license a misdemeanor; to provide enforcement; and to provide for civil remedies and criminal penalties.

LEGISLATIVE BILL 399. By Herbert Duis, 39th District.

A BILL FOR AN ACT to amend section 17-503, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the second class and villages; to remove an exception to the general power to convey real estate; and to repeal the original section.

LEGISLATIVE BILL 400. By David Stahmer, 8th District.

A BILL FOR AN ACT relating to universities and colleges; to require practicums in government for candidates for baccalaureate degrees.

LEGISLATIVE BILL 401. By J. James Waldron, 42nd District; John DeCamp, 40th District; Richard Proud, 12th District.

A BILL FOR AN ACT to amend section 33-141, Reissue Revised Statutes of Nebraska, 1943, relating to fees; to increase the rates for publishing legal notices; and to repeal the original section.

LEGISLATIVE BILL 402. By Fern Hubbard Orme, 29th District; Wally Barnett, 26th District; Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 39-727.14, Revised Statutes Supplement, 1969, relating to Motor vehicle operators; to change the provisions for suspension of an operator's license as prescribed; to provide penalties; and to repeal the original section.

LEGISLATIVE BILL 403. By Calvin Carsten, 2nd District; Willard Waldo, 31st District; Walter Epke, 24th District.

A BILL FOR AN ACT to amend section 81-2,165, Revised Statutes Supplement, 1969, relating to the State Apiarist; to change qualifications and the manner of appointment; and to repeal the original section.

LEGISLATIVE BILL 404. By William Swanson, 27th District; Jerome Warner, 25th District.

A BILL FOR AN ACT relating to schools; to make provisions for instructional television programs in the elementary and secondary schools as prescribed; to provide for funds and disbursement of the same; to provide duties for the Department of Education and Commissioner of Education; to provide for a director of instructional education, his appointment, qualifications, duties and responsibilities; and to provide for an advisory committee, compensation and duties.

LEGISLATIVE BILL 405. By Fred Carstens, 30th District; Roland Luedtke, 28th District; Terry Carpenter, 48th District; Richard Proud, 12th District; J. James Waldron, 42nd District; John DeCamp, 40th District; Sam Klaver, 9th District.

A BILL FOR AN ACT relating to the University of Nebraska; to provide that the Board of Regents may enter into a contract to construct a new building to house the College of Law as prescribed; and to provide for review of plans and specifications as prescribed.

LEGISLATIVE BILL 406. By Richard Proud, 12th District.

A BILL FOR AN ACT relating to electricians; to provide for inspections in cities, villages and counties as prescribed; and to repeal sections 81-566 and 81-567, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 407. By Richard Proud, 12th District.

A BILL FOR AN ACT to amend section 37-301, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to provide that at least seven days of the first half of the open season for taking, killing, and hunting pheasants and quail shall be reserved to residents of this state; and to repeal the original section.

LEGISLATIVE BILL 408. By Richard Proud, 12th District.

A BILL FOR AN ACT to amend section 85-502, Reissue Revised Statutes of Nebraska, 1943, relating to state educational institutions; to provide conditions for a student to be considered domiciled in this state; and to repeal the original section.

LEGISLATIVE BILL 409. By Richard Proud, 12th District.

A BILL FOR AN ACT to amend section 77-202, Revised Statutes Supplement, 1969, relating to taxation; to provide that pleasure boats shall be exempt from taxation; and to repeal the original section.

LEGISLATIVE BILL 410. By John DeCamp, 40th District.

A BILL FOR AN ACT to amend section 53-180.02, Revised Statutes Supplement, 1969, relating to alcoholic liquors; to prohibit the impounding of motor vehicles in which minors are found in possession of alcoholic liquor; and to repeal the original section.

LEGISLATIVE BILL 411. By John DeCamp, 40th District.

A BILL FOR AN ACT relating to motor vehicles; to require proof of financial responsibility before any motor vehicle may be registered as prescribed; to require that such financial responsibility be maintained; to provide for the revocation of registrations; to provide for rules and regulations; to make certain acts unlawful; to provide penalties; and to provide an operative date.

LEGISLATIVE BILL 412. By Richard Proud, 12th District.

A BILL FOR AN ACT relating to criminal procedure; to provide for an official pre-trial release agency; to provide for the appointment, powers, and duties of such an agency; and to provide powers for the court.

STANDING COMMITTEE REPORT

Government And Military Affairs

LEGISLATIVE BILL 44. Placed on General File.

LEGISLATIVE BILL 62. Placed on General File.

LEGISLATIVE BILL 63. Placed on General File as amended.
Standing Committee amendments to LB 63:
On page 2, in line 1 strike "twenty" and insert "~~twenty~~ fifty", and in line 8 strike "shall" and insert "~~shall~~ may".

LEGISLATIVE BILL 109. Placed on General File.

LEGISLATIVE BILL 121. Indefinitely postponed.

LEGISLATIVE BILL 135. Placed on General File as amended.
Standing Committee amendments to LB 135:
On page 2, in line 10 place a new period after the word "clerk" and delete the words "but the same" and show the same as stricken matter and insert "All warrants payable to officers or employees of the county, and claims or accounts allowed in full shall be delivered immediately by county clerk. If a claim or account is not allowed in full, the warrant", in lines 12 to 14 strike the new matter.

(Signed) Terry Carpenter, Chairman

ADJOURNMENT

At 11:50 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 10:00 a.m., Tuesday, January 26, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY–SECOND LEGISLATURE
FIRST SESSION

TWELFTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, January 26, 1971

Pursuant to adjournment, the Legislature met at 10:04 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Eternal God, some of us have gathered in these Senate chambers with joy and expectancy. Things are going our way. Others of us have gathered here discouraged. We not only face major problems; we are nagged by the insect swarm of life's little irritations and worries. Give us the assurance that no matter what we face today, we are surrounded by Thy love and upheld by Thy strength. Amen.

ROLL CALL

The roll was called and all members were present except Mr. Johnson who was excused.

VISITORS

Mr. Chambers introduced Bob Eisenberg and David Gendler, students from Omaha, Nebraska. They addressed the members briefly.

PERSONAL PRIVILEGE

Mr. Klaver invited the members and wives to Ak-Sar-Ben Ice Follies, April 8th. Buses will be available.

MEMBER EXCUSED

Mr. Burbach asked unanimous consent to be excused at 10:18 for the remainder of the day. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS

Urban Affairs

LB 122	Wednesday, February 10, 1971	2:00 p.m.
LB 166	Wednesday, February 10, 1971	2:00 p.m.
LB 208	Wednesday, February 10, 1971	2:00 p.m.
LB 230	Wednesday, February 17, 1971	2:00 p.m.
LB 236	Wednesday, February 17, 1971	2:00 p.m.
LB 237	Wednesday, February 17, 1971	2:00 p.m.
LB 238	Wednesday, February 17, 1971	2:00 p.m.
LB 270	Wednesday, February 17, 1971	2:00 p.m.
LB 282	Wednesday, February 17, 1971	2:00 p.m.
LB 283	Wednesday, February 17, 1971	2:00 p.m.

(Signed) Harold D. Simpson, Chairman

Labor

LB 314	Wednesday, February 10, 1971	2:00 p.m.
LB 189	Wednesday, February 10, 1971	2:00 p.m.
LB 255	Wednesday, February 10, 1971	2:00 p.m.
LB 297	Wednesday, February 10, 1971	2:00 p.m.

(Signed) Harold Moylan, Chairman

Constitutional Revision

LB 301	Thursday, February 4, 1971	2:00 p.m.
LB 302	Thursday, February 4, 1971	2:00 p.m.
LB 304	Thursday, February 4, 1971	2:00 p.m.
LB 305	Thursday, February 4, 1971	2:00 p.m.

(Signed) George Syas, Chairman

Revenue

LB 170	Tuesday, February 9, 1971	2:00 p.m.
LB 171	Tuesday, February 9, 1971	2:00 p.m.
LB 172	Tuesday, February 9, 1971	2:00 p.m.

The hearing on LB 205 scheduled for Tuesday, February 9, 1971, has been cancelled and will be rescheduled at a later date.

LB 312 and LB 313 scheduled for public hearing on Wednesday, February 3, 1971, are cancelled and will be reset for hearing at a later date.

(Signed) Rudolf C. Kokes, Chairman

REPORT OF REGISTERED LOBBYISTS

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of those lobbyists who registered during the period January 19, 1971, through January 25, 1971, inclusive.

Vincent D. Brown
Clerk of the Legislature

Adams, Lewis L., Belgrade, The American Legion, Department of Nebraska
Baker, Joe H., Omaha, KMTV, May Broadcasting Company
Barbee, Willard R., Lincoln, Nebraska Game and Parks Commission
Brauer, S. H. Jr., Lincoln, Nebraska School Improvement Association
Cariotto, Joseph J., Lincoln, Nebraska Pharmaceutical Association
Carlin, B. L., Omaha, Nebraska Chapter, National Electrical Contractors Association, Inc.
Clarence, Richard E., Lincoln, Nebraska State Utility Workers Conference
Cowgill, Bruce E., Columbus, Educational Service Unit No. 7
Crosby, Robert B., Lincoln, City of Sidney
Douce, Wayne R., Omaha, Guarantee Mutual Life Company
Egner, Ruth, Lincoln, Lincoln Action Program, Inc.
Hansen, Eulalia, Edgar, Nebraska Educational Service Unit Boards Association
Harm, Paul F., Norfolk, City of Norfolk, Nebraska
Hazard, Ronald A., Nebraska City, City of Nebraska City
Heald, Harry C. Major, Lincoln, Nebraska Senior Leadership Council
Hodge, William Holly, Holdrege, Nebraska Wheat Growers
Huff, Charles P., Lincoln, Nebraska Theatre Association
Kurtz, John C., Lincoln, Isaac Walton League
Lamb, Warren S., Gothenburg, Nebraska Educational Service Unit Boards Association
Langley, Edwin A., Lincoln, Association of Nebraska Trust Departments
Lowry, Robert W., Cairo, The American Legion, Department of Nebraska
Lynch, Daniel C., Denver, Colorado, United Air Lines, Inc.
Marti, Lloyd J., Lincoln, The Sperry and Hutchinson Company
McLaughlin, Wayne, Bellevue, Nebraska State Volunteer Firemen's Association
Metzger, Dr. William, Omaha, Educational Service Unit Number 3
Moylan, James H., Omaha, Eli Lilly and Company
Rader, Glenn P., Trumbull, Nebraska Farm Bureau Federation

Schaffer, Richard H., Lincoln, Nebraska Game and Parks Commission
Schlaphoff, Elmer C., Waverly, Nebraska Livestock Feeders Association
Schlaphoff, Elmer C., Waverly, Nebraska Stock Growers Associa- tion
Sexton, Marvin W., Nickerson, Nebraska State Volunteer Fireman's Association
Shipley, Parker L., Omaha, Guarantee Mutual Life Company
Skochdopole, R. A., Omaha, Governors of the Knights of Ak-Sar-Ben
Spady, Richard J., Lincoln, Nebraska Game & Parks Commission
Tews and Noren (Charles F. Noren), Lincoln, Nebraska Dairy Industries Association
Tews and Noren (Charles F. Noren), Lincoln, Nebraska Motorcycle Dealers Association
Tews and Noren (Charles F. Noren), Lincoln, Nebraska Investment Bankers Association
Tews and Noren (Charles F. Noren), Lincoln, Nebraska State Association of Fire Fighters
Tews and Noren (Charles F. Noren), Lincoln, Lincoln Telephone & Telegraph Co.
Tews and Noren (David D. Tews), Lincoln, Nebraska Association of Insurance Agents
Tews and Noren (David D. Tews), Lincoln, Omaha Public Power District
Tews and Noren (David D. Tews), Lincoln, Nebraska Investment Bankers Association
Tews and Noren (David D. Tews), Lincoln, Nebraska State Education Association
Tews and Noren (David D. Tews), Lincoln, Nebraska State Association of Fire Fighters
Tews and Noren (David D. Tews), Lincoln, Lincoln Telephone & Telegraph Co.
Tews and Noren (David D. Tews), Lincoln, Nebraska Dairy Industries Association
Tews and Noren (David D. Tews), Lincoln, Nebraska Motorcycle Dealers Association
Tews and Noren (David D. Tews), Lincoln, Friends of Higher Education
Walters, Woody, Lincoln, Nebraska Fire Chief's Association

REFERENCE COMMITTEE REPORT

LB	COMMITTEE
361	Labor
362	Judiciary
363	Labor
364	Public Works
365	Public Works
366	Education
367	Revenue
368	Government and Military Affairs
369	Public Works

370	Public Works
371	Public Works
372	Government and Military Affairs
373	Government and Military Affairs
374	Banking, Commerce and Insurance
375	Banking, Commerce and Insurance
376	Miscellaneous Subjects
377	Judiciary
378	Miscellaneous Subjects
379	Judiciary
380	Judiciary
381	Labor
382	Judiciary
383	Labor
384	Judiciary
385	Judiciary
386	Education
387	Agriculture and Recreation
388	(Placed on General File by suspension of rules 1-25-71)
389	Urban Affairs
390	Labor
391	Public Works
392	Constitutional Revision
393	Education
394	Education
395	Education
396	Public Works
397	Urban Affairs
398	Miscellaneous Subjects
399	Urban Affairs
400	Education
401	Judiciary
402	Public Works
403	Agriculture and Recreation
404	Miscellaneous Subjects
405	Appropriations
406	Labor
407	Agriculture and Recreation
408	Education
409	Revenue
410	Government and Military Affairs
411	Banking, Commerce and Insurance
412	Judiciary
LR 14	Urban Affairs

(Signed) William F. Swanson, Chairman

COMMITTEE MEETING—Change

Education—Change LB 264 from February 2, 1971, to February 10, 1971.

Urban Affairs—The Committee hearing on LB 159 set for January 27, 1971, at 2:00 p.m. will be in the Legislative Chambers.

ANNOUNCEMENT

Mr. Swanson announced that all committee chairmen are urged to contact Dr. Jack Rodgers and discuss the need for staff assistance in handling details of committee work including writing of statements of intent. The Executive Board hopes to provide additional assistance, if needed.

Members of Compact on Education: Marvel, Syas, Elrod and Lewis.

Speaker Hasebroock requested that all bills be to the bill drafter no later than Thursday, February 4, 1971. There will be no session February 5, 1971 and February 8, 1971 is the 20th day.

The Legislature will meet on Washington's birthday, February 15, will adjourn on April 8 at noon through April 13 for Easter, and will adjourn for Memorial Day on May 28 at noon until June 2.

STANDING COMMITTEE REPORT

Constitutional Revision

LEGISLATIVE BILL 124. Placed on General File.

LEGISLATIVE BILL 127. Placed on General File.

(Signed) George Syas, Chairman

Judiciary

LEGISLATIVE BILL 56. Placed on General File.

LEGISLATIVE BILL 128. Placed on General File as amended.
Standing Committee Amendments to LB 128:
1. In page 1, line 10, after the period insert the following:
"The recording of all instruments by the roll form of microfilm may be substituted for the method of recording instruments in books. If this method of recording instruments on microfilm is used, a security copy on silver negative microfilm in roll form must be maintained and filed off premises under safe conditions to insure the protection of the records. The internal reference copies or work copies of the instruments

recorded on microfilm may be in any photographic form to provide the necessary information as may be determined by the official in charge, and shall meet the microfilm standards as prescribed by the State Records Administrator as provided in sections 84-1201 to 84-1220.".

2. Add a new section, to be known as section 2, and to read as follows:

"Sec. 2. That section 24-337.02, Revised Statutes Supplement, 1969, be amended to read as follows:

24-337.02. The clerk of any district court or of any other court of record may microfilm any court record ~~which is twenty years old or older~~. The original record may be destroyed only with the approval of the State Records Board pursuant to sections 84-1201 to 84-1220. The reproduction of the microfilm shall be admissible as evidence in any court of record in the State of Nebraska.".

3. Renumber section 2 of the original bill as sec. 3.

4. Amend renumbered section 3 by striking lines 11 and 12 and inserting the following:

"Sec. 3. That original section 25-2209, Reissue Revised Statutes of Nebraska, 1943, and section 24-337.02, Revised Statutes Supplement, 1969, are repealed.".

LEGISLATIVE BILL 140. Placed on General File.

(Signed) Roland Luedtke, Chairman

MEMBER EXCUSED

Mr. Stull asked unanimous consent to be excused to confer with the Governor. No objections. So ordered.

MOTION – Suspend Rules

Mr. Carpenter moved to suspend rules to take up the Final Reading Bills today that are set for tommorrow.

The motion prevailed with 36 ayes, 0 nays, and 13 not voting.

Mr. Swanson asked unanimous consent for the Executive Board to be excused to meet with the Governor. Mr. Duis objected.

Mr. Carpenter moved to reconsider his motion to suspend the rules.

The motion failed with 21 ayes, 17 nays, and 11 not voting.

Mr. Duis withdrew his objection to the Swanson request.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 75. With emergency.

A BILL FOR AN ACT to provide for the payment of the salaries of members of the Nebraska State Legislature, and payments to be made as provided by Chapter 68, article 6 and Chapter 84, article 13, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, for a period commencing the first Tuesday in January, 1971 and ending June 30, 1972; to appropriate the sum of three hundred seventy-nine thousand one hundred thirty dollars therefor; and to declare an emergency.

Whereupon the President stated; "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with emergency clause attached?' "

Voting in the Affirmative, 41:

Barnett
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
De Camp
Duis
Elrod
Goodrich
Holmquist
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the Negative, 0

Not voting, 8:

Burbach
Epke
Hasebroock
Johnson
Mahoney
Proud
Stull
Swanson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 181. With emergency.

A BILL FOR AN ACT to provide for the payment of compensation of officers and employees of the Legislature, traveling expenses of members, the payments to be made for supplies, the payments as provided by Chapter 68, article 6, Reissue Revised Statutes of Nebraska, 1943, and other incidental expenses incurred during the period from January 5, 1971, to June 30, 1972; to appropriate the sum of one million, one hundred fourteen thousand, six hundred ninety dollars therefor; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with emergency clause attached?' "

Voting in the affirmative, 47:

Barnett
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
De Camp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0

Not voting, 2:

Burbach
Johnson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 2.

A BILL FOR AN ACT to amend section 7-111, Reissue Revised Statutes of Nebraska, 1943, relating to attorneys at law; to eliminate provisions inconsistent with other legislation; and to repeal the original section.

Whereupon the President states: "All provisions of law relating to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
De Camp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0

Not voting, 3:

Burbach
Johnson
Lewis

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 3.

A BILL FOR AN ACT to amend section 8-329, Reissue Revised Statutes of Nebraska, 1943, relating to building and loan associations; to harmonize the provisions with previous legislation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Barnett
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
De Camp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson

Syas
Wallwey
Wiltse
Waldo
Warner
Ziebarth
Waldron
Whitney

Voting in the negative, 0

Not voting, 2:

Burbach
Johnson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 4.

A BILL FOR AN ACT to amend sections 14-121, 14-610, 14-1219, and 14-1712, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the metropolitan class; to remove obsolete matter; to harmonize certain provisions with the Constitution of Nebraska; to harmonize provisions with previous legislation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett
Chambers
De Camp
Epke
Holmquist
Kime
Kremer
Mahoney
Morgan
Orme
Schmit
Snyder
Stull
Waldo
Warner
Ziebarth
Carsten
Clark
Duis
Goodrich
Kennedy
Klaver
Lewis
Maresh
Moylan
Proud
Simpson
Stahmer
Swanson
Waldron
Whitney
Carstens
Craft
Elrod
Hasebroock
Keyes
Kokes
Luedtke
Marvel
Nore
Savage
Skarda
Stromer
Syas
Wallwey
Wiltse

Voting in the negative, 0

Not voting, 3:

Burbach
Carpenter
Johnson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 5.

A BILL FOR AN ACT to amend sections 16-201 and 16-325, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first class; to eliminate provisions relating to cities of the second class and incorporated villages; to harmonize the provisions with previous legislation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
De Camp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Kennedy
Keyes
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0

Not voting, 3:

Burbach
Johnson
Kime

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 6.

A BILL FOR AN ACT to amend section 18-209, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, all; to eliminate obsolete matter; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
De Camp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0

Not voting, 3:

Burbach
Johnson
Mahoney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 7.

A BILL FOR AN ACT to amend section 19-3007.01, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, particular class; to correct internal references; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
De Camp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Kennedy
Kime
Klaver
Kokes

Kremer
Lewis
Luedtke
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Burbach
Johnson
Keyes
Mahoney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 8.

A BILL FOR AN ACT to amend sections 21-608, 21-1409, and 21-2097, Reissue Revised Statutes of Nebraska, 1943, relating to corporations; to harmonize the provisions thereof with previous legislation; to clarify the meaning thereof; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 46:

Barnett
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
De Camp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Burbach
Johnson
Morgan

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 9.

A BILL FOR AN ACT to amend section 23-343.19, Revised Statutes Supplement, 1967, relating to county hospitals; to confirm provisions to the Nebraska Budget Act; and to repeal the original section, and also section 23-343.19, Reissue Revised Statutes of Nebraska, 1943, and Laws 1969, Chapter 145, section 28.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Barnett
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
De Camp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 2:

Burbach
Johnson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 10.

A BILL FOR AN ACT to amend section 24-204, Reissue Revised Statutes of Nebraska, 1943, relating to the Supreme Court; to redefine original jurisdiction of the Supreme Court to conform to the Constitution of Nebraska; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Barnett
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
De Camp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 2:

Burbach
Johnson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 11.

A BILL FOR AN ACT to amend section 25-1628, Reissue Revised Statutes of Nebraska, 1943, relating to district courts; to eliminate obsolete matter; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett	Carpenter	Carsten
Carstens	Chambers	Clark
Craft	De Camp	Elrod
Epke	Goodrich	Hasebroock
Holmquist	Kennedy	Keyes
Kime	Klaver	Kokes
Kremer	Lewis	Luedtke
Mahoney	Maresh	Marvel
Morgan	Moylan	Nore
Orme	Proud	Savage
Schmit	Simpson	Skarda
Snyder	Stahmer	Stromer
Stull	Swanson	Syas
Waldo	Waldron	Wallwey
Warner	Whitney	Wiltse
Ziebarth		

Voting in the negative, 0.

Not voting, 3:

Burbach	Duis	Johnson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 12.

A BILL FOR AN ACT to amend sections 26-101, 26-102, 26-106, 26-116, 26-1, 104.01, and 26-1, 106.01, Revised Statutes Supplement, 1969, relating to municipal courts; to remove unconstitutional provisions; to harmonize the provisions with previous legislation; and to repeal the original sections, and also sections 26-101.01, 26-106.03, and 26-118.01, Revised Statutes Supplement, 1969.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett	Carpenter	Carsten
Carstens	Chambers	Clark
Craft	De Camp	Duis
Elrod	Epke	Goodrich
Holmquist	Kennedy	Keyes
Klaver	Kokes	Kremer
Lewis	Luedtke	Mahoney
Maresh	Marvel	Morgan

Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Whitney
Wiltse
Ziebarth

Voting in the negative, 0

Not voting, 5:

Burbach
Hasebroock
Johnson
Kime
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 13.

A BILL FOR AN ACT to amend section 28-595, Revised Statutes Supplement, 1969, relating to crimes and punishments; to harmonize the provisions with previous legislation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
De Camp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Morgan
Moylan
Orme
Proud
Savage
Schmit
Simpson
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Whitney
Wiltse
Ziebarth

Voting in the negative, 0

Not voting, 6:

Burbach
Johnson
Marvel
Nore
Skarda
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION–Amend rules

Mr. Warner moved to amend rule 3 by inserting a new section to be known as Section 23 to read as follows:

Immediately upon the referral of any bill to a standing committee, the bill drafter shall prepare an analysis and summary of the bills provisions, and what is sought to be accomplished. This statement shall be attached to the bill and follow it. Such statement shall be incorporated into the committee records. No bill shall be reported to the Legislature by a committee whether the bill is indefinitely postponed or advanced to general file unless such a statement has been submitted.

Referred to Rules Committee.

REPORT

Mr. Swanson gave a report on liaison with the Governor.

MOTION–Amend Rules

Mr. Goodrich moved that Section 7 of Rule 3 be amended as follows:

In the first line between the word "members" and word "and" insert the following: "of the Committee and members of the Legislature".

In the fourth line between the word "committees" and the word "shall" insert the words: "and members of the Legislature".

Referred to Rules Committee.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 75. Correctly enrolled.

LEGISLATIVE BILL 181. Correctly enrolled.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 75 and LB 181.

RESOLUTIONS

LEGISLATIVE RESOLUTION 15.

Introduced by William H. Hasebroock, District 18

WHEREAS, Fannie B. Wylie of Elgin served in this Legislature as an appointee in 1964 to fill the unexpired term of her deceased husband Matt Wylie; and

WHEREAS, Fannie B. Wylie died January 25, 1971.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Legislature extends its sympathy to the survivors of Fannie B. Wylie.
2. That the Legislature stand for a moment of silent tribute to her memory.
3. That a copy of this resolution be sent to the family of Fannie B. Wylie.

Mr. Hasebroock moved to suspend the rules and consider LR 15 today and to add all members names to the Resolution.

The motion prevailed with 40 ayes, 0 nays and 9 not voting.

The members stood for a moment of silence in memory of Mrs. Wiley.

LR 15 was adopted.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LR 12 and LR 13.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 1. Correctly engrossed.

(Signed) Duke Snyder, Chairman

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 413. By Ramey Whitney, 44th District.

A BILL FOR AN ACT to amend section 72-240.07, Reissue Revised Statutes of Nebraska, 1943, and sections 72-240.10, 72-240.11, 72-240.12, 72-240.13, 72-240.14, 72-240.16, 72-240.17, 72-240.18, 72-240.19, 72-240.21, 72-240.22, and 72-240.23, Revised Statutes Supplement, 1969, relating to school lands; to distinguish between permitted and nonpermitted improvements as prescribed; to provide for removal of improvements as prescribed; to provide for sale of improvements; and to repeal the original sections.

LEGISLATIVE BILL 414. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to public utilities; to provide for refunds by a public utility selling gas when the Supreme Court refuses to grant such increase; and to provide a penalty.

LEGISLATIVE BILL 415. By Donald Elrod, 35th District; Maurice Kremer, 34th District; Gerald Stromer, 36th District.

A BILL FOR AN ACT to amend sections 2-1506.02, 2-1506.03, and 2-1507, Reissue Revised Statutes of Nebraska, 1943, relating to agriculture; to provide additional powers for the Nebraska Soil and Water Conservation Commission; to define additional terms; to set up the Diversion Flood Control Fund; and to repeal the original sections.

LEGISLATIVE BILL 416. By Ellen Craft, 45th District.

A BILL FOR AN ACT relating to crimes and punishments; to provide for labeling of soaps and detergents; and to provide penalties.

LEGISLATIVE BILL 417. By Ellen Craft, 45th District.

A BILL FOR AN ACT relating to historical sites and monuments; to provide for erecting signs or notices restricting the visitation of such historical sites and monuments as prescribed, and to provide a penalty.

LEGISLATIVE BILL 418. By Ellen Craft, 45th District.

A BILL FOR AN ACT to amend section 28-1240 and 28-1242, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to redefine terms; to provide for liability; to provide for notice; to provide for burden of proof; to provide that anyone violating this act shall be punished as provided in section 28-1241, Revised Statutes Supplement, 1969; and to repeal the original sections.

LEGISLATIVE BILL 419. By Harold Moylan, 6th District.

A BILL FOR AN ACT to amend section 83-109, Reissue Revised Statutes of Nebraska, 1943, relating to state institutions; to permit access to patient records in certain cases; to provide for certain investigations by the Department of Public Institutions and permit release; and to repeal the original section.

LEGISLATIVE BILL 420. By Wayne Ziebarth, 37th District; Thomas Kennedy, 21st District; Harold Simpson, 46th District; Ramey Whitney, 44th District.

A BILL FOR AN ACT relating to schools; to require all school board members to be legal voters.

LEGISLATIVE BILL 421. By Wayne Ziebarth, 37th District; Thomas Kennedy, 21st District; Harold Simpson, 46th District; Ramey Whitney, 44th District.

A BILL FOR AN ACT to amend sections 79-326, 79-327, and 79-1421, Reissue Revised Statutes of Nebraska, 1943, relating to the State Board of Education; to provide that board members shall be liable to impeachment in the same manner as other state officers; to increase the number of members for a quorum; and to repeal the original sections.

LEGISLATIVE BILL 422. By Maurice Kremer, 34th District.

A BILL FOR AN ACT to amend section 39-719.01, Revised Statutes Supplement, 1969, relating to highways; to provide for a change in the allowable width of vehicles for moving unbaled livestock forage; and to repeal the original section.

LEGISLATIVE BILL 423. By P. J. Morgan, 4th District.

A BILL FOR AN ACT to amend sections 60-311 and 60-311.02, Revised Statutes Supplement, 1969, relating to motor vehicles; to provide for furnishing and displaying of one license plate for all registered vehicles; and to repeal the original sections.

LEGISLATIVE BILL 424. By P. J. Morgan, 4th District.

A BILL FOR AN ACT relating to motor vehicles; to provide for personalized prestige license plates for passenger vehicles; to provide standards for such plates; to provide for fees; and to provide duties for the Department of Motor Vehicles and county treasurers.

LEGISLATIVE BILL 425. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to provide financial assistance for adoptions and adoptive families as prescribed.

LEGISLATIVE BILL 426. By Wayne Ziebarth, 37th District; Richard Marvel, 33rd District.

A BILL FOR AN ACT to amend section 79-1333, Revised Statutes Supplement, 1969, relating to schools; to change a date for payment of state financial assistance to school districts; and to repeal the original section.

LEGISLATIVE BILL 427. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 28-1214, Revised Statutes Supplement, 1969, relating to crimes and punishment; to require the county attorney to prosecute in insufficent fund check cases as prescribed; and to repeal the original section.

LEGISLATIVE BILL 428. By Don Elrod, 35th District.

A BILL FOR AN ACT relating to motor vehicles; to set policy regarding junk and abandoned vehicles; to define terms; to provide procedure for removal and disposition of abandoned vehicles; to make abandonment of a vehicle a misdemeanor; to provide penalties; to fix responsibility for abandonment of vehicles and enforcement of this act; to provide exceptions and to declare an emergency.

LEGISLATIVE BILL 429. By Fred Carstens, 30th District.

A BILL FOR AN ACT relating to the State Railway Commission; to provide procedure for applicants to obtain service for an exchange adjacent to the one serving the area in which they live or do business.

LEGISLATIVE BILL 430. By Fred Carstens, 30th District.

A BILL FOR AN ACT relating to civil procedure; to provide for trial of actions in which the statute of limitations is claimed as a defense.

LEGISLATIVE BILL 431. By John DeCamp, 40th District.

A BILL FOR AN ACT to amend section 79-487, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to authorize boards of education to permit the use of school buses for nonschool purposes, as prescribed; and to repeal the original section.

LEGISLATIVE BILL 432. By Wayne Ziebarth, 37th District.

A BILL FOR AN ACT relating to elections; to provide for caucuses to select candidates in villages and school districts of the second or third class when sufficient candidates have not filed for office.

LEGISLATIVE BILL 433. By Richard Maresh, 32nd District; David Stahmer, 8th District.

A BILL FOR AN ACT relating to revenue; to levy a tax on containers of soft drinks, alcoholic liquor, and beer; and to provide for the disposition of the proceeds of such tax.

LEGISLATIVE BILL 434. By Wally Barnett, 26th District; P. J. Morgan, 4th District; Harold Simpson, 46th District.

A BILL FOR AN ACT to amend section 85-197, Revised Statutes Supplement, 1969, relating to the University of Nebraska; to limit the power to acquire real property; and to repeal the original section.

LEGISLATIVE BILL 435. By Claire Holmquist, 16th District.

A BILL FOR AN ACT to repeal section 17-809, Reissue Revised Statutes of Nebraska, 1943, relating to second-class cities and villages, as obsolete.

LEGISLATIVE BILL 436. By David Stahmer, 8th District.

A BILL FOR AN ACT to amend section 29-1202, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to provide for releasing a person indicted for any offense and committed to prison and not brought to trial as prescribed; and to repeal the original section.

NOTICE OF COMMITTEE HEARINGS

Labor

LB 360	Wednesday, February 10, 1971	2:00 p.m.

(Signed) Harold Moylan, Chairman

Public Works

LB 295	Wednesday, February 3, 1971	2:00 p.m.
LB 307	Wednesday, February 3, 1971	2:00 p.m.
LB 328	Wednesday, February 3, 1971	2:00 p.m.
LB 353	Wednesday, February 3, 1971	2:00 p.m.
LB 308	Thursday, February 4, 1971	2:00 p.m.
LB 310	Thursday, February 4, 1971	2:00 p.m.
LB 324	Thursday, February 4, 1971	2:00 p.m.
LB 346	Thursday, February 4, 1971	2:00 p.m.
LB 330	Friday, February 5, 1971	2:00 p.m.
LB 331	Friday, February 5, 1971	2:00 p.m.
LB 364	Friday, February 5, 1971	2:00 p.m.
LB 365	Friday, February 5, 1971	2:00 p.m.

(Signed) Claire Holmquist, Chairman

Government And Military Affairs

LB 82	Friday, February 5, 1971	2:00 p.m.
LB 257	Friday, February 5, 1971	2:00 p.m.
LB 296	Friday, February 5, 1971	2:00 p.m.

LB 318	Friday, February 5, 1971	2:00 p.m.
LB 327	Friday, February 5, 1971	2:00 p.m.
LB 344	Friday, February 5, 1971	2:00 p.m.

(Signed) Terry Carpenter, Chairman

Miscellaneous Subjects

LB 61	Thursday, February 11, 1971	2:00 p.m.

(Reset for Committee Hearing)

(Signed) James Waldron, Chairman

COMMITTEE MEETING

The Rules Committee will meet Friday, January 29, 1971 in the West Hearing Room at 1:15 p.m.

(Signed) Jerome Warner, Chairman

ADJOURNMENT

At 11:54 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Wednesday, January 27, 1971.

Vincent D. Brown
Clerk of the Legislature

THIRTEENTH DAY—JANUARY 27, 1971

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

THIRTEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, January 27, 1971

Pursuant to adjournment, the Legislature met at 9:04 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> O God, let the light of Thy spirit dwell within the minds and hearts of Thy servants in this place of responsibility and decision, that all who sincerely seek the truth may find it, and finding it may follow it, whatever the cost, knowing that it is the truth that makes men free. When we have the truth, let us not hit each other over the head with it, but rather use it as a lamp to light the dark places, in order that we may see where we are going. This we ask the name of Christ, our Lord. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Wallwey and Schmit. Mr. Burbach was excused until 10:30. Mr. Proud was excused until 12:00 noon.

VISITORS

Mr. Kremer introduced former Senator and Mrs. Ted C. Reeves, Don Reeves, Mr. and Mrs. Owens from Central City, Nebraska.

NOTICE OF COMMITTEE HEARINGS

Revenue

LB 319	Wednesday, February 3, 1971	2:00 p.m.
LB 337	Wednesday, February 3, 1971	2:00 p.m.
LB 343	Wednesday, February 3, 1971	2:00 p.m.
LB 354	Wednesday, February 3, 1971	2:00 p.m.

(Signed) Rudolf Kokes, Chairman

Agriculture and Recreation

LB 275	Thursday, February 4, 1971	2:00 p.m.
LB 315	Thursday, February 4, 1971	2:00 p.m.
LB 321	Thursday, February 4, 1971	2:00 p.m.
LB 322	Thursday, February 4, 1971	2:00 p.m.
LB 323	Thursday, February 4, 1971	2:00 p.m.

(Signed) Loran Schmit, Chairman

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on January 26, 1971, at 1:25 p.m.: LB 75 and LB 181

(Signed) Barbara Jackson, Enrolling Clerk

REFERENCE COMMITTEE REPORT

LB	COMMITTEE
413	Public Works
414	Public Works
415	Agriculture and Recreation
416	Miscellaneous Subjects
417	Agriculture and Recreation
418	Judiciary
419	Public Health and Welfare
420	Education
421	Judiciary
422	Public Works
423	Miscellaneous Subjects
424	Miscellaneous Subjects
425	Public Health and Welfare
426	Appropriations
427	Judiciary
428	Public Works
429	Public Works
430	Judiciary
431	Education

432	Urban Affairs
433	Revenue
434	Judiciary
435	Urban Affairs
436	Judiciary

(Signed) William F. Swanson, Chairman

COMMUNICATIONS

Letter to the members of the Nebraska Legislature:

Your Resolution No. 8, passed January 19, 1971, is most complimentary to me, and I appreciate it to the fullest. My sincere thanks for your thoughtfulness.

Sincerely,
Seymour L. Smith

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 43. Placed on Select File as amended.
Enrollment and Review amendment to LB 43:

1. In lieu of standing committee amendment 1, on page 2, line 15, insert "or superintendent, to be appointed by the county board of commissioners or supervisors," after "clerk".
2. In lieu of standing committee amendment 2, on page 3, line 10, insert "or superintendent, who shall be appointed by the county board of commissioners or supervisors" after "clerk".
3. In the title, line 6, strike "rather than" and insert "or".

(Signed) Duke Snyder, Chairman

STANDING COMMITTEE REPORT

Constitutional Revision

LEGISLATIVE BILL 126. Placed on General File as amended.
Standing Committee amendment to LB 126:

1. On page 2, strike lines 9 to 11 and insert "~~of the House of Representatives, shall not be an elector~~ unless on the date of the general election at which he is elected or on the date of his appointment he is a registered voter, has attained the age of twenty-one years and ~~have~~ has".

LEGISLATIVE BILL 132. Placed on General File.

LEGISLATIVE BILL 139. Placed on General File.

(Signed) George Syas, Chairman

Banking Commerce and Insurance

LEGISLATIVE BILL 52. Placed on General File.

LEGISLATIVE BILL 143. Indefinitely postponed.

(Signed) Sam Klaver, Chairman

CANCELLED COMMITTEE HEARING

Government and Military Affairs committee hearing on LB 318 set for February 5, 1971 is cancelled.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 14.

A BILL FOR AN ACT to amend section 35-101, Revised Statutes Supplement, 1969, relating to volunteer firemen; to eliminate obsolete matter; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett
Carpenter
Carsten
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Orme
Savage
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Warner
Whitney
Wiltse
Ziebarth

Voting in the Negative, 0

Not voting, 7:

Burbach
Carstens
Johnson
Nore
Proud
Schmit
Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 15.

A BILL FOR AN ACT to amend sections 36-408 and 36-409, Revised Statutes Supplement, 1969, relating to Statute of Frauds; to correct internal references; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
De Camp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Savage
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Warner
Whitney
Wiltse
Ziebarth

Voting in the Negative, 0

Not voting, 4:

Burbach
Proud
Schmit
Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 16.

A BILL FOR AN ACT to amend section 39-728, Revised Statutes Supplement, 1969, relating to highways; to harmonize the provisions with other legislation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett	Carpenter	Carsten
Carstens	Chambers	Clark
Craft	De Camp	Duis
Elrod	Epke	Goodrich
Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Kime
Klaver	Kokes	Kremer
Lewis	Luedtke	Mahoney
Maresh	Marvel	Morgan
Moylan	Nore	Orme
Savage	Simpson	Skarda
Snyder	Stahmer	Stromer
Stull	Swanson	Syas
Waldo	Waldron	Warner
Whitney	Wiltse	Ziebarth

Voting in the Negative, 0

Not voting, 4:

Burbach	Proud	Schmit
Wallwey		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 18.

A BILL FOR AN ACT to amend section 45-138, Reissue Revised Statutes of Nebraska, 1943, relating to interest; to harmonize the provisions with previous legislation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett	Carpenter	Carsten
Carstens	Chambers	Clark
Craft	De Camp	Duis
Elrod	Epke	Goodrich
Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Klaver
Kokes	Kremer	Lewis
Luedtke	Mahoney	Maresh
Marvel	Morgan	Moylan
Nore	Orme	Savage
Simpson	Skarda	Snyder
Stahmer	Stromer	Stull
Swanson	Syas	Waldo
Waldron	Warner	Whitney
Wiltse	Ziebarth	

Voting in the Negative, 0

Not voting, 5:

Burbach	Kime	Proud
Schmit	Wallwey	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 19.

A BILL FOR AN ACT to amend section 55-101, Revised Statutes Supplement, 1969, relating to the military code; to harmonize the internal reference with previous legislation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett	Carpenter	Carsten
Carstens	Chambers	Clark
Craft	De Camp	Duis
Elrod	Epke	Goodrich
Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Kime
Klaver	Kokes	Kremer
Lewis	Luedtke	Mahoney
Maresh	Marvel	Morgan
Moylan	Nore	Orme

Savage
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Warner
Whitney
Wiltse
Ziebarth

Voting in the Negative, 0

Not voting, 4:

Burbach
Proud
Schmit
Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 20.

A BILL FOR AN ACT to amend section 60-430, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to correct internal references; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
De Camp
Duis
Elrod
Epke
Goodrich
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Savage
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Warner
Whitney
Wiltse
Ziebarth

Voting in the Negative, 0

Not voting, 6:

Burbach
Hasebroock
Kime
Proud
Schmit
Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 21.

A BILL FOR AN ACT to amend section 66-424, Revised Statutes Supplement, 1969, relating to motor vehicle fuels; to harmonize the provisions with previous legislation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Barnett
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Orme
Savage
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Warner
Whitney
Wiltse
Ziebarth

Voting in the Negative, 1:

Nore

Not voting, 7:

Burbach
DeCamp
Duis
Moylan
Proud
Schmit
Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

COMMUNICATION

January 26, 1971

Mr. Vince Brown
Clerk of the Legislature
State Capitol Building
Lincoln, Nebraska 68509

Dear Mr. Brown:

I enclose the following items supporting the claim of the Nebraska Press Association (Nebraska Press Advertising Service) for publishing the Constitutional Amendments proposed by the 1969 Session of the Legislature in Nebraska newspapers the weeks beginning October 12, 19, 26, 1970.

Constitutional Amendments (1969 Session of the Legislature).

1. An affidavit making claim for $157,477.83, submitted in duplicate.

2. An itemized list of each newspaper and the amount charged by each publishing company.

3. Tear sheets containing the affidavit showing proof of publication for each newspaper.

The claims for these publications are attached herewith and appear to be in order. I therefore recommend that they be paid.

Respectfully submitted,
Allen J. Beermann
Secretary of State

ANNOUNCEMENT

Mr. Hasebroock announced that Mr. Schmit's father passed away.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 437. By John DeCamp, 40th District.

A BILL FOR AN ACT to amend section 48-119, Reissue Revised Statutes of Nebraska, 1943, relating to workmen's compensation; to set dates from which compensation shall be computed; and to repeal the original section.

LEGISLATIVE BILL 438. By John DeCamp, 40th District.

A BILL FOR AN ACT to amend section 48-106, Reissue Revised Statutes of Nebraska, 1943, relating to workmen's compensation; to redefine terms and eliminate excepted classes; and to repeal the original section.

LEGISLATIVE BILL 439. By John DeCamp, 40th District.

A BILL FOR AN ACT relating to the Department of Agriculture; to provide for licensing of applicators of pesticides; to provide for mandatory examinations prior to issuance of licenses; to provide for fees and their disbursement; to provide for promulgation of rules and regulations by the Director of Agriculture; to provide for administrative hearings; to provide for judicial review; to provide for a bond; to provide for inspection and duties for the Department of Agriculture; and to provide penalties.

LEGISLATIVE BILL 440. By George Syas 13th District; John DeCamp, 40th District; Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 71-3004, Revised Statutes Supplement, 1969, relating to water pollution control; to remove the limitation on state grants for construction of sewage treatment works; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 441. By Donald Elrod, 35th District.

A BILL FOR AN ACT to amend section 30-810, Reissue Revised Statutes of Nebraska, 1943, relating to decedent's estates; to provide that amounts over five thousand dollars recovered in wrongful death actions shall be placed out at interest pending court action; and to repeal the original section.

LEGISLATIVE BILL 442. By John Savage, 10th District; Duke Snyder, 14th District.

A BILL FOR AN ACT to amend sections 81-8,109, 81-8,114, 81,8,115, 81-8,116, 81-8,118, and 81-8,120, Reissue Revised Statutes of Nebraska, 1943, and sections 81-8,110 and 81-8,117, Revised Statutes Supplement, 1969, relating to land surveying; to redefine terms; to establish an examining board; to provide for members of the board, their appointment, term, qualifications, removal, compensation, and expenses; to provide for certificate of appointment; to provide for rules and regulations; to provide for personnel of the board and their duties; to provide for a seal; to provide for a certificate of registration; to provide for powers and duties of the board; to provide for registration as prescribed; to provide for fees; to provide for hearings and notice thereof; to repeal the original sections, and also sections 81-8,111 and 81-8,119, Reissue Revised Statutes of Nebraska, 1943, and section 81-8,112, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 443. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to aberrant sexual behavior; to prohibit instruction in such behavior at any public institution of higher education in this state except as prescribed; and to provide for enforcement.

LEGISLATIVE BILL 444. By John DeCamp, 40th District.

A BILL FOR AN ACT to require furnishing to the person concerned a copy of information about him furnished to another for a consideration; and to provide penalties.

LEGISLATIVE BILL 445. By Claire Holmquist, 16th District.

A BILL FOR AN ACT relating to higher education; to provide for the dismissal of any faculty or staff member or the expulsion of any student engaging in certain disruptive activities of any public institution of higher education; to provide for hearings; to provide procedures; and to provide for rules and regulations.

LEGISLATIVE BILL 446. By Ernest Chambers, 11th District; Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT relating to schools; to provide that no person employed or engaged in a school or educational institution shall inflict corporal punishment upon a pupil attending such school or institution; and to provide any instrument authorizing punishment as prescribed shall be void.

LEGISLATIVE BILL 447. By Wayne Ziebarth, 37th District; Harold D. Simpson, 46th District; Thomas C. Kennedy, 21st District.

A BILL FOR AN ACT to amend section 79-4,104, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide for the crediting of nonresident tuition funds to successors of dissolved school districts; and to repeal the original section.

LEGISLATIVE BILL 448. By Wayne Ziebarth, 37th District; Harold D. Simpson, 46th District; Thomas C. Kennedy, 21st District.

A BILL FOR AN ACT to amend section 79-1247.02, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide that the accreditation committee shall have twelve members; and to repeal the original section.

LEGISLATIVE BILL 449. By Wayne Ziebarth 37th District; Harold Simpson, 46th District; Thomas Kennedy, 21st District.

A BILL FOR AN ACT to amend sections 79-102, 79-1101, 79-1104, 79-1107, 79-1108, and 79-1109, Reissue Revised Statutes of Nebraska, 1943, and sections 79-550 and 79-1103.01, Revised Statutes Supplement, 1969, relating to schools; to redefine terms; to provide for a single type of board and organization for Class VI districts; to remove obsolete and conflicting matter; and to repeal the original sections and also sections 79-1103, 79-1103.02, and 79-1103.03, Reissue Revised Statutes of Nebraska, 1943, and section 79-1103.05, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 450. By Wayne Ziebarth, 37th District; Harold Simpson, 46th District; Thomas Kennedy, 21st District.

A BILL FOR AN ACT to amend sections 79-522, 79-523, 79-524, 79-526, 79-527, 79-528, and 79-529, Reissue Revised Statutes of Nebraska, 1943, and section 79-525, Revised Statutes Supplement, 1969, relating to schools; to revise and clarify provisions governing Class IV school districts; and to repeal the original sections and also section 79-539, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 451. By J. James Waldron, 42nd District; Maurice Kremer, 34th District; Ellen Craft, 45th District.

A BILL FOR AN ACT relating to real property; to establish a uniform procedure to be used in acquiring private property for public purposes; to amend section 70-301, Revised Statutes Supplement, 1969; and to repeal the original section.

VISITORS

Mr. Maresh introduced the Junior and Senior classes and their teachers from Milligan High School, Milligan, Nebraska.

SELECT FILE

LEGISLATIVE BILL 49. E and R amendment found in the Legislative Journal on page 169 for the Eleventh Day was adopted.

Advanced to E and R for engrossment.

MOTION—Raise LB 65

Mr. Carpenter moved that LB 65 be placed on General File notwithstanding the actions of the committee.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 16:

Carpenter
Carstens
Clark
Goodrich
Kime
Klaver
Kokes
Kremer
Lewis
Mahoney
Morgan
Moylan
Nore
Skarda
Stull
Wiltse

Voting in the negative, 25:

Barnett
Carsten
Craft
De Camp
Elrod
Epke
Hasebroock
Holmquist
Kennedy
Keyes
Luedtke
Maresh

Orme	Savage	Simpson
Snyder	Stahmer	Stromer
Swanson	Syas	Waldo
Waldron	Warner	Whitney
Ziebarth		

Not voting, 8:

Burbach	Chambers	Duis
Johnson	Marvel	Proud
Schmit	Wallwey	

The motion lost.

VISITORS

Mr. Wiltse introduced Scoutmaster Rowan Wiltse, 13 boys and 2 leaders of Boy Scout Troop 175, from Mr. Wallwey's District, 17, Wayne, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 36. Bracketed for February 1, 1971.

LEGISLATIVE BILL 45. Reading waived. Explained.

Mr. Whitney moved to reconsider the action on page 159 for the Eleventh Day in adopting the Standing committee amendment and to strike the same therefrom. Motion carried with 33 ayes, 0 nays and 16 not voting.

Advanced to Enrollment and Review with 32 ayes, 1 nay, and 16 not voting.

LEGISLATIVE BILL 69. Laid over.

LEGISLATIVE BILL 41. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal on page 166 for the Eleventh Day was adopted.

ADD–CO-INTRODUCER

Mr. Stull asked unanimous consent that Messrs. Simpson, Klaver, Wiltse, Swanson and Burbach be added to LB 41. No objections. So ordered.

Advanced to Enrollment and Review for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 42. Reading waived. Explained.

Mr. Whitney offered the following amendment, which was adopted:

LB 42 be amended to insert in line 6 of Section 42-104 after the word judge "in the State of Nebraska".

ADD–CO-INTRODUCER

Mr. Stull asked unanimous consent that Messrs. Simpson, Klaver, Wiltse, Swanson and Burbach be added to LB 42. No objections. So ordered.

Advanced to Enrollment and Review for review with 27 ayes, 0 nays, and 22 not voting.

LEGISLATIVE BILL 47. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal on page 166 for the Eleventh Day was adopted.

Mr. Carstens offered the following amendment, which was adopted:

Section 3, line 12, strike "three" and insert "one".

ADD–CO-INTRODUCER

Mr. Stull asked unanimous consent that Messrs. Simpson, Klaver, Swanson, and Burbach be added to LB 47. No objections. So ordered.

Advanced to Enrollment and Review for review with 29 ayes, 0 nays and 20 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 452. By Claire Holmquist, 16th District.

A BILL FOR AN ACT to amend section 79-1532, Revised Statutes Supplement, 1969, relating to schools; to remove the authority for the primary carrier to determine the interest rate to be paid on employee contributions; and to repeal the original section.

LEGISLATIVE BILL 453. By Claire Holmquist, 16th District.

A BILL FOR AN ACT to repeal sections 19-2001 to 19-2035, 19-2036 to 19-2042, 19-2045 to 19-2047, and 19-2049 to 19-2056, Reissue Revised Statutes of Nebraska, 1943, and sections 19-2035.01, 19-2043, 19-2044, 19-2048, and 19-2057, Revised Statutes Supplement, 1969, relating to municipal retirement system.

LEGISLATIVE BILL 454. By Claire Holmquist, 16th District.

A BILL FOR AN ACT to repeal section 18-1723, Revised Statutes Supplement, 1969, relating to firemen.

LEGISLATIVE BILL 455. By J. James Waldron, 42nd District; Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 79-1277, Reissue Revised Statutes of Nebraska, 1943, and section 79-1276, Revised Statutes Supplement, 1969, relating to schools; to change dates for eligibility and applications for Reserve Teachers; and to repeal the original sections.

LEGISLATIVE BILL 456. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend sections 37-101, 37-203, 37-221, 37-402, 37-422, 37-423.01, 81-802, 81-805.02, 81-808, 81-810, 81-814, and 81-815.23, Reissue Revised Statutes of Nebraska, 1943, and sections 81-801, 81-803.01, 81-804, 81-805, 81-807, 81-809, and 81-811, Revised Statutes Supplement, 1969, relating to the Game and Parks Commission; to establish the executive position of Game and Parks Commissioner; to change the Game and Parks Commission to the Game and Parks Advisory Board; to provide for functions, powers, duties, and the transfer thereof; to provide for a seal and the effect thereof; to provide for the transfer of property and records as prescribed; to provide duties for the Revisor of Statutes; to harmonize the provisions thereof with previous legislation; and to repeal the original sections.

LEGISLATIVE BILL 457. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend sections 37-101, 37-203, 37-221, 37-402, 37-422, 37-423.01, 81-805.02, 81-808, 81-810, 81-814, and 81-815.23, Reissue Revised Statutes of Nebraska, 1943, and sections 81-803.01, 81-805, 81-807, and 81-811, Revised Statutes Supplement, 1969, relating to the Game and Parks Commission; to abolish the commission and establish the executive office of Game and Parks Commissioner and to vest all powers and duties of the commission in the commissioner; to provide duties for the Revisor of Statutes; and to repeal the original sections and also sections 81-801.01 and 81-802, Reissue Revised Statutes of Nebraska, 1943, and sections 81-801 and 81-804, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 458. By Wally Barnett, 26th District; William Hasebroock, 18th District.

A BILL FOR AN ACT to amend section 25-1152, Reissue Revised Statutes of Nebraska, 1943, relating to civil procedure; to extend exemption from civil liability to all persons; and to repeal the original section.

LEGISLATIVE BILL 459. By George Syas, 13th District; Orval Keyes, 3rd District.

A BILL FOR AN ACT to amend section 39-869, Reissue Revised Statutes of Nebraska, 1943, relating to the bridge commission; to increase the per diem to be paid members of the commission as prescribed; and to repeal the original section.

LEGISLATIVE BILL 460. By Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 21-2079, Reissue Revised Statutes of Nebraska, 1943, relating to corporations; to harmonize the provisions with previous legislation; and to repeal the original section.

LEGISLATIVE BILL 461. By George Syas, 13th District; Maurice Kremer, 34th District.

A BILL FOR AN ACT to amend section 81-802, Reissue Revised Statutes of Nebraska, 1943, relating to the Game and Parks Commission; to provide that the Governor or his representative shall act as chairman of the Game and Parks Commission; to provide change of representative as prescribed; and to repeal the original section.

NOTICE OF COMMITTEE HEARING

Public Health and Welfare

LB 272	Tuesday, February 9, 1971	2:00 p.m.
LB 279	Tuesday, February 9, 1971	2:00 p.m.
LB 334	Tuesday, February 9, 1971	2:00 p.m.

(Signed) Thomas C. Kennedy, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 2. Correctly enrolled.

LEGISLATIVE BILL 3. Correctly enrolled.

LEGISLATIVE BILL 4. Correctly enrolled.

LEGISLATIVE BILL 5. Correctly enrolled.

LEGISLATIVE BILL 6. Correctly enrolled.

LEGISLATIVE BILL 7. Correctly enrolled.

LEGISLATIVE BILL 8. Correctly enrolled.

LEGISLATIVE BILL 9. Correctly enrolled.

LEGISLATIVE BILL 10. Correctly enrolled.

LEGISLATIVE BILL 11. Correctly enrolled.

LEGISLATIVE BILL 12. Correctly enrolled.

LEGISLATIVE BILL 13. Correctly enrolled.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 2, LB 3, LB 4, LB 5, LB 6, LB 7, LB 8, LB 9, LB 10, LB 11, LB 12, and LB 13.

EASE

The Legislature was at ease from 11:26 a.m. to 11:30 a.m.

GENERAL FILE

LEGISLATIVE BILL 88. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal on page 167 for the Eleventh Day was adopted.

Advanced to Enrollment and Review for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 90. Reading waived. Explained.

Advanced to Enrollment and Review for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 95. Reading waived. Explained.

Advanced to Enrollment and Review for review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 101. Reading waived. Explained.

Advanced to Enrollment and Review for review with 30 ayes, 0 nays, and 19 not voting.

MOTION—Withdraw LR 5

Mr. DeCamp moved to withdraw LR 5. No objections. So ordered.

ADJOURNMENT

At 11:50 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Thursday, January 28, 1971.

Vincent D. Brown
Clerk of the Legislature

FOURTEENTH DAY—JANUARY 28, 1971

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

FOURTEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, January 28, 1971

Pursuant to adjournment, the Legislature met at 9:03 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> O God, as we look out upon a land of white this morning, yet realize it is composed of millions of individual grains, so we know that Thou, who dost look on three billions of Thy creatures all over the earth, art as concerned about each of us here as if we were an only child. Thou dost understand how hard it is for these Thy servants to keep in mind the thousands of their fellow citizens for whom they must legislate. Thou knowest the clamor of voices in their ears, the constant tugging at their sleeves, forever trying to influence them; to small voices of the little men without money or names; the blatant voices of aggressive pressure groups; the big voices of selfish men and those working for personal gain, even the whispering inner voices of personal ambition, those insinuating voices holding out the lure of unmerited reward. Amid all the din of voices, give these Thy servants the willingness to take time to listen to Thy voice, knowing that if they follow the still small voice within, all Thy people will be served fairly, and all groups will get what they deserve. For Jesus' sake. Amen.

ROLL CALL

The roll was called and all members were present except Mr. Schmit who was excused.

MESSAGE FROM THE GOVERNOR

January 27, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills 75 and 181. These bills were signed by me on January 27, 1971 and delivered to the Secretary of State.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw

NOTICE OF COMMITTEE HEARING

Miscellaneous Subjects

LB 325	Thursday, February 11, 1971	2:00 p.m.
LB 336	Thursday, February 11, 1971	2:00 p.m.

(Signed) J. James Waldron, Chairman

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on January 27, 1971, at 2:15 p.m.: LB 2, LB 3, LB 4, LB 5, LB 6, LB 7, LB 8, LB 9, LB 10, LB 11, LB 12 and LB 13.

(Signed) Barbara Jackson, Enrolling Clerk

REFERENCE COMMITTEE REPORT

LB	COMMITTEE
437	Labor
438	Labor
439	Agriculture and Recreation
440	Urban Affairs
441	Judiciary
442	Miscellaneous Subjects
443	Public Health and Welfare
444	Miscellaneous Subjects
445	Education

446	Education
447	Education
447	Education
448	Education
449	Education
450	Education
451	Miscellaneous Subjects
452	Nebraska Retirement Systems Advisory
453	Nebraska Retirement Systems Advisory
454	Nebraska Retirement Systems Advisory
455	Education
456	Agriculture and Recreation
457	Agriculture and Recreation
458	Judiciary
459	Miscellaneous Subjects
460	Banking, Commerce and Insurance
461	Agriculture and Recreation

(Signed) William F. Swanson, Chairman

STANDING COMMITTEE REPORT

Banking, Commerce and Insurance

LEGISLATIVE BILL 104. Placed on General File.

LEGISLATIVE BILL 177. Placed on General File as amended.
Standing Committee amendment to LB 177:
Line 10 - page 2 - after word "and" insert word "term".
After word "coverage" insert "not to exceed $10,000".

(Signed) Sam Klaver, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 22.

A BILL FOR AN ACT to amend section 71-208.02, Reissue Revised Statutes of Nebraska, 1943, and section 71-313, Revised Statutes Supplement, 1969, relating to public health; to correct internal references; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett
Burbach
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Luedtke
Mahoney
Maresh
Moylan
Nore
Orme
Proud
Savage
Simpson
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 2:

Lewis
Skarda

Not voting, 3:

Marvel
Morgan
Schmit

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 23.

A BILL FOR AN ACT to amend sections 72-258 and 72-709, Revised Statutes Supplement, 1969, relating o define a term; to eliminate unconstitutional provisions; to harmonize the provisions with previous legislation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett
Burbach
Carsten
Carstens
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse

Voting in the negative, 0

Not voting, 3:

Carpenter
Schmit
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 24.

A BILL FOR AN ACT to amend section 75-128, Revised Statutes Supplement, 1969, relating to the State Railway Commission; to correct internal reference; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Barnett
Burbach
Carsten
Carstens
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0

Not voting, 2:

Carpenter
Schmit

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 25.

A BILL FOR AN ACT to amend section 76-513, Revised Statutes Supplement, 1969, relating to abstracters; to correct an internal reference; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett
Burbach
Carsten
Carstens
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson

Kennedy Kime Klaver Kokes Kremer
Lewis Luedtke Mahoney Maresh Marvel
Morgan Moylan Nore Orme Proud
Savage Simpson Skarda Snyder Stahmer
Stromer Stull Swanson Syas Waldo
Waldron Wallwey Warner Whitney Wiltse
Ziebarth

Voting in the negative, 0

Not voting, 3:

Carpenter Keyes Schmit

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

VISITORS

Mr. Johnson introduced seventeen students and teachers from Midland Lutheran College, Fremont, Nebraska.

FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 26.

A BILL FOR AN ACT to amend section 77-1809, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to harmonize interest rates with previous legislation; to provide for reporting of aircraft in the state to the county assessor; and to repeal the original section, and also section 77-1250.01, Revised Statutes Supplement, 1969, and Laws 1969, Chapter 633, section 1.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Duis
Elrod Epke Goodrich Hasebroock Holmquist
Johnson Kennedy Keyes Kime Klaver
Kremer Lewis Luedtke Mahoney Maresh
Marvel Morgan Moylan Nore Orme
Proud Savage Simpson Skarda Snyder
Stahmer Stromer Stull Swanson Syas
Waldo Waldron Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 0

Not voting, 2:

Kokes Schmit

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 27.

A BILL FOR AN ACT to amend sections 79-1344.01 and 79-1445.15, Revised Statutes Supplement, 1969, relating to schools; to eliminate obsolete matter; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Duis
Elrod Epke Goodrich Hasebroock Holmquist
Johnson Kennedy Kime Klaver Kokes
Kremer Lewis Luedtke Mahoney Maresh
Marvel Morgan Moylan Nore Orme
Proud Savage Simpson Skarda Snyder
Stahmer Stromer Stull Swanson Syas
Waldo Waldron Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 0

Not voting, 2:

Keyes Schmit

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 28.

A BILL FOR AN ACT to amend section 81-137, Reissue Revised Statutes of Nebraska, 1943, and sections 81-167, 81-263.94, 81-563, 81-8,219, and 81-1010, Revised Statutes Supplement, 1969, relating to state administrative departments; to harmonize the provisions with previous legislation; to correct internal references; to clarify the provisions of certain laws; and to repeal the original sections.

MOTION–Bracket LB 28

Mr. Keyes moved to hold the vote until Tuesday.

The motion lost with 11 ayes, 31 nays, and 7 not voting.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett
Burbach
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Simpson
Skarda
Snyder
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 2:

Keyes
Stahmer

Not voting, 1:

Schmit

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 29.

A BILL FOR AN ACT to amend section 83-376, Revised Statutes Supplement, 1969, relating to hospitals; to harmonize the provisions with previous legislation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Barnett
Burbach
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
DeCamp
Duis

Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0

Not voting, 2:

Kime
Schmit

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 30.

A BILL FOR AN ACT to repeal sections 77-1269 and 77-1270, Revised Statutes Supplement, 1969, as unconstitutional.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Barnett
Burbach
Carpenter
Carsten
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0

Not voting, 2:

Carstens
Schmit

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 31. With emergency.

A BILL FOR AN ACT to authorize the Revisor of Statutes to reissue and bring up to date the 1964 issue of Volume 6 and the 1966 reissue of Volumes 4 and 5 to the Revised Statutes of Nebraska, 1943; to provide for the sale and distribution of the reissued volumes; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with emergency clause attached?' "

Voting in the affirmative, 47:

Barnett
Burbach
Carsten
Carstens
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0

Not voting, 2:

Carpenter
Schmit

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MEMBER EXCUSED

Mr. Warner asked unanimous consent to be excused at 10:00 a.m. to attend a funeral. No objections. So ordered.

FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 32.

A BILL FOR AN ACT to amend sections 17-101, 17-201, 17-501, and 17-941, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the second class and villages; to harmonize the provisions with previous legislation; and to repeal the original sections, and also section 17-809, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett
Burbach
Carsten
Carstens
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Whitney
Wiltse
Ziebarth

Voting in the negative, 0

Not voting, 3:

Carpenter
Schmit
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 33.

A BILL FOR AN ACT to repeal sections 2-1202.01, 23-1114.11, 23-1114.12, 23-1114.13, 23-1115.05, 50-124, and 81-103.03, Reissue Revised Statutes of Nebraska, 1943, and sections 24-211.02, 24-211.03, 24-301.07, 24-339.06, 26-106.03, 26-106.04, 50-123.03, 66-424.03, 77-301.02, 83-157, and 83-158, Revised Statutes Supplement, 1969, as obsolete.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett
Burbach
Carsten
Carstens
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh

Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Carpenter
Schmit
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 34. With emergency.

A BILL FOR AN ACT to amend section 49-704, Reissue Revised Statutes of Nebraska, 1943, relating to law; to authorize the Revisor of Statutes to negotiate and enter into contracts for editing and publication of supplements and replacement volumes to the statutes subject to the approval of the Executive Board of the Legislative Council; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with emergency clause attached?' "

Voting in the affirmative, 46

Barnett
Burbach
Carsten
Carstens
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Whitney
Wiltse
Ziebarth

Voting in the negative, 0

Not voting, 3:

Carpenter
Schmit
Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 35.

A BILL FOR AN ACT to amend section 84-904, Revised Statutes Supplement, 1969, relating to administrative rules; to provide for additional files of administrative rules as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the qurestion is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett   Burbach   Carsten   Carstens   Chambers
Clark   Craft   DeCamp   Duis   Elrod
Epke   Goodrich   Hasebroock   Holmquist   Johnson
Kennedy   Keyes   Klaver   Kokes   Kremer
Lewis   Luedtke   Mahoney   Maresh   Marvel
Morgan   Moylan   Nore   Orme   Proud
Savage   Simpson   Skarda   Snyder   Stahmer
Stromer   Stull   Swanson   Syas   Waldo
Waldron   Wallwey   Whitney   Wiltse   Ziebarth

Voting in the negative, 0

Not voting, 4:

Carpenter   Kime   Schmit   Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 37.

A BILL FOR AN ACT to amend section 50-111, Reissue Revised Statutes of Nebraska, 1943, relating to the Legislature; to eliminate restriction on number of employees; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett   Burbach   Carpenter   Carsten   Carstens
Chambers   Clark   Craft   DeCamp   Duis
Elrod   Epke   Goodrich   Hasebroock   Holmquist
Johnson   Kennedy   Keyes   Kime   Klaver

Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Orme
Proud
Savage
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Whitney
Wiltse
Ziebarth

Voting in the negative, 0

Not voting, 3:

Nore
Schmit
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 14. Correctly enrolled.

LEGISLATIVE BILL 15. Correctly enrolled.

LEGISLATIVE BILL 16. Correctly enrolled.

LEGISLATIVE BILL 18. Correctly enrolled.

LEGISLATIVE BILL 19. Correctly enrolled.

LEGISLATIVE BILL 20. Correctly enrolled.

LEGISLATIVE BILL 21. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed: LB 14, LB 15, LB 16, LB 18, LB 19, LB 20, and LB 21.

STANDING COMMITTEE REPORT

Banking, Commerce and Insurance

LEGISLATIVE BILL 152. Indefinitely postponed.

(Signed) Sam Klaver, Chairman

EASE

The Legislature was at ease from 10:19 a.m., to 10:22 a.m.

STANDING COMMITTEE REPORT

Education

LEGISLATIVE BILL 175. Placed on General File.

LEGISLATIVE BILL 178. Placed on General File as amended.
Standing Committee amendment to LB 178:

1. Insert a new section to be known as section 1 and to read as follows:

"Section 1. That section 43-611, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

43-611. ~~All~~ Sufficient funds shall be appropriated by the Legislature to carry out the provisions of sections 43-604 to ~~43-616~~ 43-616.01, ~~shall~~ such funds to be channeled through the office of the State Department of Education and the department shall be authorized to expend such funds upon proper vouchers approved by the department and warrants issued by the Director of Administrative Services for (1) financial reimbursement to local school districts or educational service units, including reimbursement for the amount expended for actual transportation expenses per year not to exceed two hundred dollars for handicapped children forced to leave the district temporarily because of lack of educational and trainable services, (2) instructional aids and consultative, supervisory, research and testing services to local school districts, and (3) salaries, wages, maintenance, supplies, travel, and other expenses essential to carrying out the provisions for special education.".

2. Renumber original section 1 as section 2, and in line 1 thereof strike "Section" and insert "Sec.".

3. Strike original section 2 and in lieu thereof insert a new section to be known as section 3 and to read as follows:

"Sec. 3. That original section 43-611, Reissue Revised Statutes of Nebraska, 1943, and section 43-615, Revised Statutes Supplement, 1969, are repealed.".

LEGISLATIVE BILL 179. Placed on General File as amended.
Standing committee amendment to LB 179:

1. On page 2, lines 10 and 15, after "district" insert "or educational service unit".

LEGISLATIVE BILL 210. Placed on General File

(Signed) Don Elrod, Chairman

MOTION–Amend Rules

Messrs. Marvel and Holmquist moved to amend Rule 5, Sec. 6(g), page 21 to read as follows:

When any bill proposes adoption of a new program for which appropriations have not previously been made, or when a bill is introduced which has a fiscal impact of $25,000 or more, an appropriations bill for the purposes of funding the provisions of such bill shall be prepared from the information contained in the fiscal note. Such appropriations bill shall be introduced by the introducer of the original bill, shall bear the number of the original bill with the letter "A" added (for example LB 1A), and shall accompany the original bill through all stages of the legislative process. The final determination of the fiscal impact of such legislation shall be made by the Legislative Fiscal Office.

Referred to Rules Committee.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 462. By Jerome Warner, 25th District; Don Elrod, 35th District.

A BILL FOR AN ACT to appropriate to the State Department of Education the sum of one hundred seventy-eight million dollars to aid in defraying aid to schools as provided by sections 79-1330 to 79-1344.01, Revised Statutes Supplement, 1969, for the biennium ending June 30, 1973; and to declare an emergency.

LEGISLATIVE BILL 463. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 43-613, Revised Statutes Supplement, 1969, relating to schools; to require school districts to provide for the education and training of trainable mentally retarded children; to provide additional sources for contracts for such services; and to repeal the original section.

LEGISLATIVE BILL 464. By Fred Carstens, 30th District.

A BILL FOR AN ACT to adopt the Revised Uniform Reciprocal Enforcement of Support Act as amended in 1968; and to repeal Chapter 42, article 7, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 465. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend sections 43-102, 43-105, 43-106, 43-107, 43-109, 43-110, and 43-111, Reissue Revised Statutes of Nebraska, 1943, relating to adoptions; to define terms; to require that all relinquishments by any natural parent to any other person or agency shall be approved by the proper county court; to allow for interlocutory decrees of adoption; to provide for earlier filing of adoption petitions; to repeal the original sections, and also section 43-106.01, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

LEGISLATIVE BILL 466. By Fred Carstens, 30th District.

A BILL FOR AN ACT to amend section 53-123.07, Revised Statutes Supplement, 1969, relating to liquors; to provide that alcoholic liquors sold to nonbeverage users may be shipped or delivered directly to such nonbeverage users from the source of supply and the same shall be considered as received by the alcoholic liquor distributors within the state and at their licensed premises, and such shipments and deliveries shall be recorded and reported; and to repeal the original section.

LEGISLATIVE BILL 467. By William Swanson, 27th District.

A BILL FOR AN ACT relating to the administration of ionizing radiation to human beings for diagnostic and therapeutic purposes; to provide for the licensing of persons who apply ionizing radiation to human beings for diagnostic and therapeutic purposes; to provide for standards; to provide duties; to provide for waivers; to provide for a Medical and Dental Radiologic Technology Board of Examiners, its composition, selection, duties and compensation; to provide for violations; to provide penalties; to provide an operative date; and to provide a severance clause.

LEGISLATIVE BILL 468. By Wayne Ziebarth, 37th District.

A BILL FOR AN ACT to amend sections 79-402.01, 79-402.02, and 79-404, Reissue Revised Statutes of Nebraska, 1943, and section 79-402, Revised Statutes Supplement, 1969, relating to schools; to recodify, revise, and clarify provisions for the creation of new school districts from other districts and the changing of boundaries of districts; and to repeal the original sections.

LEGISLATIVE BILL 469. By Wayne Ziebarth, 37th District; Ramey Whitney, 44th District, Harold Simpson, 46th District; Thomas Kennedy, 21st District.

A BILL FOR AN ACT to amend section 79-4,106, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to clarify provisions for payment of nonresident tuition for pupils attending school in another state; to provide that such tuition may be paid for pupils residing in districts maintaining high schools; and to repeal the original section.

LEGISLATIVE BILL 470. By Wayne Ziebarth, 37th District; Ramey C. Whitney, 44th District; Harold D. Simpson, 46th District; Thomas C. Kennedy, 21st District.

A BILL FOR AN ACT to amend section 79-212, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to clarify provisions governing special schools for truant or incorrigible children; and to repeal the original section.

LEGISLATIVE BILL 471. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to highways; to define and prohibit negligent driving; and to fix penalties.

LEGISLATIVE BILL 472. By Thomas C. Kennedy, 21st District.

A BILL FOR AN ACT relating to blind persons; to make it a misdemeanor to refuse a blind person led by a dog guide the use of public accommodations; to provide for credentials; and to provide penalties.

LEGISLATIVE BILL 473. By Herbert J. Duis, 39th District.

A BILL FOR AN ACT relating to appropriations; to prohibit the expenditure, disbursement, or allocation of any funds by the state except pursuant to specific legislative appropriation; to amend section 84-109, Reissue Revised Statutes of Nebraska, 1943, and to repeal the original section.

LEGISLATIVE BILL 474. By Herbert J. Duis, 39th District.

A BILL FOR AN ACT to amend section 60-311.03, Revised Statutes Supplement, 1969, relating to motor vehicles; to remove a requirement that local trucks must be owned in the city or village where operated; and to repeal the original section.

LEGISLATIVE BILL 475. By Claire W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 79-901, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to prevent a Class IV school district from establishing a retirement system for new employees supplemental to the School Employees Retirement System; and to repeal the original section.

LEGISLATIVE BILL 476. By Claire W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 84-1309, Revised Statutes Supplement, 1969, relating to State Employees Retirement Fund; to provide that the Director of Administrative Services shall draw a warrant each month on the State Employees Retirement Fund until December 31, 1971 as prescribed; and to repeal the original section.

LEGISLATIVE BILL 477. By Claire W. Holmquist, 16th District.

A BILL FOR AN ACT relating to the State Patrol; to provide for a criminalistics laboratory within the State Patrol; and to provide the uses for such a laboratory as prescribed.

LEGISLATIVE BILL 478. By Richard Lewis, 38th District; Robert Clark, 47th District.

A BILL FOR AN ACT to amend section 16-206, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first class; to remove the limitation on license tax from the owners and harborers of dogs; and to repeal the original section.

LEGISLATIVE BILL 479. By Orval Keyes, 3rd District.

A BILL FOR AN ACT relating to minerals; to provide a tax on minerals; to provide for the amount, collection, deliquency payments, and disposition of the tax; to provide penalties; to provide duties for the Tax Commissioner, Attorney General, and county attorneys; and to provide an operative date.

LEGISLATIVE BILL 480. By Wally Barnett, 26th District; Roland A. Luedtke, 28th District; Harold D. Simpson, 46th District.

A BILL FOR AN ACT relating to drugs; to require a label, as prescribed, on the container of any prescription drug dispensed for human consumption; and to provide penalties.

LEGISLATIVE BILL 481. By Wally Barnett, 26th District; Harold D. Simpson, 46th District.

A BILL FOR AN ACT relating to insurance; to require prescribed notice of cancellation of a policy of automobile liability insurance; and to provide exceptions.

LEGISLATIVE BILL 482. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to state funds; to provide for allocation and distribution of the Highway Allocation Fund; to amend section 39-2402, Revised Statutes Supplement, 1969, and to repeal the original section.

LEGISLATIVE BILL 483. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend sections 21-2012, 21-2015, 21-2036, 21-2048, 21-2051, 21-2070, 21-2071, and 21-20,135, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska Business Corporation Act; to require additional information on change or resignation of registered agent; to require signatures on resolution for issuance of preferred or special class of shares as prescribed; to eliminate the provision requiring the number of directors; to provide provisions for officers and directors when the law requires the officers and directors to be stockholders; to require filing of amendments to articles of incorporation with the Secretary of State; to provide for exchange of property when merging or consolidating corporations; to eliminate provisions for sworn or affirmed statements on certificate of renewal or revival as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 484. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend sections 21-1908, 21-1913, 21-1948, 21-1951, and 21-1996, Reissue Revised Statutes of Nebraska, 1943, relating to the Nonprofit Corporation Act; to require additional information upon change of resident agent; to provide for notice as prescribed; to provide for voluntary dissolution provisions; to require additional information by the Secretary of State in notice of fees; to eliminate the requirement for sworn or affirmed oaths or affirmation; and to repeal the original sections.

LEGISLATIVE BILL 485. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend section 21-323, Reissue Revised Statutes of Nebraska, 1943, relating to corporations; to make additional requirements for the Secretary of State in mailing notices of delinquent occupation taxes as prescribed; to eliminate the provision for exception of penalties; and to repeal the original section, and also section 21-316, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 486. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend sections 87-208, 87-209, 87-210, and 87-211, Revised Statutes Supplement, 1969, relating to trade names; to redefine terms; to provide when a trade name shall not be used except as provided in this act; to require additional information on application for registration; to restate the term of registration as prescribed and provisions for renewal; and to repeal the original sections.

LEGISLATIVE BILL 487. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend sections 87-113, 87-115, and 87-119, Revised Statutes Supplement, 1969, relating to trade-marks; to require additional information on application for registration; to restate the term of registration as prescribed and provisions for renewal; to provide for service marks as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 488. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend sections 67-207 and 67-210, Reissue Revised Statutes of Nebraska, 1943, relating to the Uniform Limited

Partnership Act; to permit a limited partner to exercise certain powers where the limited partnership is qualified as an investment company under the Investment Company Act of 1940; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 489. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend sections 21-2216, and 21-2217, Reissue Revised Statutes of Nebraska, 1943, relating to professional corporations; to require the certificate of the regulating board to be filed with the Secretary of State; to provide the effect if not filed; and to repeal the original section.

LEGISLATIVE BILL 490. By E. Thome Johnson, 15th District; Richard F. Proud, 12th District.

A BILL FOR AN ACT relating to building and loan associations; to define terms; to authorize the formation of guarantee stock associations and to authorize the conversion of mutual associations into guarantee stock associations; to authorize the conversion of federal savings and loan associations into guarantee stock associations, and guarantee stock associations into federal savings and loan associations; to set forth the procedures for such formations and conversions; and to define the rights, limitations, powers and duties of guarantee stock associations.

LEGISLATIVE BILL 491. By Willard H. Waldo, 31st District; Maurice A. Kremer, 34th District; Richard Maresh, 32nd District.

A BILL FOR AN ACT to amend section 77-2702, Revised Statutes Supplement, 1969, relating to sales tax; to redefine terms; and to repeal the original section.

LEGISLATIVE BILL 492. By Harold T. Moylan, 6th District.

A BILL FOR AN ACT to amend section 60-107, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to reduce from seven to five years the period for which county clerks must hold certificates of title and other records; and to repeal the original section.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LR 15.

SELECT FILE

LEGISLATIVE BILL 43. Enrollment and Review amendment found in the Legislative Journal on page 210 for the Thirteenth Day was adopted.

Advanced to Enrollment and Review for engrossment.

GENERAL FILE

LEGISLATIVE BILL 134. Reading waived. Explained.

Advanced to Enrollment and Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 38. Reading waived. Explained.

Advanced to Enrollment and Review for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 80. Reading waived. Explained.
Standing Committee amendment found in the Legislative Journal on page 168 for the Eleventh Day was adopted.

Advanced to Enrollment and Review for review with 38 ayes, 0 nays and 11 not voting.

LEGISLATIVE BILL 83. Reading waived. Explained.
Standing Committee amendments found in the Legislative Journal on page 169 for the Eleventh Day were adopted.

Advanced to Enrollment and Review for review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 103. Reading waived. Explained.
Standing Committee amendments found in the Legislative Journal on page 169 for the Eleventh Day were adopted.

Advanced to Enrollment and Review with 35 ayes, 0 nays and 14 not voting.

LEGISLATIVE BILL 138. Reading waived. Explained.
Advanced to Enrollment and Review for review with 35 ayes, 0 nays and 14 not voting.

LEGISLATIVE BILL 163. Reading waived. Explained.
Standing Committee amendment found in the Legislative Journal on page 169 for the Eleventh Day was adopted.

Advanced to Enrollment and Review for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 44. Reading waived. Explained.

Advanced to Enrollment and Review for review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 62. Reading waived. Explained.

Advanced to Enrollment and Review for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 63. Reading waived. Explained.
Standing Committee amendment found in the Legislative Journal on page 182 for the Eleventh Day was adopted.

Mr. Chambers moved to indefinitely postpone LB 63.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 8:

Barnett
Chambers
DeCamp
Duis
Lewis
Luedtke
Nore
Waldron

Voting in the negative, 29:

Carpenter
Carsten
Carstens
Clark
Craft
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Kime
Kokes
Kremer
Maresh
Marvel
Morgan
Moylan
Skarda
Snyder
Stromer
Stull
Swanson
Waldo
Wallwey
Whitney
Wiltse
Ziebarth

Not voting, 12:

Burbach
Keyes
Klaver
Mahoney
Orme
Proud
Savage
Schmit
Simpson
Stahmer
Syas
Warner

The motion lost by a vote of 8 ayes, 29 nays and 12 not voting.

Advanced to Enrollment and Review for review with 39 ayes, 3 nays and 7 not voting.

LEGISLATIVE BILL 109. Reading waived. Explained.

Advanced to Enrollment and Review for review with 35 ayes, 0 nays and 14 not voting.

MEMBER EXCUSED

Mr. Proud asked unanimous consent to be excused at 11:40 for the remainder of the day. No objections. So ordered.

ANNOUNCEMENT

Mr. Klaver announced the Ak-Sar-Ben Ice Follies will be April 7, 1971 rather than April 8 as announced before.

GENERAL FILE

LEGISLATIVE BILL 135. Reading waived. Explained.
Standing Committee amendments found in the Legislative Journal on page 182 for the Eleventh Day were adopted.

Advanced to Enrollment and Review for review with 36 ayes, 1 nay and 12 not voting.

NOTICE OF COMMITTEE HEARING

Revenue

LB 309	Wednesday, February 10, 1971	2:00 p.m.
LB 409	Wednesday, February 10, 1971	2:00 p.m.
LB 433	Wednesday, February 10, 1971	2:00 p.m.

(Signed) Rudolf Kokes, Chairman

STANDING COMMITTEE REPORT

Constitutional Revision

LEGISLATIVE BILL 125. Indefinitely postponed.

(Signed) George Syas, Chairman

BILLS ON FIRST READING

The following bills were read for the first time by title.

LEGISLATIVE BILL 493. By J. James Waldron, 42nd District; Richard Proud, 12th District; William Hasebroock, 18th District.

A BILL FOR AN ACT to amend section 51-201, Reissue Revised Statutes of Nebraska, 1943, and section 51-316, Revised Statutes Supplement, 1969, relating to libraries; to increase the maximum mill levy that may be imposed for libraries; and to repeal the original section.

LEGISLATIVE BILL 494. By William Hasebroock, 18th District.

A BILL FOR AN ACT relating to power districts; to permit employees of power districts to serve on city councils, village boards and school districts; to amend sections 16-325, 16-502, 17-611, 18-301, 19-613, and 79-442, Reissue Revised Statutes of Nebraska, 1943; to permit such service; and to repeal the original sections.

LEGISLATIVE BILL 495. By Harold Moylan, 6th District.

A BILL FOR AN ACT to amend section 25-2154, Reissue Revised Statutes of Nebraska, 1943, relating to foreclosure of mortgages; to increase the fee for the certificate of satisfaction to be paid to the clerk of the district court as prescribed.

LEGISLATIVE BILL 496. By Harold Moylan, 6th District.

A BILL FOR AN ACT relating to the blind and visually handicapped; to declare policy; to provide for access to public facilities, accommodations, and transportation; to provide for the right to be accompanied by dog guides; to make certain acts unlawful and to provide penalties; and to provide duties for the Governor.

LEGISLATIVE BILL 497. By Calvin Carsten, 2nd District.

A BILL FOR AN ACT relating to cities of the second class and villages; to authorize such cities and villages to provide financial aid to potential medical and dental students under certain terms and conditions; and to authorize such cities and villages to acquire medical and dental facilities and lease or sell such facilities to physicians or dentists.

LEGISLATIVE BILL 498. By David Stahmer, 8th District.

A BILL FOR AN ACT to amend section 79-1007.02, Revised Statutes Supplement, 1969, relating to schools; to increase the maximum building levy in Class V districts; to remove obsolete matter; and to repeal the original section.

LEGISLATIVE BILL 499. By Roland Luedtke, 28th District; Fred Carstens, 30th District.

A BILL FOR AN ACT to amend section 48-124, Reissue Revised Statutes of Nebraska, 1943, and section 48-122, Revised Statutes Supplement, 1969, relating to workmen's compensation; to provide for termination of death benefits under certain conditions; and to repeal the original section.

NOTICE OF COMMITTEE HEARING

Mr. Swanson announced the Reference Committee will meet at 1:30 p.m., in Room 2017.

ADJOURNMENT

At 11:48 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 10:00 a.m., Friday, January 29, 1971.

Vincent D. Brown
Clerk of the Legislature

FIFTEENTH DAY – JANUARY 29, 1971

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

FIFTEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday January 29, 1971

Pursuant to adjournment, the Legislature met at 10:01 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Forgive us, O God, that in this land so richly blessed by Thee, we, Thy people have been wasteful. We have wasted the treasures of the earth, stolen the virtues of the soil, in failing to restore after we had received. But we have been wasteful of ourselves. We have wasted our strength in enterprizes not inspired of Thee. We have wasted our talents in unworthy causes, wasted our love in loving the unlovely. We have wasted our money for that which satisfieth not. We have wasted our time and activities that profiteth nothing. Forgive us all wherein we have been prodigal, and, like the younger son, help us to come to ourselves, that we may come to Thee, to be forgiven and restored. This we ask in Jesus' name. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Keyes and Schmit, and Carstens who was excused until 11:00 a.m.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on January 29, 1971, at 9:05 a.m.: LB 14, LB 15, LB 16, LB 18, LB 19, LB 20 and LB 21.

(Signed) Barbara Jackson, Enrolling Clerk

MESSAGE FROM THE GOVERNOR

January 28, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills 2, 4, 6, 8, 9, 10, 11, 12, and 13. These bills were signed by me on January 28, 1971 and delivered to the Secretary of State.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw

NOTICE OF COMMITTEE HEARINGS

Banking, Commerce & Insurance

LB 54	Monday, February 8, 1971	2:00 p.m.
LB 68	Monday, February 8, 1971	2:00 p.m.
LB 204	Monday, February 8, 1971	2:00 p.m.
LB 60	Tuesday, February 9, 1971	2:00 p.m.
LB 119	Tuesday, February 9, 1971	2:00 p.m.
LB 137	Tuesday, February 9, 1971	2:00 p.m.
LB 262	Monday, February 15, 1971	2:00 p.m.
LB 317	Monday, February 15, 1971	2:00 p.m.
LB 359	Monday, February 15, 1971	2:00 p.m.
LB 374	Monday, February 15, 1971	2:00 p.m.
LB 375	Tuesday, February 16, 1971	2:00 p.m.
LB 411	Tuesday, February 16, 1971	2:00 p.m.

(Signed) Sam Klaver, Chairman

Education

LB 393	Monday, February 8, 1971	2:00 p.m.
LB 394	Monday, February 8, 1971	2:00 p.m.
LB 395	Tuesday, February 9, 1971	2:00 p.m.
LB 400	Tuesday, February 9, 1971	2:00 p.m.

LB 420	Tuesday, February 9, 1971	2:00 p.m.
LB 431	Tuesday, February 9, 1971	2:00 p.m.
LB 352	Wednesday, February 10, 1971	2:00 p.m.
LB 366	Wednesday, February 10, 1971	2:00 p.m.
LB 386	Wednesday, February 10, 1971	2:00 p.m.
LB 408	Wednesday, February 10, 1971	2:00 p.m.

(Signed) Don Elrod, Chairman

Government And Military Affairs

LB 368	Thursday, February 11, 1971	2:00 p.m.
LB 372	Thursday, February 11, 1971	2:00 p.m.
LB 373	Thursday, February 11, 1971	2:00 p.m.
LB 410	Thursday, February 11, 1971	2:00 p.m.

(Signed) Terry Carpenter, Chairman

REFERENCE COMMITTEE REPORT

LB	Committee
462	Appropriations
463	Education
464	Judiciary
465	Judiciary
466	Miscellaneous Subjects
467	Public Health and Welfare
468	Education
469	Education
470	Education
471	Judiciary
472	Public Health and Welfare
473	Appropriations
474	Public Works
475	Nebraska Retirement Systems Advisory
476	Nebraska Retirement Systems Advisory
477	Government and Military Affairs
478	Labor
479	Revenue
480	Public Health and Welfare
481	Banking, Commerce and Insurance
482	Revenue
483	Judiciary
484	Judiciary
485	Judiciary
486	Miscellaneous Subjects
487	Miscellaneous Subjects
488	Judiciary
489	Judiciary
490	Banking, Commerce and Insurance

491	Revenue
492	Government and Military Affairs
493	Revenue
494	Public Works
495	Judiciary
496	Public Health and Welfare
497	Urban Affairs
498	Education
499	Labor
434	Re-referred from Judiciary to Urban Affairs

(Signed) William F. Swanson, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 22. Correctly enrolled.

LEGISLATIVE BILL 23. Correctly enrolled.

LEGISLATIVE BILL 24. Correctly enrolled.

LEGISLATIVE BILL 25. Correctly enrolled.

LEGISLATIVE BILL 26. Correctly enrolled.

LEGISLATIVE BILL 27. Correctly enrolled.

LEGISLATIVE BILL 28. Correctly enrolled.

LEGISLATIVE BILL 29. Correctly enrolled.

LEGISLATIVE BILL 30. Correctly enrolled.

LEGISLATIVE BILL 31. Correctly enrolled.

LEGISLATIVE BILL 32. Correctly enrolled.

LEGISLATIVE BILL 33. Correctly enrolled.

LEGISLATIVE BILL 34. Correctly enrolled.

LEGISLATIVE BILL 35. Correctly enrolled.

LEGISLATIVE BILL 37. Correctly enrolled.

PRESIDENT SIGNS

While the Legislation was in session and capable of transacting business, the President signed: LB 22, LB 23, LB 24, LB 25, LB 26, LB 27, LB 28, LB 29, LB 30, LB 30, LB 31, LB 32, LB 33, LB 34, LB 35 and LB 37.

LEGISLATIVE BILL 49. Correctly engrossed.

LEGISLATIVE BILL 43. Replaced on Select File as amended.
Enrollment and Review amendment to LB 43:

1. On page 2, line 15, strike the comma and show the same as stricken.

LEGISLATIVE BILL 45. Placed on Select File.

LEGISLATIVE BILL 41. Placed on Select File as amended.
Enrollment and Review amendment to LB 41:

1. On page 3, line 8, strike "with the register of deeds a".

LEGISLATIVE BILL 42. Placed on Select File as amended.
Enrollment and Review amendment to LB 42:

1. On page 2, line 6, insert an underscored comma after the new matter added by the Whitney amendment; and in line 7 strike the comma and show the same as stricken.

LEGISLATIVE BILL 47. Placed on Select File as amended.
Enrollment and Review amendment to LB 47:

1. On page 3, insert an underscored period at the end of line 11.
2. In standing committee amendment 3, line 2, strike the period and show the same as stricken.
3. In the title, line 5, strike "change" and insert "clarify and harmonize".

LEGISLATIVE BILL 88. Placed on Select File as amended.
Enrollment and Review amendment to LB 88:

1. In the title, line 2, strike "section" and insert "sections 64-101 and"; after the semicolon in line 4 insert "to reduce the age of eligibility;"; and in line 6 strike "section" and insert "sections".

LEGISLATIVE BILL 90. Placed on Select File as amended.
Enrollment and Review amendment to LB 90

1. On page 4, line 11, insert an underscored period after "office"; and in line 13 strike the period and show the same as stricken.

LEGISLATIVE BILL 95. Placed on Select File.

LEGISLATIVE BILL 101. Placed on Select File.

(Signed) Duke Snyder, Chairman

MOTION–Self Defense Act

Mr. Carpenter moved that the chairman of the Judiciary Committee be instructed he prepare a bill to codify the common law rule dealing with self defense and submit it to the legislature and further that the committee keep intact the bill to repeal the present self defense act as unconstitutional.

The motion prevailed.

VISITOR

Mr. Warner introduced Keith L. Andresen, Lincoln, Nebraska.

FINAL READING

The following bill was read and put upon final passage:

LEGISLATIVE BILL 1. With emergency.

A BILL FOR AN ACT to amend sections 3-617 and 35-510, Reissue Revised Statutes of Nebraska, 1943, and sections 31-755 and 85-401, Revised Statutes Supplement, 1969, relating to bonds; to remove limitations on interest rates on certain bonds to harmonize the provisions thereof with previous legislation; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative 44:

Barnett
Burbach
Carpenter
Carsten
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Orme
Proud
Savage
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 2:

Nore
Waldron

Not voting, 3:

Carstens
Keyes
Schmit

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 500. By Ramey C. Whitney, 44th District; William H. Hasebroock, 18th District; George Syas, 13th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article XV, section 12, of the Constitution of Nebraska, relating to miscellaneous provisions; to provide for a rewording of the provisions for location of the state capitol and for change of location; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 501. By Ramey C. Whitney, 44th District; William H. Hasebroock, 18th District; George Syas, 13th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article XV, section 17, of the Constitution of Nebraska, relating to miscellaneous provisions; to authorize the Legislature to provide for investment of state or local funds of all kinds; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 502. By Ramey C. Whitney, 44th District; William H. Hasebroock, 18th District; George Syas, 13th District.

A BILL FOR AN ACT for submission to the electors of a repeal of Article XV, section 11, of the Constitution of Nebraska, relating to miscellaneous provisions; to eliminate the provisions for election of a United States Senator; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972, to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 503. By Ramey C. Whitney, 44th District; William H. Hasebroock, 18th District; George Syas, 13th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article XV, section 2, of the Constitution of Nebraska, relating to miscellaneous provisions; to clarify the provisions thereof; to provide no person convicted of a felony unless restored to civil rights shall be eligible as collector and custodian of public money or property; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 504. By Ramey C. Whitney, 44th District; William H. Hasebroock, 18th District; George Syas, 13th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article XVII, by amending sections 1, 4, and 5, and repealing sections 2, 3, 6, 7, 8, and 11, of the Constitution of Nebraska, relating to amendments to the Cconstitution; to recodify and revise Article XVII and omit obsolete matter; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972, to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 505. By Donald Elrod, 35th District.

A BILL FOR AN ACT to amend section 48-128, Reissue Revised Statutes of Nebraska, 1943, relating to workmen's compensation; to provide for funding of the Second Injury Fund; to set limits on the size of such fund; to provide for disbursements therefrom; to provide for custody and accounting for such fund; and to repeal the original section.

LEGISLATIVE BILL 506. By John W. DeCamp, 40th District.

A BILL FOR AN ACT to amend sections 42-310 and 42-311, Reissue Revised Statutes of Nebraska, 1943, relating to husband and wife; to provide that no presumption shall exist in favor of a wife in child custody matters; and to repeal the original sections.

LEGISLATIVE BILL 507. By John W. DeCamp, 40th District.

A BILL FOR AN ACT to amend section 77-2010, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to require that inheritance taxes be paid in ten months from date of death instead of sixteen months; and to repeal the original section.

LEGISLATIVE BILL 508. By John W. DeCamp, 40th District.

A BILL FOR AN ACT to amend section 28-521, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide for the wrongful taking or misuse of any bailment of a motor vehicle or other personal property; to fix penalties; and to repeal the original section.

LEGISLATIVE BILL 509. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 38-505, Reissue Revises Statutes of Nebraska, 1943, relating to guardians and wards; to provide for dispensing with notice in disposition of wards' estates in certain cases; and to repeal the original section.

LEGISLATIVE BILL 510. By Donald Elrod, 35th District.

A BILL FOR AN ACT to amend section 44-386, Revised Statutes Supplement, 1969, relating to insurance; to provide an exception for unincorporated mutual associations to continue in business as prescribed; and to repeal the original section.

LEGISLATIVE BILL 511. By Duke Snyder, 14th District.

A BILL FOR AN ACT to amend section 18-301, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, all; to restate the interest of city and village officers in public contracts; to provide exceptions; to provide for violations; to provide penalties; and to repeal the original section, and also sections 15-603, 16-502, and 17-611, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 512. By William Skarda, 7th District.

A BILL FOR AN ACT to amend section 71-314, Revised Statutes Supplement, 1969, relating to cosmetology; to provide for the exemption from the licensing provisions and other provisions of the act of those persons engaged in the practice of removing superfluous hair by electrolysis at the time of the effective date of this act; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 513. By Irving F. Wiltse, 1st District; E. Thome Johnson, 15th District.

A BILL FOR AN ACT to amend section 72-222, Reissue Revised Statutes of Nebraska, 1943, relating to public lands and buildings; to provide that rural water districts may acquire land or interests in educational land held by the state; and to repeal the original section.

LEGISLATIVE BILL 514. By Irving F. Wiltse, 1st District; E. Thome Johnson, 15th District.

A BILL FOR AN ACT to amend section 46-1008. Reissue Revised Statutes of Nebraska, 1943, relating to irrigation; to clarify and broaden the power of eminent domain granted to rural water districts; and to repeal the original section.

LEGISLATIVE BILL 515. By Wally Barnett, 26th District; Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to volunteer firemen; to provide for the issuance without fee of special number plates for one passenger motor vehicle to any active volunteer fireman; to provide duties; and to provide penalties.

LEGISLATIVE BILL 516. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 60-330, Revised Statutes Supplement, 1969, relating to motor vehicles; to increase the registration fee for local and local commercial trucks; and to repeal the original section.

LEGISLATIVE BILL 517. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 81-801, Revised Statutes Supplement, 1969, relating to the Game and Parks Commission; to reduce the length of terms of commission members and to permit their reappointment; and to repeal the original section.

LEGISLATIVE BILL 518. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend sections 81-815.37 and 81-815.38, Reissue Revised Statutes of Nebraska, 1943, and sections 81-805, 81-815.39, and 81-1204, Revised Statutes Supplement, 1969, relating to tourism; to transfer the powers, duties and functions regarding tourism to the Department of Economic Development from the Game and Parks Commission as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 519. By David H. Stahmer, 8th District.

A BILL FOR AN ACT relating to taxation; to provide a retirement income credit against the individual income tax as prescribed.

LEGISLATIVE BILL 520. By David H. Stahmer, 8th District.

A BILL FOR AN ACT to repeal section 42-322, Reissue Revised Statutes of Nebraska, 1943, relating to divorce.

LEGISLATIVE BILL 521. By David H. Stahmer, 8th District.

A BILL FOR AN ACT relating to jails and prisons; to provide for separate cells for all prisoners who request them.

LEGISLATIVE BILL 522. By David H. Stahmer, 8th District.

A BILL FOR AN ACT to amend section 43-512, Revised Statutes Supplement, 1969, relating to public assistance; to provide for the payment of aid to dependent children on a needs basis; to eliminate the statutory maximum on such payments; and to repeal the original section.

LEGISLATIVE BILL 523. By Irving F. Wiltse, 1st District; Calvin F. Carsten, 2nd District.

A BILL FOR AN ACT relating to banks; to provide that banks may suspend business during an emergency and for other reasons; to provide for powers of the Director of Banking and officers of banks; and to declare an emergency.

LEGISLATIVE BILL 524. By Richard F. Proud, 12th District; P. J. Morgan, 4th District.

A BILL FOR AN ACT to amend section 79-521, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide for proceeds of sale of school property of Class III, IV, and VI schools as prescribed; and to repeal the original section.

LEGISLATIVE BILL 525. By Fern Hubbard Orme, 29th District; Wayne Ziebarth, 37th District.

A BILL FOR AN ACT to amend section 79-325, Revised Statutes Supplement, 1969, relating to schools; to remove the fixed term of Commissioner of Education; and to repeal the original section.

MOTION–Raise LB 152

Mr. Carpenter moved to place LB 152 on General File notwithstanding committee action.

Laid over.

GENERAL FILE

LEGISLATIVE BILL 388. Reading waived. Explained.

Advanced to Enrollment and Review for review with 38 ayes, 0 nays and 11 not voting.

LEGISLATIVE BILL 56. Reading waived. Explained.

Mr. Clark moved that LB 56 be indefinitely postponed. The motion prevailed with 38 ayes, 0 nays and 11 not voting.

LEGISLATIVE BILL 128. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal on page 188 for the Twelfth Day was adopted.

Advanced to Enrollment and Review with 34 ayes, 0 nays and 15 not voting.

MEMBER EXCUSED

Mr. Clark asked unanimous consent to be excused at 10:55 for the remainder of the day. No objections. So ordered.

GENERAL FILE

Mrs. Orme asked unanimous consent to hold LB 140 over to February 2, 1971. No objections. So ordered.

Mr. Carpenter offered the following amendment to LB 140:
Section 1, Line 3, strike "and of other persons".

Laid over with bill.

LEGISLATIVE BILL 69. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal, page 159, for the Tenth Day was adopted.

Mr. Luedtke offered the following amendment which was adopted:
Reinstate stricken matter in lines 10, 11, and 12, Sec. 2, after accuracy, in line 10.

Advanced to Enrollment and Review for review with 34 ayes, 0 nays and 15 not voting.

MESSAGE FROM THE GOVERNOR

January 29, 1971

Mr. President
Mr. Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that I have made the following appointments requiring Legislative confirmation:

Director, Department of Administrative Services – Gustave Lieske
Director–State Engineer, Department of Roads – Thomas D. Doyle
Director, Department of Agriculture – Glenn Kreuscher
Director, Department of Banking – Henry E. Ley
Director, Department of Insurance – Samuel Van Pelt
Director, Department of Public Welfare – Lawrence L. Graham
Tax Commissioner, Department of Revenue – William E. Peters
Commissioner, Department of Labor – Gerald E. Chizek
Director, Department of Motor Vehicles – John A. Kissack
Director, Department of Veterans' Affairs – Robert Brandt

Respectfully submitted,

(Signed) J. James Exon
Governor

MOTION—Fiscal Impact

Mr. Duis moved that all bills having a fiscal impact of $5,000 or more be bracketed in General File until all are there.

The motion prevailed with 18 ayes, 17 nays and 14 not voting.

GENERAL FILE

LEGISLATIVE BILL 132. Laid over at the request of Mr. Syas.

LEGISLATIVE BILL 139. Laid over at the request of Mr. Syas.

LEGISLATIVE BILL 52. Laid over until Tuesday at the request of Mr. Carpenter.

LEGISLATIVE BILL 104. Reading waived. Explained.

Advanced to Enrollment and Review with 34 ayes, 0 nays and 15 not voting.

MOTION—Hold Bill

Mr. Stahmer moved to hold LB 177 until February 5, 1971.

The motion prevailed with 27 ayes, 13 nays and 9 not voting.

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 187. Placed on General File

LEGISLATIVE BILL 149. Indefinitely postponed

(Signed) Roland Luedtke, Chairman

Revenue

LEGISLATIVE BILL 58. Indefinitely postponed.

LEGISLATIVE BILL 133. Indefinitely postponed.

(Signed) Rudolf C. Kokes, Chairman

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 335	Monday, February 8, 1971	2:00 p.m.
LB 342	Monday, February 8, 1971	2:00 p.m.
LB 356	Monday, February 8, 1971	2:00 p.m.
LB 357	Monday, February 8, 1971	2:00 p.m.
LB 278	Tuesday, February 9, 1971	2:00 p.m.
LB 294	Tuesday, February 9, 1971	2:00 p.m.
LB 362	Tuesday, February 9, 1971	2:00 p.m.
LB 377	Tuesday, February 9, 1971	2:00 p.m.

(Signed) Roland Luedtke, Chairman

FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 526. By Willard H. Waldo, 31st District.

A BILL FOR AN ACT to amend section 77-2734, Revised Statutes Supplement, 1969, relating to taxation; to provide a new corporate tax rate; and to repeal the original section.

LEGISLATIVE BILL 527. By Willard H. Waldo, 31st District; Jerome Warner, 25th District; Gerald A. Stromer, 36th District.

A BILL FOR AN ACT to amend section 77-27, 119, Revised Statutes Supplement, 1969, relating to taxation; to require the form of the return to provide for disignating the school district of the taxpayer and the county in which the district is located; and to repeal the original section.

LEGISLATIVE BILL 528. By Willard H. Waldo, 31st District; Jerome Warner, 25th District; Gerald A. Stromer, 36th District.

A BILL FOR AN ACT relating to schools; to require the county superintendent to assign a distinct number as prescribed.

LEGISLATIVE BILL 529. By Richard F. Proud, 12th District.

A BILL FOR AN ACT to amend section 71-4503, Revised Statutes Supplement, 1969, relating to air pollution; to establish new classifications to which members of the Air Pollution Control Council members are appointed; to provide for additional members to the council; to provide for election of a chairman; and to repeal the original section.

LEGISLATIVE BILL 530. By Richard F. Proud, 12th District.

A BILL FOR AN ACT to amend section 39-721, Revised Statutes Supplement, 1969, relating to highways; to make exceptions to length of vehicles as prescribed; and to repeal the original section.

LEGISLATIVE BILL 531. By Richard F. Proud, 12th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 19, of the Constitution of Nebraska, relating to the Legislature; to provide that retirement benefits of retired public officers and employees may be adjusted to reflect changes in the cost of living and wage levels that have occurred subsequent to the date of retirement, and retirement benefits may be granted to retired public officers and employees not receiving such benefits; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 532. By Richard F. Proud, 12th District.

A BILL FOR AN ACT to amend section 23-2203, Reissue Revised Statutes of Nebraska, 1943, relating to the Interlocal Cooperation Act; to redefine a term; and to repeal the original section.

LEGISLATIVE BILL 533. By Gerald A. Stromer, 36th District; J. James Waldron, 42nd District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 5, Article IV, section 20, Article V, section 5, and Article VII, sections 10 and 15, of the Constitution of Nebraska, relating to apportionment; to provide that the districts of the Legislature, Railway Commission, Supreme Court, Board of Regents, and State Board of Education shall be of substantially equal registered voters; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972, to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 534. By Roland Luedtke, 28th District; Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend sections 2-3226, 10-404, 10-406, 10-407, 10-409, 10-410, 10-702, 12-1001, 14-365.07, 14-520, 14-907, 16-607, 16-680, 17-529.08, 17-534, 17-908, 17-911, 17-939, 17-950, 17-958, 17-963, 17-967, 17-968, 18-610, 19-1403, 23-129, 23-343.13, 39-836, 46-305, and 46-309, Reissue Revised Statutes of Nebraska, 1943, relating to bond issues of governmental subdivisions; to provide that no more than a majority of the electors voting on any bond issue shall be required to carry such issue; and to repeal the original section.

LEGISLATIVE BILL 535. By Roland Luedtke, 28th District.

A BILL FOR AN ACT relating to decedents estates; to provide for the disclaimer of interests in property.

LEGISLATIVE BILL 536. By J. W. Burbach, 19th District; Maurice A. Kremer, 34th District; Rudolf C. Kokes, 41st District; Irving F. Wiltse, 1st District; E. Thome Johnson, 15th District; Herb Nore, 22nd District.

A BILL FOR AN ACT to amend sections 2-1506.01 to 2-1506.14, Reissue Revised Statutes of Nebraska, 1943, relating to flood plain management; to transfer jurisdiction to the Department of Water Resources: to provide for transition; to provide an operative date; and to repeal the original sections.

LEGISLATIVE BILL 537. By J. W. Burbach, 19th District; Maurice A. Kremer, 34th District; Rudolf C. Kokes, 41st District; Irving F. Wiltse, 1st District; E. Thome Johnson, 15th District; Thomas C. Kennedy, 21st District; George Syas, 13th District.

A BILL FOR AN ACT relating to natural resources; to require planning by natural resources districts and soil and water conservation districts as prescribed; and to provide for enforcement.

LEGISLATIVE BILL 538. By J. W. Burbach, 19th District; Maurice A. Kremer, 34th District; Rudolf C. Kokes, 41st District; Irving F. Wiltse, 1st District; E. Thome Johnson, 15th District; Thomas C. Kennedy, 21st District.

A BILL FOR AN ACT relating to natural resources; to establish districts to be known as natural resources districts as prescribed; to provide duties; to amend section 2-3205, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original section.

LEGISLATIVE BILL 539. By J. W. Burbach, 19th District; Maurice A. Kremer, 34th District; Rudolf C. Kokes, 41st District; Irving F. Wiltse, 1st District; E. Thome Johnson, 15th District; Herb Nore, 22nd District; George Syas, 13th District.

A BILL FOR AN ACT relating to natural resources districts; to change the fiscal year of such districts; to include such districts within the Nebraska Budget Act; to amend sections 2-3223 and 23-922, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections.

LEGISLATIVE BILL 540. J. W. Burbach, 19th District; Maurice A. Kremer, 34th District; Rudolf C. Kokes, 41st District; Irving F. Wiltse, 1st District; E. Thome Johnson, 15th District; Thomas C. Kennedy, 21st District; George Syas, 13th District.

A BILL FOR AN ACT to amend sections 2-3225 and 2-3226, Reissue Revised Statutes of Nebraska, 1943, relating to natural resources districts; to reduce the mill levy except by vote of the people as prescribed; to eliminate provisions for general obligation bonds; and to repeal the original sections.

LEGISLATIVE BILL 541. J. W. Burbach, 19th District; Maurice A. Kremer, 34th District; Rudolf C. Kokes, 41st District; Irving F. Wiltse, 1st District; E. Thome Johnson, 15th District; Herb Nore, 22nd District; George Syas, 13th District.

A BILL FOR AN ACT to amend section 2-1549.01, Reissue Revised Statutes of Nebraska, 1943, relating to soil and water conservation districts; to provide for investments; and to repeal the original section.

LEGISLATIVE BILL 542. J. W. Burbach, 19th District; Maurice A. Kremer, 34th District; Rudolf C. Kokes, 41st District; Irving F. Wiltse, 1st District; E. Thome Johnson, 15th District; Herb Nore, 22nd District.

A BILL FOR AN ACT to establish the Board of Natural Resources as successor to the Nebraska Soil and Water Conservation Commission as prescribed; to provide for transition; to amend sections 2-1503, 2-1504, and 2-3260, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections, and also section 2-1504.01, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 543. J. W. Burbach, 19th District; Maurice A. Kremer, 34th District; Rudolf C. Kokes, 41st District; Irving F. Wiltse, 1st District; E. Thome Johnson, 15th District; Herb Nore, 22nd District; Thomas C. Kennedy, 21st District.

A BILL FOR AN ACT relating to natural resources; to restate legislative intent; to eliminate mandatory merger of soil and water conservation districts with natural resources districts; to eliminate reference to mosquito abatement; to eliminate provision for natural resources divisions of public power districts; to harmonize with other legislation; to restrict the power of the Nebraska Soil and Water Conservation Commission; to change provisions for appeal; to change provisions respecting director of natural resources districts as prescribed; to restrict powers of soil and water conservation districts; to amend sections 2-1526, 2-3201, 2-3202, 2-3204, 2-3206, 2-3213, 2-3214, 2-3215, 2-3218, 2-3219, and 2-3229, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections and also section 2-3251, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 544. By J. W. Burbach, 19th District; Maurice A. Kremer, 34th District; Irving F. Wiltse, 1st District; E. Thome Johnson, 15th District; Herb Nore, 22nd District; George Syas, 13th District.

A BILL FOR AN ACT to amend sections 2-3207, 2-3208, 2-3209, and 2-3211, Reissue Revised Statutes of Nebraska, 1943, relating to natural resources districts; to change provisions for changes of boundaries; to eliminate provisions for changes on motion of the Nebraska Soil and Water Conservation Commission and for the combination or merger of districts; to provide criteria; to harmonize with other legislation; and to repeal the original sections.

COMMITTEE MEETING

Mr. Swanson announced the Reference Committee and the Executive Board will meet at 1:15 p.m. in Room 2017.

UNANIMOUS CONSENT—Re-Refer LB 261

Mr. DeCamp asked unanimous consent to re-refer LB 261 from Public Health and Welfare Committee to the Judiciary Committee. No objections. So ordered.

ADJOURNMENT

At 11:52 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 10:00 a.m., Monday, February 1, 1971.

Vincent D. Brown
Clerk of the Legislature

SIXTEENTH DAY—FEBRUARY 1, 1971

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

SIXTEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, February 1, 1971

Pursuant to adjournment, the Leislature met at 10:02 a.m., President Marsh presiding.

PRAYER

Prayer was offered by Dr. Edward L. Jeambey.

> Eternal God and Everlasting Father—in whom we live, and move, and have our being— help us to realize that without Thee we are nothing, and without Thee we can do nothing.
>
> Likewise let us be assured, that with Thee we can be much and do much. Help us to be sustained, not by the arm of the flesh, but by the arm of the Spirit.
>
> May we ever profit by the admonition given by the greatest of all law-givers, even Moses, the great patriarch of old who encouraged the people with these words: "The eternal God is thy refuge, and underneath are the everlasting arms." (Deut. 33:27.)
>
> As we discuss the issues of state today, we pray that Thou wilt warm our hearts, clarify our minds, motivate our actions, and help us to be true statesmen rather than prejudiced politicians. To the end that the status quo of Nebraska might be improved, bless us with the directing influence of Thy spirit, and may we be governed by the living presence of Thyself.
>
> As we were praying a year and a half ago, we pray again: "with patriotic fervor and from the depths of sincere hearts, bless our

men at home and abroad, bless them on land and sea and in the air. Bless our men in outer space and enroute to the moon, and may Thy will be done on earth as it is done in heaven."

We would ask today that Thou wouldst be especially near to the families of the astronauts, so personally and sentimentally concerned, and sustain them in their days and hours of watchful waiting.

These favors we ask in the name of Christ our Lord. Amen.

ROLL CALL

The roll was called and all members were present.

PETITION

House Concurrent Resolution No. 9, West Virginia Legislature, relating to revenue sharing was read by the Clerk. Retained on file in the Office of the Clerk of the Legislature.

NOTICE OF COMMITTEE HEARING

Public Works

LB 369	Wednesday, February 10, 1971	2:00 p.m.
LB 370	Wednesday, February 10, 1971	2:00 p.m.
LB 396	Wednesday, February 10, 1971	2:00 p.m.
LB 429	Wednesday, February 10, 1971	2:00 p.m.
LB 371	Thursday, February 11, 1971	2:00 p.m.
LB 413	Thursday, February 11, 1971	2:00 p.m.
LB 422	Thursday, February 11, 1971	2:00 p.m.
LB 428	Thursday, February 11, 1971	2:00 p.m.
LB 349	Friday, February 12, 1971	2:00 p.m.
LB 391	Friday, February 12, 1971	2:00 p.m.
LB 402	Friday, February 12, 1971	2:00 p.m.
LB 259	Wednesday, February 17, 1971	2:00 p.m.
LB 293	Wednesday, February 17, 1971	2:00 p.m.

(Signed) Claire W. Holmquist, Chairman

REFERENCE COMMITTEE REPORT

LB	Committee
500	Constitutional Revision
501	Constitutional Revision

502	Constitutional Revision
503	Constitutional Revision
504	Constitutional Revision
505	Labor
506	Judiciary
507	Judiciary
508	Judiciary
509	Judiciary
510	Banking, Commerce and Insurance
511	Urban Affairs
512	Public Health and Welfare
513	Agriculture and Recreation
514	Agriculture and Recreation
515	Miscellaneous Subjects
516	Revenue
517	Agriculture and Recreation
518	Agriculture and Recreation
519	Revenue
520	Judiciary
521	Judiciary
522	Public Health and Welfare
523	Banking, Commerce and Insurance
524	Education
525	Education
526	Revenue
527	Revenue
528	Education
529	Public Works
530	Public Works
531	Constitutional Revision
532	Urban Affairs
533	Constitutional Revision
534	Government and Military Affairs
535	Judiciary
536	Agriculture and Recreation
537	Agriculture and Recreation
538	Agriculture and Recreation
539	Agriculture and Recreation
540	Agriculture and Recreation
541	Agriculture and Recreation
542	Agriculture and Recreation
543	Agriculture and Recreation
544	Agriculture and Recreation

401	Re-referred from Judiciary to Miscellaneous Subjects

(Signed) William F. Swanson, Chairman

MESSAGE FROM THE GOVERNOR

January 29, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bill 3, 5, 7, 14, 15, 16, 18, 19, 20, and 21. These bills were signed by me on January 29, 1971 and delivered to the Secretary of State.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on February 1, 1971, at 9:15 a.m.: LB 22, LB 23, LB 24, LB 25, LB 26, LB 27, LB 28, LB 29, LB 30, LB 31, LB 32, LB 33, LB 34, LB 35, and LB 37.

(Signed) Barbara Jackson, Enrolling Clerk

STANDING COMMITTEE REPORTS

Constitutional Revision

LEGISLATIVE BILL 141. Placed on General File.

(Signed) George Syas, Chairman

Education

LEGISLATIVE BILL 51. Placed on General File as amended.
Standing Committee amendment to LB 51:

1. On page 2, strike lines 8 to 11, and insert "the effects of ~~alcoholic drinks and other stimulants and~~ alcohol, tobacco, narcotics, and stimulant, depressant, and hallucinogenic drugs upon the human system.".

LEGISLATIVE BILL 212. Placed on General File.

LEGISLATIVE BILL 213. Placed on General File.

LEGISLATIVE BILL 214. Placed on General File as amended.
Standing Committee admendment to LB 214:

1. On page 2, strike lines 6 and 7, and insert "~~to teach in~~ as a teacher by the school district ~~of which he is an officer~~ on which board he serves; Provided, this section shall not apply to a part-time county superintendent who by law serves on a board of education.".

LEGISLATIVE BILL 215. Placed on General File.

LEGISLATIVE BILL 216. Placed on General File.

LEGISLATIVE BILL 218. Placed on General File.

LEGISLATIVE BILL 219. Placed on General File.

LEGISLATIVE BILL 220. Placed on General File as amended.
Standing Committee amendment to LB 220:

1. Add the Emergency Clause.

(Signed) Don Elrod, Chairman

MEMBER EXCUSED

Mrs. Orme asked unanimous consent to be excused from 10:45 a.m. to 12:00 noon today. No objections. So ordered.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 134. Placed on Select File.

LEGISLATIVE BILL 38. Placed on Select File.

LEGISLATIVE BILL 80. Placed on Select File as amended.
Enrollment and Review amendment to LB 80:

1. In the title, line 4, insert "to clarify a provision;" after the semicolon.

LEGISLATIVE BILL 83. Placed on Select File as amended.
Enrollment and Review amendment to LB 83:

1. In line 2 of standinq committee amendment, 1, strike " '~~three-fifths~~' " and insert " 'three-fifths' and show the same as stricken".
2. Add a new section to read:

"Sec. 3. Since an emergency exists, this act shall by in full force and take effect, from and after its passage and approval, according to law."

3. In the title, line 6, strike "and"; and in line 7 insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 103. Placed on Select File.

LEGISLATIVE BILL 138. Placed on Select File.

LEGISLATIVE BILL 163. Placed on Select File.

(Signed) Duke Snyder, Chairman

COMMITTEE MEETING

Mr. Warner announced that the Rules Committee will meet February 1, 1971, at 1:15 p.m. in the West Hearing Room.

INVITATION

The members were extended an invitation for lunch at the Faculty Club of the University of Nebraska, Tuesday, February 9, 1971.

RESOLUTIONS

LEGISLATIVE RESOLUTION 16.

Introduced by Claire W. Holmquist, 16th District.

WHEREAS, the Eightieth Session of the Nebraska State Legislature, 1969, adopted Legislative Resolution 37, relating to the retrocession to the United States of jurisdiction over offenses committed by or against Indians in the areas of Indian country located in Thurston County, Nebraska, acquired by the State of Nebraska pursuant to Public Law 280 of 1953; and

WHEREAS, the United States has not accepted retrocession in accordance with the terms and provisions of said Legislative Resolution 37.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the action of the Eightieth Session of the Nebraska State Legislature, 1969, approving Legislative Resolution 37 is rescinded, and the offer of retrocession therein contained is withdrawn.
2. That a duly attested copy of this resolution be transmitted by the Clerk of the Legislature to the Secretary of Interior of the United States.

Mr. Holmquist moved to suspend the rules and consider LR 16 at this time.

The motion prevailed with 37 ayes, 0 nays, and 12 not voting.

LR 16 was adopted with 41 ayes, 0 nays, and 8 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 545. By Elmer Wallwey, 17th District.

A BILL FOR AN ACT relating to apportionment; to provide for Supreme Court judicial districts as prescribed.

LEGISLATIVE BILL 546. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 53-118, 53-124, 53-180, and 53-180.01, Reissue Revised Statutes of Nebraska, 1943, and sections 53-180.02 and 53-180.04, Revised Statutes Supplement, 1969, relating to alcoholic liquors; to provide for the sale of beer containing not more than three and two-tenths per cent of alcohol by weight to persons eighteen years of age or older; to provide rules and regulations; to make certain acts unlawful; to provide penalties; and to repeal the original sections.

LEGISLATIVE BILL 547. By Orval Keyes, 3rd District.

A BILL FOR AN ACT to amend section 25-1625, Reissue Revised Statutes of Nebraska, 1943, relating to civil procedure, district courts; to provide for appointment of jury commissioners in counties of fifty thousand to one hundred fifty thousand inhabitants; and to repeal the original section.

LEGISLATIVE BILL 548. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 79-1445.34, Revised Statutes Supplement, 1969, relating to schools; to increase the amount of state aid for area vocational technical schools; and to repeal the original section.

LEGISLATIVE BILL 549. By Wayne Ziebarth, 37th District.

A BILL FOR AN ACT to amend section 17-611, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the second class and villages; to increase the amount of contract in which as officer may be interested; and to repeal the original section.

LEGISLATIVE BILL 550. By Wayne Ziebarth, 37th District.

A BILL FOR AN ACT to amend section 79-442, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to increase the maximum amount of contract in which a school officer may be interested; and to repeal the original section.

LEGISLATIVE BILL 551. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 53-160, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to provide that ten per cent of the taxes on liquor shall be used for the rehabilitation of alcoholics; and to repeal the original section.

LEGISLATIVE BILL 552. By Calvin F. Carsten, 2nd District; Irving Wiltse, 1st District.

A BILL FOR AN ACT relating to the Department of Roads; to provide that used maintenance equipment shall be offered for sale to counties and incorporated municipalities as prescribed before being offered at public auction; to provide for a pool of heavy equipment; and to provide for rules and regulations.

LEGISLATIVE BILL 553. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT relating to public welfare; to provide for distribution of food stamps as prescribed.

LEGISLATIVE BILL 554. By Claire Holmquist.

A BILL FOR AN ACT to amend section 70-1103, Reissue Revised Statutes of Nebraska, 1943, relating to public power districts; to provide for qualifications of members of Nebraska Power Review Board as prescribed; to make an exception to length of terms as prescribed; and to repeal the original section.

LEGISLATIVE BILL 555. By Fred Carstens, 30th District.

A BILL FOR AN ACT relating to judicial retirement; to provide a benefit for widows of retired judges and of judges who die before retiring.

LEGISLATIVE BILL 556. By Richard D. Marvel, 33rd District.

A BILL FOR AN ACT to amend section 37-505, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to provide exceptions; and to repeal the original section.

SELECT FILE

LEGISLATIVE BILL 43. Enrollment and Review amendment found in the Legislative Journal on page 255 for the Fifteenth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 45. Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 41. Enrollment and Review amendment found in the Legislative Journal on page 255 for the Fifteenth Day was adopted.

Advanced to Enrollment and Reveiw for engrossment.

LEGISLATIVE BILL 42. Enrollment and Review mendment found in the Legislative Journal on page 255 for the Fifteenth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 47. Enrollment and Review amendments found in the Legislative Journal on page 255 for the Fifteenth Day were adopted.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 88. Enrollment and Review amendment found in the Legislative Journal on page 255 for the Fifteenth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 90. Enrollment and Review amendment found in the Legislative Journal on page 255 for the Fifteenth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 95. Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 101. Advanced to Enrollment and Review for engrossment.

MOTION–Raise LB 152

Mr. Carpenter renewed his motion found in the Legislative Journal on page 261 for the Fifteenth Day to place LB 152 on General File notwithstanding the Committee action.

The motion prevailed with 38 ayes, 6 nays and 5 not voting.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 1. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 1.

STANDING COMMITTEE REPORT

Government and Military Affairs

LEGISLATIVE BILL 84. Placed on General File.

LEGISLATIVE BILL 92. Placed on General File.

LEGISLATIVE BILL 98. Placed on General File.

LEGISLATIVE BILL 99. Placed on General File.

LEGISLATIVE BILL 105. Placed on General File.

LEGISLATIVE BILL 106. Placed on General File.

LEGISLATIVE BILL 157. Placed on General File as amended.
Standing Committee amendment to LB 157:
1. Amend the bill by adding the emergency clause .

LEGISLATIVE BILL 164. Placed on General File as amended.
Standing Committee amendment to LB 164:
1. Amend the bill by adding the emergency clause.

LEGISLATIVE BILL 190. Placed on General File.

LEGISLATIVE BILL 191. Placed on General File as amended.
Standing Committee Amendment to LB 191:
1. Amend the bill by striking section 3 and renumbering section 4 as section 3.
2. Amend page 5 of the bill, line 2 by striking "and", and by striking lines 10.

LEGISLATIVE BILL 168. Indefinitely postponed.

(Signed) Terry Carpenter, Chairman

NOTICE OF COMMITTEE HEARING

Government and Military Affairs

LB 477	Thursday, February 11, 1971	2:00 p.m.
LB 492	Thursday, February 11, 1971	2:00 p.m.

(Signed) Terry Carpenter, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 17.

Introduced by William F. Swanson, 27th District.

WHEREAS, Nebraska Statute 84-904 requires that each agency (of state government) shall file with the Clerk of the Legislature (and the Secretary of State) prior to each regular legislative session a certified copy of the rules of the agency in force and effect; and

WHEREAS, virtually every agency of state government does in fact promulgate numerous rules and regulations under the Administrative Procedures Act; and

WHEREAS, Nebraska Statute 84-904 provides that the Legislature may consider, reject, change, alter, amend or modify such rules in such manner as it deems advisable; and

WHEREAS, rarely in past years has the Legislature ever considered or reviewed any such agency rules and regulations under the authority so to do; and

WHEREAS, it has now become apparent and advisable that the Legislature exercise its authority to review and consider certain rules and regulations (which have the same force and effect as state statutes) promulgated by various state agencies;

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN REGULAR SESSION ASSEMBLED:

1. That the Executive Board of the Legislative Council immediately establish and appoint a standing Interim Study Committee on State Agency Rules and Regulations.

2. Such Interim Study Committee would function during this session and during the interim period between sessions of the Legislature.

3. The Interim Study Committee on State Agency Rules and Regulations shall consider and review certain agency rules and regulations (in their discretion).

4. Upon completion of their review and consideration of agency rules and regulations, the interim committee shall recommend to each regular session of the Legislature which rules and regulations, if any, of the various agencies shall be rejected, changed, altered, amended or modified.

Laid over.

GENERAL FILE

LEGISLATIVE BILL 36. Considered.

Mr. Waldo moved for the adoption of his amendment found in the Legislative Journal on page 137 for the Eighth Day. Motion carried.

Mr. Waldo moved to advance LB 36 to Enrollment and Review.

Mr. Simpson requested a Call of the House. The Call showed 39 members present.

Mr. Clark moved the Call be raised. The motion prevailed with 42 ayes, 0 nays and 6 not voting.

Mr. Proud moved to reconsider the action on adopting the Waldo amendment found in the Legislative Journal on page 178 for the Eleventh Day. The motion carried with 33 ayes, 7 nays and 9 not voting.

Mr. Waldo's amendment lost with a vote of 20 ayes, 22 nays and 7 not voting.

PRESIDENT SIGNS

While the Legislature was in Session and capable of transacting business, the President signed LR 16.

BILLS ON FIRST READING

The following bills were read for the first time by title.

LEGISLATIVE BILL 557. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 23-822, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to provide for and clarify election procedures and bond issues for park and recreational facilities; and to repeal the original section.

LEGISLATIVE BILL 558. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 17-950, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the second class and villages; to provide that a majority may carry a bond issue for park and recreation grounds; and to repeal the original section.

LEGISLATIVE BILL 559. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 16-696, Reissue Revised Statutes of Nebraska, 1943, relating to boards of park and boards of park and recreation commisioners; to provide for larger boards; to designate terms of office for appointees; to provide procedures for filling vacancies; and to repeal the original section.

LEGISLATIVE BILL 560. By Don Elrod, 35th District

A BILL FOR AN ACT to amend section 51-210, Reissue Revised Statutes of Nebraska, 1943, relating to municipal libraries; to increase the power of eminent domain by the library board as prescribed; and to repeal the original section.

LEGISLATIVE BILL 561. By John DeCamp, 40th District.

A BILL FOR AN ACT to amend section 39-7,115, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide that the procedure for turning a motor vehicle shall vary according to the speed permitted; to fix such variances; and to repeal the original section.

LEGISLATIVE BILL 562. By Donald Elrod, 35th District.

A BILL FOR AN ACT to amend sections 16-330, 16-331, 16-334, 16-335, and 16-336, Reissue Revised Statutes of Nebraska, 1943, relating to retirement for policemen of first class cities; to redefine and clarify the terms and conditions of such retirements; to make provisions applicable to any already retired policeman; to repeal the original sections, and also section 16-329, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 563. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 45-101, Reissue Revised Statutes of Nebraska, 1943, relating to interest; to provide an exception to the maximum rate where parties agree in writing and a signed truth in lending statement is part of the transaction; and to repeal the original section.

LEGISLATIVE BILL 564. By Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 25-530, Reissue Revised Statutes of Nebraska, 1943, relating to civil procedure; to provide for additional information to be shown on the face of a document served on the Secretary of State as process for a nonresident defendant as prescribed; and to repeal the original section.

LEGISLATIVE BILL 565. By Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 81-8,239, Revised Statutes Supplement, 1969, relating to the State Claims Board; to authorize the board to direct payment of certain claims; and to repeal the original section.

LEGISLATIVE BILL 566. By Roland Luedtke, 28th District; Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend sections 60-311 and 60-311.02, Revised Statutes Supplement, 1969, relating to motor vehicles; to provide that two plates shall be issued to and displayed by dealers and trucks; to provide for display of plates as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 567. By William Skarda, 7th District; Thomas C. Kennedy, 21st District; Eugene T. Mahoney, 5th District.

A BILL FOR AN ACT to amend sections 77-2702, 77-2704, 77-2715, and 77-2715.01, Revised Statutes Supplement, 1969, relating to revenue and taxation; to redefine terms; to exempt meals and food products, including soft drinks and candy for human comsumption from the sales tax; to eliminate a food sales tax credit on income tax returns; and to repeal the original sections.

LEGISLATIVE BILL 568. By Roland Luedtke, 28th District.

A BILL FOR AN ACT relating to criminal procedure; to provide authorization and a procedure for judges and magistrates to issue orders for the purpose of obtaining identifying physical characteristics and nontestimonial identification of persons under certain circumstances; and to declare an emergency.

LEGISLATIVE BILL 569. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 79-322, Revised Statutes Supplement, 1969, relating to schools; to provide that no person shall be eligible to be elected a member of the State Board of Education if he will be sixty-five years of age at the commencement of the term for which elected; and to repeal the original section.

LEGISLATIVE BILL 570. By Wally Barnett, 26th District; William H. Hasebroock, 18th District.

A BILL FOR AN ACT relating to the State Fire Marshal; to provide an advisory committee to the office of the State Fire Marshal as prescribed.

LEGISLATIVE BILL 571. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT to amend section 77-27,119, Revised Statutes Supplement, 1969, relating to revenue and taxation; to authorize the Tax Commissioner to furnish information on employers to the Workmen's Compensation Court; and to repeal the original section.

LEGISLATIVE BILL 572. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT to amend sections 48-101, 48-102, 48-103, 48-105, 48-106, 48-112, 48-114, 48-145, 48-146, and 48-147, Reissue Revised Statutes of Nebraska, 1943, relating to workmen's compensation; to make coverage under the workmen's compensation law mandatory, as prescribed; to require the filing of reports; to make certain acts unlawful and to provide penalties; to provide duties for the Director of Insurance; to establish an assigned risk system for workmen's compensation insurance; to establish the Uninsured Employers' Fund and to provide for payments to and use of the fund; to provide duties for the workmen's compensation court, the State Treasurer, and the Attorney General; and to repeal the original sections and also section 48-104 and 48-113, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 573. By J. W. Burbach, 19th District; Jerome Warner, 28th District; John W. DeCamp, 40th District; Willard H. Waldo, 31st District; Walter H. Epke, 24th District.

A BILL FOR AN ACT relating to taxation; to provide partial exemption from taxation of certain classes of personal property as prescribed; to provide for reimbursement to taxing agencies; and to provide for administration and enforcement.

LEGISLATIVE BILL 574. By J. W. Burbach, 19th District.

A BILL FOR AN ACT to amend sections 23-1114.02, 23-1114.03, 23-1114.04, 23-1114.05, 23-1114.06, and 23-1114.07, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to increase the salaries for certain county officers; to provide when a change in such salaries shall become operative; and to repeal the original sections.

ADD–CO-INTRODUCER

Mr. Burbach asked unanimous consent to add Messrs. Waldo and Epke to LB 573. No objections. So ordered.

COMMITTEE MEETING

Mr. Swanson announced the Reference Committee would meet at 1:30 p.m. today in Room 2017.

STANDING COMMITTEE REPORT

Urban Affairs

LEGISLATIVE BILL 85. Placed on General File.

(Signed) Duke Snyder, Chairman

ADJOURNMENT

At 11:55 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 10:00 a.m., Tuesday, February 2, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

SEVENTEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, February 2, 1971

Pursuant to adjournment, the Legislature met at 10:01 a.m., President Marsh presiding.

PRAYER

Prayer was offered by Dr. Edward L. Jeambey.

> Most Gracious and Ever living God: May we be stimulated by that power which is far above our own this day. Help us to appropriate the truth that: "God is our refuge and strength a very present help.". (Psa. 46:1)
>
> We need wisdom far above our own. Thou hast promised in Thy word: "If any man lack wisdom, let him ask of God, that giveth to all men liberally." (James 1:5) Help us to understand that knowledge is not enough, and that the right application of knowledge -which is wisdom-is essential.
>
> May we labor today with enthusiasm and unction. Ever being rightly equipped for ideal statesmanship. So give us discerning minds, open hearts, quickened spirits, and may we ever by commended for our fidelity to the task and never condemned for our infidelity to it.
>
> Not only for ourselves do we pray, but also for the higher courts of the nation. We pray for all that are in places of authority in government. We claim Thy promise that if we acknowledge Thee in all our ways, Thou wilt direct our paths. (Proverbs 3:6) So

guide us as a nation, direct us as a people, deliver us from the pitfalls that have sent nations into oblivion, and preserve us for beneficient service to mankind.

When there are outside pressures that would weaken us, strengthen our inner braces of resistance that we might continue to be preserved to serve and to function as benefactors.

We pray in the words of the hymn so precious to us all:

"Our Father's God to thee,
Author of liberty,
To Thee we sing:
Long may our land be bright
With freedom's holy light:
Protect us by Thy might,
Great God our King."

Amen.

ROLL CALL

The roll was called and all members were present except Mr. Marvel who was excused until 10:20 a.m.

VISITORS

Mr. Epke introduced students from Centennial High School, Utica, Nebraska, accompanied by their teacher Mr. Jim Swanson and student teacher Mr. Steve Trenklein.

Mrs. Orme introduced students from Calvert Elementary and teachers JoJan Batten and Nancy Troop of Lincoln, Nebraska.

Mr. Waldo introduced the 8th grade students from Crete Jr. High and teacher Mr. Larry Starr of Crete, Nebraska.

MEMBER EXCUSED

Mr. Kime asked unanimous consent to be excused Wednesday through Friday to attend a funeral. No objections. So ordered.

ANNOUNCEMENTS

Mr. Hasebroock announced there would be a program by "Up With People" in the Rotunda today at 1:30 p.m.

Mr. Swanson announced the following have been reappointed to the Telecommunications Committee: Messrs. Clark, Chairman; Duis, Kokes, Swanson, Marvel, Ziebarth, Skarda and Proud.

COMMITTEE HEARING—Change

Mr. Elrod asked unanimous consent to hold the Education Committee Hearing in the West Senate Chamber today, February 2, 1971. No objections. So ordered.

NOTICE OF COMMITTEE HEARING

Miscellaneous Subjects

LB 338	Thursday, February 11, 1971	2:00 p.m.
LB 355	Thursday, February 18, 1971	2:00 p.m.
LB 376	Thursday, February 18, 1971	2:00 p.m.
LB 398	Thursday, February 18, 1971	2:00 p.m.
LB 404	Thursday, February 18, 1971	2:00 p.m.
LB 423	Thursday, February 18, 1971	2:00 p.m.
LB 424	Thursday, February 18, 1971	2:00 p.m.
LB 416	Friday, February 19, 1971	2:00 p.m.
LB 442	Friday, February 19, 1971	2:00 p.m.
LB 444	Friday, February 19, 1971	2:00 p.m.
LB 451	Friday, February 19, 1971	2:00 p.m.
LB 378	Thursday, February 25, 1971	2:00 p.m.
LB 466	Thursday, February 25, 1971	2:00 p.m.

(Signed) James Waldron, Chairman

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on February 2, 1971 at 9:15 a.m: LB 1.

(Signed) Barbara Jackson, Enrolling Clerk

LOBBY REPORT

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of those lobbyists who registered during the period January 26, 1971, through February 1, 1971, inclusive.

Vincent D. Brown
Clerk of the Legislature

Adamson, Thomas J., Lincoln; Nebraska State Association of Life Underwriters
Biehl, Jerold W., Lexington; Nebraska Association of County Extension Boards

Bokemper, Duane, Lincoln; The American Legion, Department of Nebraska
Collins, Floyd J., Omaha; Omaha Chamber of Commerce
Dyas, Hess, Lincoln; Nebraska Democratic State Central Committee
Fraizer, Ted J., Lincoln; Mutual of Omaha Insurance Company
Fraizer, Ted J., Lincoln; United Benefit Life Insurance Company
Froschheuser, Larry, C., Columbus; Columbus Area Chamber of Commerce
Hamilton, H. Bruce, Lincoln; Lincoln Legal Service Society
Jaksha, E. A., Omaha; Northwestern Bell Telephone Company
Marti, Lloyd J., Lincoln; Cushman Motors, A Division of Outboard Marine Corporation
McDowell, Robert O., Lincoln; Nebraska New Car Dealers Association
Petersen, Ernest A., Omaha; Nebraska Food Retailers Association
Phares, Robert A., North Platte; City of North Platte
Pierson, David C., Lincoln; Nebraska Dental Association
Ryan, James E., Lincoln; Nebraska Beer Wholesalers Association
Ryan, James E., Lincoln; Nebraska Liquor Wholesalers Association
Ryan, James E., Lincoln; Nebraska New Car Dealers Association
Sawtell, William A. Jr., Omaha; MidAmerica Bankcard Association
Tews and Noren (David D. Tews), Lincoln; Nebraska Association of Junior Colleges
Thies, Arthur R., Beatrice; A. R. Thies Enterprises

REFERENCE COMMITTEE REPORT

LB	Committee
545	Judiciary
546	Miscellaneous Subjects
547	Judiciary
548	Appropriations
549	Urban Affairs
550	Urban Affairs
551	Revenue
552	Miscellaneous Subjects
553	Public Health and Welfare
554	Public Works
555	Nebraska Retirement Systems Advisory
556	Agriculture and Recreation
557	Government and Military Affairs
558	Government and Military Affairs
559	Government and Military Affairs
560	Urban Affairs
561	Public Works
562	Nebraska Retirement Systems Advisory
563	Banking, Commerce and Insurance
564	Judiciary
565	Labor
566	Public Works

567	Revenue
568	Judiciary
569	Education
570	Government and Military Affairs
571	Labor
572	Labor
573	Revenue
574	Labor
486	Re-referred from Miscellaneous Subjects to Judiciary
487	Re-referred from Miscellaneous Subjects to Judiciary

(Signed) William F. Swanson, Chairman

STANDING COMMITTEE REPORT

Constitutional Revision

LEGISLATIVE BILL 197. Indifinitely postponed.

LEGISLATIVE BILL 198. Indefinitely postponed.

(Signed) George Syas, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 44. Placed on Select File as amended.
Enrollment and Review amendment to LB 44:

1. On page 9, line 17, insert an underscored semicolon after "ballot"; and in line 17 strike the semicolon and show the same as stricken.

LEGISLATIVE BILL 62. Placed on Select File as amended.
Enrollment and Review amendment to LB 62:

1. For correlation purposes, on page 2, line 2, insert ",as amended by section 1, Legislative Bill 32, Eighty-second Legislature, First Session, 1971" after "1943"; and in line 5, strike the new and stricken matter and insert "~~six~~ eight hundred".
2. For correlation purposes, on page 2, line 11, insert ",as amended by section 2, Legislative Bill 32, Eighty-second Legislature, First Session, 1971" after "1943"; and on page 3, lines 18 and 19, strike the stricken matter and remove underscoring from the new matter.
3. On page 3, line 18, insert an underscored semicolon after "17-202"; and in line 19 strike the semicolon and show the same as stricken.

4. For correlation purposes, on page 4, lines 21 and 22, strike "sections 17-101, 17-201, and" and insert "section"; and at the end of line 22 insert "section 17-101, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 32, Eighty-second Legislature, First Session, 1971, and section 17-201, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 32, Eighty-second Legislature, First Session, 1971,".

5. In the title, line 4, strike "first and insert "second".

6. For correlation purposes, in line 2 of the title, strike "sections 17-101, 17-201, and" and insert "section"; and at the end of line 3 insert "section 17-101, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 32, Eighty-second Legislature, First Session, 1971, and section 17-201, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 32, Eighty-second Legislature, First Session, 1971,".

LEGISLATIVE BILL 63. Placed on Select File as amended. Enrollment and Review amendment to LB 63:

1. In the standing committee amendment strike the stricken matter and remove underscoring from the new matter.

2. On page 2, insert a comma after "entertainment" in lines 10, 14, 19, and 27; in line 7, insert a comma after "exhibition" and strike "or"; in line 8, insert "or public gathering" after the comma; and after "welfare" in lines 12 and 21, insert "or the health and welfare of those in attendance".

LEGISLATIVE BILL 109. Placed on Select File.

LEGISLATIVE BILL 135. Placed on Select File as amended. Enrollment and Review amendment to LB 135:

1. On page 2, line 11, strike "except".

2. In the title, line 4, strike "payment" and insert "delivery"; and in line 6 insert "except as prescribed" after "appeal".

LEGISLATIVE BILL 43. Correctly engrossed.

LEGISLATIVE BILL 88. Correctly engrossed.

LEGISLATIVE BILL 90. Correctly engrossed.

LEGISLATIVE BILL 95. Correctly engrossed.

LEGISLATIVE BILL 101. Correctly engrossed.

(Signed) Duke Snyder, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 17.

Mr. Swanson moved for the adoption of LR 17.

The motion prevailed with 43 ayes, 0 nays and 6 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 575. By George Syas, 13th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article V, section 21, of the Constitution of Nebraska, relating to the judiciary; to eliminate the provisions for nomination of judges by commissions; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 576. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT to amend sections 24-324, 25-404, 25-405, 25-406, 25-407, 25-408, 25-409, 25-410, 25-501, 25-503, and 25-504, Reissue Revised Statutes of Nebraska, 1943, relating to civil procedure, district court; to provide that district courts shall have state wide jurisdiction and to provide the proper venue for actions; to provide for issuance of summons by any court having jurisdiction and service of the summons in any county in this state; to provide for transfer of any civil action from any district court to the district court of any other county in this state in the interest of justice; and to repeal the original sections.

LEGISLATIVE BILL 577. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT relating to criminal procedure; to provide that once a court acquires jurisdiction of a criminal case, the case may not be dismissed without leave of court.

LEGISLATIVE BILL 578. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT to amend sections 18-203, 26-1, 108, and 27-1305, Reissue Revised Statutes of Nebraska, 1943, relating to appeals; and to repeal the original sections.

LEGISLATIVE BILL 579. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT to amend section 43-206.03, Reissue Revised Statutes of Nebraska, 1943, relating to juvenile courts; to provide that an adjudication shall be based upon proof beyond a reasonable doubt; and to repeal the original section.

LEGISLATIVE BILL 580. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT to amend section 84-917, Revised Statutes Supplement, 1969, relating to administrative agencies; to provide the procedure for appeals from decisions or orders of administrative agencies; and to repeal the original section.

LEGISLATIVE BILL 581. By Otho G. Kime, 43rd District; Richard Lewis, 38th District.

A BILL FOR AN ACT relating to school lands and funds; to authorize the Board of Educational Lands and Funds to develop irrigable school lands and pay tolls and assessments to irrigation districts; and to provide that such costs shall be a part of the costs of administering school lands.

LEGISLATIVE BILL 582. By Orval Keyes, 3rd District.

A BILL FOR AN ACT to amend sections 79-201, and 79-468, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide for closing of all or part of a school district's schools in the event of failure to actually receive anticipated receipts; to provide for an exception in the length of a term of school; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 583. By Orval Keyes, 3rd District.

A BILL FOR AN ACT to amend sections 19-709, Reissue Revised Statutes of Nebraska, 1943, and 35-508, Revised Statutes Supplement, 1969, relating to fire fighting; to provide that first and second class cities and rural fire districts shall have power to purchase real estate for training facilities; and to repeal the original sections.

LEGISLATIVE BILL 584. By John W. DeCamp, 40th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 7, of the Constitution of Nebraska, relating to the Legislature; to provide for election of members of the Legislature in a partisan manner; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 585. By Willard Waldo, 31st District; Calvin F. Carsten, 2nd District.

A BILL FOR AN ACT to amend section 71-3003, Revised Statutes Supplement, 1969, relating to the water pollution council; to increase the number of members on the water pollution council; to provide that the Director of Agriculture shall be a member of the council; and to repeal the original section.

LEGISLATIVE BILL 586. By Thomas C. Kennedy, 21st District.

A BILL FOR AN ACT to amend sections 71-315, 71-323, 71-329, 71-333, 71-334, 71-335, and 71-336, Reissue Revised Statutes of Nebraska, 1943, and sections 71-313, 71-316, 71-320, 71-321, 71-322, and 71-327, Revised Statutes Supplement, 1969, relating to cosmetology; to redefine terms; to require a certificate of registration or of accreditation to operate a beauty salon or a school of cosmetology; to change provisions for term of members of Board of Cosmetologist Examiners, their appointments and qualifications; to change requirements for examinations as prescribed; to provide for standards as prescribed; to prescribe changes for schools of cosmetology; to make additional requirement of applicants to engage in the practice of cosmetology; to provide for fees; to provide for study and training outside of state; to provide for practice of cosmetology outside of facility licensed as prescribed; to provide exceptions to practice of cosmetology; to provide that license or certificate is not transferable or assignable; to change provisions for restoration of license; and to repeal the original sections.

LEGISLATIVE BILL 587. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend sections 71-102, 71-113, 71-116, 71-122.01, 71-124, 71-183, 71-183.01, and 71-193.09, Reissue Revised Statutes of Nebraska, 1943, and sections 71-115, 71-122, 71-139, and 71-162, Revised Statutes Supplement, 1969, relating to public health and welfare; to provide for certain changes in examination procedure, fees and qualifications for licensure; and to repeal the original sections, and also sections 71-193, 71-193.06, 71-193.07, 71-193.08, 71-193.10, and 71-193.12, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 588. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 60-331, Revised Statutes Supplement, 1969, relating to motor vehicles; to provide that trucks hauling unprocessed milk shall be eligible for reduced fees; and to repeal the original section.

LEGISLATIVE BILL 589. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 81-872, Reissue Revised Statutes of Nebraska, 1943, and section 81-881, Revised Statutes Supplement, 1969, relating to the State Real Estate Commission; to provide additional exceptions; to specify an additional ground for suspension or revocation of a license; and to repeal the original sections.

LEGISLATIVE BILL 590. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend sections 81-886.01 and 81-886.02, Revised Statutes Supplement, 1969, relating to the State Real Estate Commission; to increase fees for licenses to sell real estate in another state; to require brokers selling such real estate to reside in this state; and to repeal the original sections.

LEGISLATIVE BILL 591. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 81-876, Reissue Revised Statutes of Nebraska, 1943, relating to the State Real Estate Commission; to require licensees to be high school graduates or the equivalent; to require broker's to have two years' experience as a salesman; and to repeal the original section.

LEGISLATIVE BILL 592. By Sam Klaver, 9th District; Terry Carpenter, 48th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article V, section 21, of the Constitution of Nebraska, relating to the judiciary; to provide for the election rather than the appointment of judges; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 593. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to repeal section 53-160.02, Reissue Revised Statutes of Nebraska, 1943, relating to liquor; to place the impact of taxes levied by section 53-160, Reissue Revised Statutes of Nebraska, 1943, on those engaging in business or manufacturers; and to declare an emergency.

LEGISLATIVE BILL 594. By Terry Carpenter, 48th District.

A BILL FOR AN ACT authorizing cities of the first and second class and requiring villages to enter into contracts with county boards for police services as prescribed; and to provide powers and duties of sheriffs as prescribed.

LEGISLATIVE BILL 595. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 39-727.14, Revised Statutes Supplement, 1969, relating to highways; to provide that a person convicted of operating a motor vehicle while under the influence of alcohol as prescribed shall not be granted probation; and to repeal the original section.

LEGISLATIVE BILL 596. By Willard Waldo, 31st District; Jerome Warner, 25th District; Orval Keyes, 3rd District.

A BILL FOR AN ACT to amend section 60-301, Revised Statutes Supplement, 1969, relating to motor vehicles; to change the definition of a semitrailer; and to repeal the original section.

LEGISLATIVE BILL 597. By John Savage, 10th District; P. J. Morgan, 4th District; Duke Snyder, 14th District.

A BILL FOR AN ACT to amend sections 44-1405 and 44-1448, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to remove restrictons on making public information on rates filed by insurers; and to repeal the original sections.

LEGISLATIVE BILL 598. By Leslie Stull, 49th District; Sam Klaver, 9th District; Harold Simpson, 46th District; Irving Wiltse, 1st District; Jules Burbach, 19th District; Don Elrod, 35th District; William Swanson, 27th District.

A BILL FOR AN ACT to amend section 77-112, Revised Statutes Supplement, 1969, relating to taxation; to require the analysis of sales over a five-year period in determining market value; and to repeal the original section.

LEGISLATIVE BILL 599. By Leslie A. Stull, 49th District.

A BILL FOR AN ACT relating to county government; to authorize services and programs as prescribed for dependent, aged, blind, disabled, ill, infirm, mentally ill, and mentally retarded persons.

LEGISLATIVE BILL 600. By Maurice A. Kremer, 34th District.

A BILL FOR AN ACT to amend sections 2-1506.02, 2-1506.03, 2-1506.11, and 2-1506.13, Reissue Revised Statutes of Nebraska, 1943, relating to agriculture; to define additional terms; to provide for the exercise or transfer of certain powers by certain political subdivisions; and to repeal the original sections.

LEGISLATIVE BILL 601. By David H. Stahmer, 8th District.

A BILL FOR AN ACT to amend section 39-777, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicle equipment; to require mufflers of a type originally installed or recommended by the manufacturer of the vehicle; and to repeal the original section.

LEGISLATIVE BILL 602. By P. J. Morgan, 4th District; Richard F. Proud, 12th District.

A BILL FOR AN ACT relating to administrative departments; to provide for the licensing of residential dwelling contractors; to provide for creation of the Nebraska Residential Dwelling Construction Board; to provide for organization, meetings, powers and duties; to provide for registration and certification; to provide for fees and records; to provide for prohibited activities and penalties; to provide for revocation or suspension of certificate of registration; to provide for limits of power and exemptions; and to declare an emergency.

LEGISLATIVE BILL 603. By Roland A. Luedtke, 28th District; Harold D. Simpson, 46th District.

A BILL FOR AN ACT relating to motor vehicle operators; to provide that the point system prescribed by section 39-7,128, Reissue Revised Statutes of Nebraska, 1943, shall be applicable to every driver of a motor vehicle who pleads or is found guilty notwithstanding a court's placing him on probation or suspending his sentence.

LEGISLATIVE BILL 604. By William H. Hasebroock, 18th District; George Syas, 13th District; Ramey C. Whitney, 44th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article XV, by adding a new section 18, of the Constitution of Nebraska, relating to miscellaneous provisions; to provide for joint, or in cooperation, functions with any other governmental entities, either within or without the state, except as the Legislature shall provide by law; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 605. By William H. Hasebroock, 18th District; George Syas, 13th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 19, of the Constitution of Nebraska, relating to the Legislature; to change the restrictions on extra compensation to public employees; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 606. By William H. Hasebroock, 18th District.

A BILL FOR AN ACT to amend section 60-331.03, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to change the registration fee for trucks or combination of trucks, truck-tractors, or trailers or semitrailers as prescribed; and to repeal the original section.

LEGISLATIVE BILL 607. By William H. Hasebroock, 18th District.

A BILL FOR AN ACT to amend section 60-332, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to change the registration fee for semitrailers, utility trailers, and farm trailers as prescribed; and to repeal the original section.

LEGISLATIVE BILL 608. By William H. Hasebroock, 18th District.

A BILL FOR AN ACT to repeal section 60-338, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicle registration.

LEGISLATIVE BILL 609. By Maurice A. Kremer, 34th District; Fred W. Carstens, 30th District; Wayne Ziebarth, 37th District.

A BILL FOR AN ACT to ratify the compact entered into by the States of Kansas and Nebraska on January 25, 1971, relating to the waters of the basins of the Big Blue River and the Little Blue River; and to provide duties for the Revisor of Statutes as prescribed.

SELECT FILE

LEGISLATIVE BILL 134. Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 38. Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 80. Enrollment and Review amendment found in the Legislative Journal on page 273 for the Seventeenth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 83. Enrollment and Review amendments found in the Legislative Journal on page 273 for the Seventeenth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 103. Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 138. Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 163. Advanced to Enrollment and Review for engrossment.

GENERAL FILE

LEGISLATIVE BILL 140. Laid over one day at the request of Mrs. Orme.

LEGISLATIVE BILL 52. Bracketed to February 16, 1971.

LEGISLATIVE BILL 36. Considered.

Advanced to Enrollment and Review with 31 ayes, 3 nays and 15 not voting.

LEGISLATIVE BILL 175. Reading waived. Explained.

Advanced to Enrollment and Review with 40 ayes, 0 nays and 9 not voting.

VISITOR

Mr. Kennedy introduced his daughter, Bonnie Wallin of Hastings, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 210. Reading waived. Explained.

Advanced to Enrollment and Review with 38 ayes, 0 nays and 11 not voting.

LEGISLATIVE BILL 187. Reading waived. Considered.

Mr. Luedtke moved to advance LB 187.

Mr. Clark moved the previous question. The question is,"Shall the debate now cease?"

The motion prevailed with 33 ayes, 8 nays and 8 not voting.

Advanced to Enrollment and Review with 31 ayes, 11 nays and 7 not voting.

LEGISLATIVE BILL 51. Bill read at the request of Mr. Klaver.

Standing Committee amendment found in the Legislative Journal on page 272 for the Sixteenth Day was adopted with 32 ayes, 3 nays and 14 not voting.

Advanced to Enrollment and Review with 29 ayes, 12 nays and 8 not voting.

UNANIMOUS CONSENT—Amendments for LB 98

Mrs. Orme asked unanimous consent to have the proposed amendments to LB 98 put in books. No objections. So ordered.

STANDING COMMITTEE REPORTS

Government and Military Affairs

LEGISLATIVE BILL 76. Placed on General File as amended.
Standing Committee amendment to LB 76:

1. Amend page 2 of the bill line 2 by striking "Economic Opportunity Commission" and insert "State Economic Opportunity Office".

LEGISLATIVE BILL 129. Placed on General File as amended.
Standing Committee amendment to LB 129:

1. Amend page 2, line 12, of the bill by inserting "or by direct mail of the notice to each resident within the community" after "jurisdiction", and lines 12 to 16 by striking the new matter and inserting the following: "; Provided, that when the total operating budget, not including reserves, does not exceed ten thousand dollars per year, the proposed budget summary may be posted at the governing bodies principal headquarters".

2. Add the emergency clause.

LEGISLATIVE BILL 155. Placed on General File as amended.
Standing Committee amendment to LB 129:

1. Amend page 2 of the bill, line 8 by striking "required" and inserting "~~required~~ needed", by striking line 12 and show as stricken matter, lines 13 and 14 by striking "shall receive" and inserting "~~shall receive~~ may utilize data processing facilities by obtaining joint", line 14 by inserting "and Auditor of Public Accounts' after "Commissioner", line 16 by striking "1975" and inserting "1977", line 18 by inserting "and" before "tax" and line 21 by inserting "approved jointly by the Tax Commissioner and the Auditor of Public Accounts" after "facilities".

(Signed) Terry Carpenter, Chairman

Public Works

LEGISLATIVE BILL 193. Placed on General File.

LEGISLATIVE BILL 243. Placed on General File as amended.
Standing Committee amendment to LB 243:
On page 2, line 10, reinsert "two-thirds or more" and delete "a majority".

LEGISLATIVE BILL 244. Placed on General File as amended.
Standing Committee amendment to LB 244:
On Page 2, lines 12 and 13, delete "other than reserves activated for training for six weeks or less" and insert instead "other than for training purposes".

LEGISLATIVE BILL 115. Indefinitely postponed.

LEGISLATIVE BILL 151. Indefinitely postponed.

LEGISLATIVE BILL 180. Indefinitely postponed.

LEGISLATIVE BILL 235. Indefinitely postponed.

(Signed) Claire W. Holmquist, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 249. Placed on General File.

LEGISLATIVE BILL 291. Placed on General File as amended.
Standing Committee amendment to LB 291:

1. On page 2, line 4, after "any" insert "Class IV or V"; in line 8 strike "(6)" and insert "(7)"; in line 16 after the period insert "school districts of Classes I, II, III, and VI may invest in the classes of securities designated in subdivisions (1) to (6) of section 72-1246, and also may invest in securities designated in subdivison (7) of section 72-1246 when such investment is approved by the State Investment Officer."

(Signed) Sam Klaver, Chairman

NOTICE OF COMMITTEE HEARINGS

Constitutional Revision

LB 303	Thursday, February 11, 1971	2:00 p.m.
LB 306	Thursday, February 11, 1971	2:00 p.m.
LB 332	Thursday, February 11, 1971	2:00 p.m.
LB 333	Thursday, February 11, 1971	2:00 p.m.

LB 311	Friday, February 12, 1971	2:00 p.m.
LB 339	Friday, February 12, 1971	2:00 p.m.
LB 340	Friday, February 12, 1971	2:00 p.m.
LB 341	Friday, February 12, 1971	2:00 p.m.
LB 347	Thursday, February 18, 1971	2:00 p.m.
LB 392	Thursday, February 18, 1971	2:00 p.m.

(Signed) George Syas, Chairman

COMMITTEE MEETING

The Committee on State Office Building will meet Tuesday, February 2, 1971, 1:00 p.m., in the West Lounge.

(Signed) W. H. Hasebroock, Chairman

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 610. By George Syas, 13th District; William H. Hasebroock, 18th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article XVI, section 1, of the Constitution of Nebraska, relating to amendments to the Constitution; to permit the Legislature to propose revisions of portions of the Constitution; to remove the requirement that a proposal to carry must receive thirty-five per cent of the total votes cast at the election; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 611. By George Syas, 13th District, William H. Hasebroock, 18th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article XVI, section 2, of the Constitution of Nebraska, relating to miscellaneous provisions; to eliminate the requirement for thirty-five per cent of the total votes cast at an election to be cast in favor of calling a constitutuional convention; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 612. By William Skarda, 7th District.

A BILL FOR AN ACT to amend section 23-151, Reissue Revised Statutes of Nebraska, 1943, relating to county government; to provide that in counties over three hundred thousand population county commissioners shall be nominated by districts and elected at large; to clarify provisions relating to election of commissioners; and to repeal the original section.

LEGISLATIVE BILL 613. By Donald Elrod, 35th District.

A BILL FOR AN ACT to require licensing of certain individuals who carry on the practice of marriage counseling in Nebraska for a fee monetary or otherwise; to create a board to be known as the State Board of Marriage Counselor Examiners; to prescribe the duties and powers of such board; to provide for its appointment, qualification, terms and compensation and expenses; to provide for violations; to provide for fees and penalties; to provide a severance clause; and to provide how this act may be cited.

LEGISLATIVE BILL 614. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 43-901, Revised Statutes Supplement, 1969, relating to public welfare; to change the name of the Home for Children; and to repeal the original section.

LEGISLATIVE BILL 615. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to public assistance; to create the Home for Children Cash Fund; to provide the amount, purpose, and accounting of such fund; to provide for a transfer of funds to the Home for Children Cash Fund as prescribed; and to declare an emergency.

LEGISLATIVE BILL 616. By Richard F. Proud, 12th District.

A BILL FOR AN ACT to amend section 71-193.09, Reissue Revised Statutes of Nebraska, 1943, relating to dentistry; to provide for the practice of dental hygiene as prescribed; and to repeal the original section.

LEGISLATIVE BILL 617. By Jules W. Burbach, 19th District; Wayne Ziebarth, 37th District.

A BILL FOR AN ACT relating to agriculture; to provide for regulation of the use, transportation and handling of anhydrous ammonia used as fertilizer; to define terms; to provide for regulations and enforcement by the Department of Agriculture; and to fix penalties.

LEGISLATIVE BILL 618. By Jules W. Burbach, 19th District.

A BILL FOR AN ACT to amend section 88-503, Reissue Revised Statutes of Nebraska, 1943, relating to the State Railway Commission; to delete certain requirements from applications for grain warehouse licenses; to clarify bond requirements for grain warehouses; and to repeal the original section.

LEGISLATIVE BILL 619. By Maurice A. Kremer, 34th District; George Syas, 13th District.

A BILL FOR AN ACT relating to prairie dogs; to provide a procedure to control prairie dogs as prescribed; to provide additional powers and duties for county judges; to provide for appeals; to provide duties for the Game and Parks Commission; and to repeal sections 2-1062, 2-1063, 2-1064, and 2-1065, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 620. By Maurice A. Kremer, 34th District; George Syas, 13th District.

A BILL FOR AN ACT relating to game and fish; to authorize the Game and Parks Commission to protect endangered species of fish and wildlife as prescribed; and to provide penalties.

LEGISLATIVE BILL 621. By Ramey C. Whitney, 44th District; George Syas, 13th District; William H. Hasebroock, 18th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article XIV, section 1, of the Constitution of Nebraska, relating to militia; to clarify the provisions thereof; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 622. By Ramey C. Whitney, 44th District; William H. Hasebroock, 18th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article IV, sections 1 and 3, of the Constitution of Nebraska, relating to the executive; to provide for appointment of the treasurer; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 623. By George Syas, 13th District; William H. Hasebroock, 18th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article XVI, of the Constitution of Nebraska, by adding a new section 3, relating to amendments to the constitution; to require a constitutional convention proposal to be placed on the ballot at least once every ten-year period by the Secretary of State; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 624. By William F. Swanson, 27th District; Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 3-150.01, Reissue Revised Statutes of Nebraska, 1943, relating to aircraft; to change the percentage of reimbursement of the amount of tax paid on aircraft fuel as prescribed; and to repeal the original section.

LEGISLATIVE BILL 625. By William F. Swanson, 27th District; Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 77-1245, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to provide for an equitable allocation of flight equipment as prescribed; and to repeal the original section.

LEGISLATIVE BILL 626. By Herbert J. Duis, 39th District; Ellen E. Craft, 45th District, Wayne Ziebarth, 37th District.

A BILL FOR AN ACT to amend section 70-629 and 70-667, Reissue Revised Statutes of Nebraska, 1943, relating to public power districts; to provide for assessments; to confer on public power districts the powers granted in Chapters 46 and 31, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto; to provide duties for natural resources districts as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 627. By George Syas, 13th District; William H. Hasebroock, 18th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article X, by amending section 1 and repealing sections 2 to 8, of the Constitution of Nebraska, relating to public service corporations; to eliminate the Railway Commission and create a Public Service Commission with members appointed by the Governor; to provide powers for the new commission; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

STANDING COMMITTEE REPORT

Education

LEGISLATIVE BILL 211. Placed on General File.

LEGISLATIVE BILL 227. Placed on General File as amended.
Standing Committee amendment to LB 227:

1. On page 2, line 5, strike "39" and insert "79".

LEGISLATIVE BILL 254. Placed on General File as amended. Standing Committee amendment to LB 254:

1. On page 2, line 16, after "above" insert ",including a member of the Department of Education,".
2. Add the Emergency Clause.

LEGISLATIVE BILL 239. Indefinitely postponed.

LEGISLATIVE BILL 263. Indefinitely postponed.

(Signed) Donald Elrod, Chairman

ADD–CO-INTRODUCER

Mr. Carsten asked unanimous consent to add Wayne Ziebarth, 37th District, to LB 497. No objections. So ordered.

ADJOURNMENT

At 11:56 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Wednesday, February 3, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

EIGHTEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, February 3, 1971

Pursuant to adjournment, the Legislature met at 9:03 a.m., President Marsh presiding.

PRAYER

Prayer was offered by Dr. Edward L. Jeambey.

> Eternal God and Blessed Redeemer: We acknowledge Thee as omnipotent, omniscient, and omnipresent. We know that Thou hast all power and art almighty; that Thou hast all knowledge and art all wise; and that Thou art everywhere present at all times. We cannot escape from Thee no matter where we go in the universe. We believe that Thou givest wisdom and strength to all that seek it. We praise Thy name this day for Thy goodness unto the children of men.
>
> Looking back over 1500 years of time we hear the ancient patriarch Job saying to his friends: "With God is all wisdom and strength, he hath counsel and understanding." (Job 12:13)
>
> We know that the public looks to us to make decisions that will result in prosperity to the masses. They who enjoy the constitutional rights of life, liberty and the pursuit of happiness, look to us to make these blessing not just a theory but a reality.
>
> Help us to be salesmen of the loftier and nobler things of life and human experience, and not be selfish carpet-baggers exploiting human weaknesses and misfortunes.

> Give us deeper insight that we may not be guilty of "straining at gnats and swallowing camels" (Matt. 23:24) Give us an increase of faith that will enable us to remove mountains" (Matt. 17:20) Truly there are mountains of difficulties and obstacles and knotty problems before us.
>
> May our wills be submissive to the divine will so as to make it consistent for God almighty to do those things amongst us that he cannot do without our cooperation.
>
> Widen our interest in human betterment, help us to be champions of human improvement, and make us more charitable, more benevolent and more tolerant.
>
> We ask it in the name of him who would have us all to be Good Samaritans, even our Lord Jesus Christ. Amen.

ROLL CALL

The roll was called and all members were present except Mr. Kime and Messrs. Carstens and Kokes who were excused until 9:30 a.m.

MESSAGE FROM THE GOVERNOR

February 2, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, and 37. These bills were signed by me on February 2, 1971 and delivered to the Secretary of State.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw

NOTICE OF COMMITTEE HEARINGS

Committee on Committees

The Committee on Committees will meet at 1:00 p.m. on Thursday, February 11, 1971, in the Legislative Council Hearing Room for the purpose of hearing appointments submitted by Governor J. James Exon, as follows:

Samuel Van Pelt - Director, Department of Insurance
Robert Brandt - Director, Department of Veteran's Affairs

The Committee on Committees will meet at 1:00 p.m. on Tuesday, February 16, 1971, in the Legislative Council Hearing Room for the purpose of hearing appointments submitted by Governor J. James Exon, as follows:

Thomas D. Doyle, Director - State Engineer, Department of Roads
Glenn Kreuscher - Director, Department of Agriculture
Henry E. Ley - Director, Department of Banking
John A. Kissack - Director, Department of Motor Vehicles

The Committee on Committees will meet at 1:00 p.m. Wednesday, February 17, 1971, in the Legislative Council Hearing Room for the purpose of hearing appointments submitted by Governor J. James Exon as follows:

Lawrence L. Graham - Director, Department of Public Welfare
William E. Peters - Tax Commissioner, Dept. of Revenue
Gerald E. Chizek - Commissioner, Department of Labor
Gustave Lieske - Director, Department of Administrative Services

(Signed) Richard F. Proud, Chairman
Committee on Committees

STANDING COMMITTEE REPORT

Constitutional Revision

LEGISLATIVE BILL 123. Placed on General File as amended.
Standing Committee Amendment to LB 123:
1. On page 2, line 10, strike "concealed".

LEGISLATIVE BILL 196. Placed on General File.

LEGISLATIVE BILL 280. Indefinitely postponed.

(Signed) George Syas, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 41. Correctly engrossed.

LEGISLATIVE BILL 42. Correctly engrossed.

LEGISLATIVE BILL 47. Correctly engrossed.

LEGISLATIVE BILL 388. Placed on Select File.

LEGISLATIVE BILL 128. Placed on Select File as amended.
Enrollment and Review amendments to LB 128:

1. In new section 2, insert an underscored period at the end of line 4 and in line 5 strike the period and show the same as stricken.
2. In the title, line 3, insert "and section 24-337.02, Revised Statutes Supplement, 1969," after the second comma; in line 4, strike "district"; in line 5, insert "to eliminate a restriction; to provide standards;" after the semicolon; and in line 6 strike "section" and insert "sections".

LEGISLATIVE BILL 69. Placed on Select File.

LEGISLATIVE BILL 104. Placed on Select File

(Signed) Duke Snyder, Chairman

FINAL READING

The following bill was read and put on final passage:

LEGISLATIVE BILL 49.

A BILL FOR AN ACT to amend section 32-102, Reissue Revised Statutes of Nebraska, 1943, and sections 32-535 and 32-537, Revised Statutes Supplement, 1969, relating to elections; to harmonize the provisions with previous legislation; to authorize the Secretary of State to prescribe the form of ballots as prescribed; and to repeal the original sections, and also sections 32-420, 32-421, 32-422, and 32-423, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett
Burbach
Carpenter
Carsten
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Carstens Kime Kokes

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 628. By Gerald A. Stromer, 36th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VI, of the Constitution of Nebraska, by adding a new section 7, relating to suffrage; to provide the method of electing the President and Vice President in Nebraska; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 629. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 39-727.14, Revised Statutes Supplement, 1969, relating to motor vehicles; to provide for suspension of operator's licenses for violation of city or village ordinances prohibiting operation of a motor vehicle with ten-hundredths per cent alcohol in the blood; and to repeal the original section.

LEGISLATIVE BILL 630. By Harold Moylan, 6th District; Sam Klaver, 9th District; Richard F. Proud, 12th District; Glenn A. Goodrich, 20th District; David H. Stahmer, 8th District; Duke Snyder, 14th District; Ernest Chambers, 11th District; George Syas, 13th District; William Skarda, 7th District; P. J. Morgan, 4th District.

A BILL FOR AN ACT to amend section 26-102, Revised Statutes Supplement, 1969, relating to municipal courts; to increase the number of judges for cities of the metropolitan class as prescribed; to eliminate unconstitutional matter; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 631. By Wayne Ziebarth, 37th District; Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 72-258, Revised Statutes Supplement, 1969, relating to school lands; to provide for sales on a cash or contract basis; and to repeal the original section.

LEGISLATIVE BILL 632. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to natural gas; to fix maximum rates and interest for supplying natural gas under an agreement for interruptable service as prescribed.

LEGISLATIVE BILL 633. By Leslie A. Stull, 49th District.

A BILL FOR AN ACT to amend section 60-1707, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicle inspection; to provide an exception to the penalty for operating a vehicle with an expired certificate of inspection; and to repeal the original section.

LEGISLATIVE BILL 634. By Richard Maresh, 32nd District.

A BILL FOR AN ACT to repeal section 17-707, Reissue Revised Statutes of Nebraska, 1943, relating to second class cities and villages.

LEGISLATIVE BILL 635. By Robert L. Clark, 47th District.

A BILL FOR AN ACT to amend section 79-1292, Revised Statutes Supplement, 1969, relating to schools; to specify matters subject to negotiation; and to repeal the original section.

LEGISLATIVE BILL 636. By Robert L. Clark, 47th District.

A BILL FOR AN ACT relating to taxation; to provide for the taxation of fractional interests in oil, gas, or other hydrocarbon units or fields as prescribed; and to provide penalties.

LEGISLATIVE BILL 637. By Richard Marvel, 33rd District.

A BILL FOR AN ACT to amend section 81-1316, Revised Statutes Supplement, 1969, relating to state personnel; to exempt the legislative branch of government from the provisions of the state personnel system except as adopted by the Executive Board of the Legislative Council; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 638. By Richard Marvel, 33rd District; Robert L. Clark, 47th District; Herb Nore, 22nd District.

A BILL FOR AN ACT to amend section 43-512, Revised Statutes Supplement, 1969, relating to dependent children; to limit the time for monthly assistance from date of approval; and to repeal the original section.

ADD–CO-INTRODUCER

Mr. Moylan asked unanimous consent that Messrs. Goodrich, Stahmer, Snyder, Chambers, Syas, Skarda, and Morgan be added to LB 630. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 44. Enrollment and Review amendment found in the Legislative Journal on page 288 for the Seventeenth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 62. Enrollment and Review amendments found in the Legislative Journal on page 288 for the Seventeenth Day were adopted.

LEGISLATIVE BILL 63. Enrollment and Review amendments found in the Legislative Journal on page 289 for the Seventeenth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 109. Advanced to Enrollment and Review for engrossment.

Mr. Waldron asked unanimous consent that the emergency clause be added to LB 109. No objections. So ordered.

LEGISLATIVE BILL 135. Enrollment and Review amendments found in the Legislative Journal on page 289 for the Seventeenth Day were adopted.

Advanced to Enrollment and Review for engrossment.

GENERAL FILE

LEGISLATIVE BILL 140. Laid over.

LEGISLATIVE BILL 212. Reading waived. Explained.

Advanced to Enrollment & Review with 36 ayes, 0 nays, and 13 not voting.

LEGISLATIVE BILL 213. Reading waived. Explained.

Advanced to Enrollment and Review with 36 ayes, 0 nays, and 13 not voting.

LEGISLATIVE BILL 214. Reading waived. Explained

Standing Committee amendment found in the Legislative Journal on page 273 for the Sixteenth Day was adopted.

Advanced to Enrollment & Review with 37 ayes, 0 nays, and 12 not voting.

VISITORS

Mr. Burbach introduced Mr. Lou Eby, former Assistant Clerk of the Legislature, Lincoln, Nebraska.

Mr. Warner introduced his cousin, Harry Nolan, of Ohio.

GENERAL FILE

LEGISLATIVE BILL 215. Reading waived. Explained.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 216. Reading waived. Explained.

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 218. Reading waived. Explained.

Advanced to Enrollment and Review with 34 ayes, 0 nays, and 15 not voting.

LEGISLATIVE BILL 219. Reading waived. Explained.

Advanced to Enrollment & Review with 34 ayes, 0 nays, and 15 not voting.

LEGISLATIVE BILL 220. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal on page 273 for the Sixteenth Day was adopted.

Advanced to Enrollment & Review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 84. Laid over.

Mr. Carstens asked unanimous consent to have the bill laid over and the proposed amendment printed. No objections. So ordered.

1. Strike original sections 1 to 7, and in lieu thereof insert the following:

"Section 1. (1) The Director of Corrections shall appoint an assistant Director of Corrections for juvenile services. The assistant director shall have a thorough academic background and broad practical experience in the field of institutionalized juvenile delinquents. He shall serve at the pleasure of the Director of Corrections who shall fix his compensation.

(2) The assistant director for junenile services shall:

(a) Develop and implement specialized programs and services within the division for the treatment and rehabilitation of juveniles committed to the division;

(b) Cooperate with the courts and all other agencies, public and private, which are concerned with the prevention or control of juvenile delinquency;

(c) Coordinate the programs and services of the division with the programs and services of other agencies, public and private, relating to the prevention and control of juvenile delinquency;

(d) Advise the Office of Parole Administration in the development and implementation of specialized community-based programs and services for juveniles; and

(e) Encourage the planning and implementation of a statewide program for the prevention and control of juvenile delinquency.

Sec. 2. That section 83-174, Revised Statutes Supplement, 1969, be amended to read as follows:

83-174. The Director of Corrections shall annually review the adequacy of the division in the light of the number of persons committed thereto as well as in the light of the need for diversified facilities. No later than his next annual report, the director shall report on any inadequacies of the division, including his recommendations for the alteration or expansion of the existing facilities, for the construction of new facilities, or for such other measures to meet the situation as may be appropriate. The director shall also report in detail the nature and extent of specialized programs developed and implemented for various types of offenders committed to the division.

Sec. 3. That section 83-177, Revised Statutes Supplement, 1969, be amended to read as follows:

83-177. There shall be in each facility a chief executive officer designated as warden or superintendent and such associate wardens or superintendents as the Director of Corrections may determine. The chief executive officers shall be qualified for their position by appropriate training and experience with the type of offenders committed to the facility to which they are appointed. The chief executive officer shall be responsible to the director for the custody, control and correctional treatment of persons committed to the division and for the general administration of the facility. Associate wardens or superintendents in each facility shall advise and be responsible to the chief executive officer of the facility and shall have such powers and duties as the chief executive officer may delegate to them in accordance with law or pursuant to the directions of the director.

Sec. 4. That original sections 83-174 and 83-177, Revised Statutes Supplement, 1969, and also sections 83-1,136, 83-1,137, 83-1,138, 83-1,139, and 83-1,140, Revised Statutes Supplement, 1969, are repealed.".

LEGISLATIVE BILL 92. Reading waived. Explained.

Advanced to Enrollment & Review with 36 ayes, 0 nays, and 13 not voting.

LEGISLATIVE BILL 98. Laid over until February 4, 1971.

LEGISLATIVE BILL 99. Reading waived. Explained.

Advanced to Enrollment & Review with 32 ayes, 0 nays, and 17 not voting.

LEGISLATIVE BILL 105. Reading waived. Explained.

Advanced to Enrollment & Review with 34 ayes, 0 nays, and 15 not voting.

LEGISLATIVE BILL 106. Reading waived. Explained.

Advanced to Enrollment and Review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 157. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal on page 278 for the Sixteenth Day was adopted.

Advanced to Enrollment & Review with 38 ayes, 0 nays, and 11 not voting.

LEGISLATIVE BILL 164. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal on page 278 for the Sixteenth Day was adopted.

Advanced to Enrollment & Review with 33 ayes, 0 nays, and 16 not voting.

LEGISLATIVE BILL 190. Laid over two weeks at the request of Mr. Waldron.

LEGISLATIVE BILL 191. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal on page 278 for the Sixteenth Day were adopted.

Mr. Carpenter offered the following amendment, which was adopted:

Strike sections 2, 3, and 4 and renumber section 4 as section 2. In section 1 strike in line 11, all after "award" to "If" in line 13. In section 4 new section 2 strike in line 8 the word "and", in line 9 strike "76-717" and the word "and", strike all of line 10 and in line 11 strike "are" and insert "is".

Mr. Carpenter offered the following amendment, which was adopted:

In line 21, strike "eight" and insert "six".

Mr. Carpenter offered the following amendment, which was adopted.

In lines 11 to 13 inclusive:

Strike "unless he has within sixty days from the date of the award filed an election in writing to abandon the proceedings."

Advanced to Enrollment & Review with 36 ayes, 0 nays, and 13 not voting.

LEGISLATIVE BILL 152. Bracketed.

VISITOR

Mr. Mahoney introduced Vitas Arnauskas.

GENERAL FILE

LEGISLATIVE BILL 85. Reading waived. Explained.

Advanced to Enrollment & Review with 27 ayes, 1 nay, and 21 not voting.

LEGISLATIVE BILL 76. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal on page 298 for the Seventeenth Day was adopted.

Mr. Carpenter offered the following amendment which was adopted.

In line 8 add the following: "provided no state funds shall be appropriated for the support of the agency".

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 129. Laid over.

LEGISLATIVE BILL 193. Reading waived. Explained.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 244. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal on page 299 for the Seventeenth Day was adopted.

Advanced to Enrollment & Review with 37 ayes, 0 nays and 12 not voting.

LEGISLATIVE BILL 249. Reading waived. Explained.

Advanced to Enrollment & Review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 291. Laid over until February 10, 1971.

LEGISLATIVE BILL 211. Laid over one day.

LEGISLATIVE BILL 227. Laid over one day.

UNANIMOUS CONSENT—Print in Journal

Mr. Whitney asked to print the following amendment to LB 126 in Journal. No objections. So ordered.

1. Amend the bill by striking sections 1 and and inserting the following:

"Section 1. That at the general election in November, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article III, sections 8, 17, and 27, of the Constitution of Nebraska, which is hereby proposed by The Legislature:"

"Sec. 8. No person shall be eligible to the office of member of the Legislature ~~Senator, or member of the House of Representatives, shall not be an elector~~ unless on the date of the general election at which he is elected or on the date of his appointment he is a registered voter, has attained the age of twenty-one years and ~~have~~ has resided within the district from which he is elected for the term of one year next before his election, unless he shall have been absent on the public business of the United States or of this State. And no person elected as aforesaid shall hold his office after he shall have removed from such district.

Sec. 17. ~~The Senate and House of Representatives~~

~~in joint convention~~ Legislature shall have the sole power of impeachment, but a majority of the members elected must concur therein. Upon the ~~entertainment~~ adoption of a resolution ~~to impeach by either house the other house shall at once be notified thereof and the two houses shall meet in joint convention for the purpose of~~ acting ~~upon such resolution within three days of such notification. A~~ of impeachment a notice of ~~an~~ impeachment of any officer, other than a ~~justice~~ Judge of the Supreme Court, shall be forthwith served upon the Chief Justice, by the ~~Secretary of the Senate~~ Clerk of the Legislature, who shall thereupon call a session of the Supreme Court to meet at the Capitol within ten days after such notice to try the impeachment. A notice of an impeachment of ~~a~~ the Chief Justice or any Judge of the Supreme Court shall be served by the ~~Secretary of the Senate~~ Clerk of the Legislature, upon ~~the~~ any Judge of the judicial district within which the Capitol is located, and he thereupon shall notify all the Judges of the District Court in the State to meet with him within thirty days at the Capitol, to sit as a Court to try such impeachment, which Court shall organize by electing one of its number to preside. No person shall be convicted without the concurrence of two-thirds of the members of the Court of impeachment, but judgment in cases of impeachment shall not extend further than removal from office and disqualification to hold and enjoy any office of honor, profit, or trust, in this State, but the party impeached, whether convicted or acquitted shall nevertheless be liable to prosecution and punishment according to law. No officer shall exercise his official duties after he shall have been impeached and notified thereof, until he shall have been acquitted.

Sec. 27. No act shall take effect until three calendar months after the adjournment of the session at which it passed, unless in case of emergency, to be expressed in the preamble or body of the act, the Legislature shall, by a vote of two-thirds of all the members elected ~~to each House~~ otherwise direct. All laws shall be published in book form within sixty days after the adjournment of each session and distributed among the several counties in such manner as the ~~legislature~~ Legislature may provide."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment providing for the qualifications of members of the Legislature and correcting provisions of the Constitution.
For
Against"

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 639. By Elmer Wallwey, 17th District; Ramey C. Whitney, 44th District.

A BILL FOR AN ACT to amend section 43-512, Revised Statutes Supplement, 1969, relating to public assistance; to increase maximum aid to dependent children payments; to require report to county attorney regarding support from stepparents; to modify payments by state warrant; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 640. By Robert L. Clark, 47th District; Richard D. Marvel, 33rd District.

A BILL FOR AN ACT relating to the support of minor children; to require a stepparent to support minor stepchildren to the same extent as natural or adoptive parents; and to declare an emergency.

LEGISLATIVE BILL 641. By Richard D. Marvel, 33rd District; Wayne Ziebarth, 37th District.

A BILL FOR AN ACT relating to the Department of Public Welfare; to create a cash fund in the department; and to provide for its receipts and disbursements.

LEGISLATIVE BILL 642. By Fern Hubbard Orme, 29th District; Herb Nore, 22nd District.

A BILL FOR AN ACT to amend section 68-703.01, Reissue Revised Statutes of Nebraska, 1943, relating to public welfare; to provide for matching of federal funds by the county and state as prescribed; and to repeal the original section.

LEGISLATIVE BILL 643. By Jerome Warner, 25th District; Richard D. Marvel, 33rd District; Wayne Ziebarth, 37th District.

A BILL FOR AN ACT relating to higher education; to define terms; to create the Coordinating Committee on Higher Education as prescribed; to provide the authority of the committee; and to declare an emergency.

LEGISLATIVE BILL 644. By E. Thome Johnson, 15th District; Wally Barnett, 26th District.

A BILL FOR AN ACT to amend sections 39-741, 60-401, and 60-501, Reissue Revised Statutes of Nebraska, 1943, and sections 60-301 and 60-1401, Revised Statutes Supplement, 1969, relating to motor vehicles; to redefine terms; to prohibit registration and operation of minibikes and certain other vehicles as prescribed on streets and highways; to provide exceptions; to provide for notices; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 645. By Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 76-1006, Reissue Revised Statutes of Nebraska, 1943, relating to trust deeds; to reduce the period of time between notice of default and notice of sale as prescribed; and to repeal the original section.

LEGISLATIVE BILL 646. By Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 26-106, Revised Statutes Supplement, 1969, relating to municipal courts; to provide for an increase in the clerk's salary; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 647. By Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 8-319, Reissue Revised Statutes of Nebraska, 1943, relating to savings and loan associations; to define membership; to provide for the termination thereof upon transfer of ownership of real estate securing loans to such associations; and to repeal the original section.

LEGISLATIVE BILL 648. By Fred Carstens, 30th District.

A BILL FOR AN ACT to amend section 69-1311, Revised Statutes Supplement, 1969, relating to abandoned property; to provide for notice and contents thereof, and when and where published; and to repeal the original section.

LEGISLATIVE BILL 649. By Wally Barnett, 26th District.

A BILL FOR AN ACT to amend sections 48-504, 48-509, and 48-514, Reissue Revised Statutes of Nebraska, 1943, relating to employment agencies; to extend provisions for bond; to change fees and provide maximum service charges; to provide for licenses and fees; to provide for rules and regulations; and to repeal the original sections.

LEGISLATIVE BILL 650. By Roland Luedtke, 28th District; Rudolf C. Kokes, 41st District; Wayne Ziebarth, 37th District.

A BILL FOR AN ACT relating to travel and tourism promotion; to state the purpose of this act; to create the State Travel and Tourism Promotion Fund; to prescribe the use and disbursement of such fund; to provide a room and lodge tax as prescribed; to provide the rate, use, and disbursement of the tax; to provide travel and tourism regions; to provide for regional travel and tourism councils; to prescribe the duties of the council; to provide for members of the council, their appointment, duties and meetings; to provide for a State Travel and Tourism Promotion Board; to provide for the appointment, qualifications, and terms of members of the board; to provide powers and duties of the board; and to provide for matching funds.

LEGISLATIVE BILL 651. By George Syas, 13th District; Richard D. Marvel, 33rd District; Jerome Warner, 25th District.

A BILL FOR AN ACT to amend sections 48-602, 48-603, 48-604, 48-627, 48-648, 48-649, 48-652, 48-655, 48-661, and 48-668, Reissue Revised Statutes of Nebraska, 1943, and sections 48-624, 48-628, and 48-669, Revised Statutes Supplement, 1969, relating to Employment Security Law; to redefine terms; to enact provisions to conform to requirements of the Federal Employment Security Amendments of 1970 relating to certification of State Employment Security Laws; to amend certain disqualifications for benefits; to provide for payment of extended benefits; to provide for payment in lieu of contributions for certain eligible employers; to increase maximum weekly benefit amount; to provide for transition from former law to law as amended; and to repeal the original sections.

LEGISLATIVE BILL 652. By John W. DeCamp, 40th District.

A BILL FOR AN ACT to repeal section 39-740, Reissue Revised Statutes of Nebraska, 1943, relating to guest passengers.

LEGISLATIVE BILL 653. By Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend sections 16-115, 23-102, 23-1504, 46-1,132, 48-160, 60-1403, 75-105, 76-512, 77-1857, 81-873, and 84-402, Reissue Revised Statutes of Nebraska, 1943, relating to the seal; to authorize the use of ink stamp seals as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 654. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 71-4604, 71-4605, and 71-4606, Revised Statutes Supplement, 1969, relating to mobile homes and travel trailers; to require body and frame design and construction to meet standards set by the Department of Health; and to repeal the original sections.

LEGISLATIVE BILL 655. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend Laws 1969, Chapter 479, section 37, relating to appropriations; to increase the appropriation and personal service limitation for the State Real Estate Commission; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 656. By Ramey C. Whitney, 44th District; William H. Hasebroock, 18th District; George Syas, 13th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VII, of the Constitution of Nebraska, by amending sections 1 to 13 and by repealing sections 14 to 17 relating to education; to recodify, revise, and clarify the provisions of Article VII; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 657. By Richard F. Proud, 12th District.

A BILL FOR AN ACT to amend sections 8-409 and 8-446, Reissue Revised Statutes of Nebraska, 1943, relating to industrial loan and investment companies; to provide for prohibited acts as prescribed; to provide for issuance for certificates of indebtedness to minors; to relieve industrial loan and investment companies from liability based upon incapacity of minors because of age; to provide for endorsement of checks by minors; to extend the maximum period for repayment of loans made by industrial loan and investment companies as prescribed; to permit reduction or omission of installment payments for not more than twelve months as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 658. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend section 79-4,102, Revised Statutes Supplement, 1969, relating to schools; to clarify the method of determining the nonresident high school tutition rate; to provide for payments from the nonresident high school tuition fund; to repeal the original section; and to declare an emergency.

ADD–CO-INTRODUCER

Mr. Stromer asked unanimous consent to add Mr. Snyder to LB 628. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS

Government and Military Affairs

LB 534	Thursday, February 11, 1971	2:00 p.m.
LB 557	Thursday, February 11, 1971	2:00 p.m.
LB 558	Thursday, February 11, 1971	2:00 p.m.
LB 559	Thursday, February 11, 1971	2:00 p.m.
LB 570	Thursday, February 11, 1971	2:00 p.m.

(Signed) Terry Carpenter, Chairman

Revenue

LB 367	Monday, February 15, 1971	2:00 p.m.
LB 479	Monday, February 15, 1971	2:00 p.m.
LB 493	Monday, February 15, 1971	2:00 p.m.
LB 491	Tuesday, February 16, 1971	2:00 p.m.
LB 516	Tuesday, February 16, 1971	2:00 p.m.
LB 527	Tuesday, February 16, 1971	2:00 p.m.

(Signed) Rudolf C. Kokes, Chairman

Appropriations

Game & Parks Department	Monday, February 8, 1971	1:30 p.m.
County Welfare Directors	Monday, February 8, 1971	3:00 p.m.
Welfare Department	Thursday, February 11, 1971	2:00 p.m.

(Signed) Richard Marvel, Chairman

Public Health and Welfare

LB 419	Tuesday, February 16, 1971	2:00 p.m.
Cancelled:		
LB 261	Tuesday, February 16, 1971	2:00 p.m.

(Signed) Thomas C. Kennedy, Chairman

COMMITTEE MEETING

The Reference Committee and the Executive Board will meet at 1:15 p.m. today in Room 2017.

(Signed) William Swanson, Chairman

MEMBERS EXCUSED

Messrs. Kennedy, Kremer & Wallwey asked unanimous consent to be excused tomorrow. No objections. So ordered.

ADJOURNMENT

At 11:36 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:30 a.m. Thursday, February 4, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

NINETEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, February 4, 1971

Pursuant to adjournment, the Legislature met at 9:33 a.m., President Marsh presiding.

PRAYER

Prayer was offered by Dr. Edward L. Jeambey.

> Our Father who art in heaven: Truly thy name is to be hallowed because of what thou art and what thou art able to do for thy children. We, who have been created in thine own image, read in thy word that thou cans't do: "exceeding abundantly above all that we ask or think".
>
> Thou hast told us that thou art mindful of us. Even though thy greatness and power is such that the machinery of the universe is run by Thee, thou art still mindful of man. We are told that not even a sparrow falls to the ground or is forgotten before God, and that we are worth more than many sparrows. We therefore become justified in singing: "For his eye is on the sparrow, and I know he cares for me."
>
> Grant us this day the grace of sincerity so we may be trusted by our contemporaries, and be honored for the integrity of our minds. Send us into this days work with courage to face the issues and wisdom to attack the problems to be solved.
>
> Help us to distinguish between the important and the unimportant, and help us keep our sense of values straight.
>
> Thou hast admonished us to pray for all who are in places of authority and influence. According to the processes of the divine economy, men hold their positions and are ordained in them by the permissive will of God. We therefore pray for our new

governor in these early days of his regime that he might be guided in the performance of his duties in this high office in directing the affairs of the state.

Enable all of us, O Lord, to accept the roles we must play from day to day, and keep us mindful that this work is very important and truly significant. Above all, help us to remenber that our greatest reward is in the satisfaction that comes from doing our jobs well.

We ask these favors in the name of Jesus Christ our Lord. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Kime and Chambers who were excused.

ANNOUNCEMENT

Mr. Swanson reported that Mr. Snyder will replace Mr. Proud on Telecommunications Study Committee.

The following have been apointed to the Interim Committee to Study Departmental Rules and Regulations: (Resolution 17)

Senators Duis, Chairman; Wallwey, Waldron, Kennedy, Hasebroock, Chambers and Goodrich.

MEMORIAL

The Betty Crosby family expressed their appreciation for the Legislative rememberance.

INVITATION

The Woman's Auxiliary of the Nebraska State Medical Association extended an invitation to the senators and wives for a luncheon on Thursday, February 18, 1971, at 12:00 p.m. at the Cornhusker hotel.

NOTICE OF COMMITTEE HEARINGS

Labor

LB 320	Wednesday, February 17, 1971	2:00 p.m.
LB 358	Wednesday, February 17, 1971	2:00 p.m.
LB 363	Wednesday, February 17, 1971	2:00 p.m.
LB 381	Wednesday, February 17, 1971	2:00 p.m.
LB 383	Wednesday, February 17, 1971	2:00 p.m.

(Signed) Harold T. Moylan, Chairman

COMMITTEE HEARING—Cancelled

Monday, February 8, 1971	Public Welfare Directors	3:00 p.m.

(Signed) Richard Marvel, Chairman

REFERENCE COMMITTEE REPORT

LB	Committee
575	Constitutional Revision
576	Judiciary
577	Judiciary
578	Judiciary
579	Judiciary
580	Judiciary
581	Public Works
582	Education
583	Urban Affairs
584	Constitutional Revision
585	Agriculture and Recreation
586	Miscellaneous Subjects
587	Public Health and Welfare
588	Public Works
589	Government and Military Affairs
590	Government and Military Affaris
591	Government and Military Affairs
592	Constitutional Revision
593	Revenue
594	Urban Affairs
595	Judiciary
596	Public Works
597	Banking, Commerce and Insurance
598	Revenue
599	Public Health and Welfare
600	Agriculture and Recreation
601	Public Works
602	Urban Affairs
603	Judiciary
604	Constitutional Revision
605	Nebraska Retirement Systems Advisory
606	Revenue
607	Revenue
608	Revenue
609	Agriculture and Recreation
610	Constitutional Revision
611	Constitutional Revision
612	Government and Military Affairs
613	Miscellaneous Subjects

614	Public Health and Welfare
615	Appropriations
616	Public Health and Welfare
617	Agriculture and Recreation
618	Public Works
619	Agriculture and Recreation
620	Agriculture and Recreation
621	Constitutional Revision
622	Constitutional Revision
623	Constitutional Revision
624	Revenue
625	Revenue
626	Public Works
627	Constitutional Revision
628	Constitutional Revision
629	Judiciary
630	Judiciary
631	Banking, Commerce and Insurance
632	Public Works
633	Public Works
634	Urban Affairs
635	Education
636	Revenue
637	Government and Military Affairs
638	Public Health and Welfare
639	Public Health and Welfare
640	Public Health and Welfare
641	Appropriations
642	Appropriations
643	Education
644	Public Works
645	Judiciary
646	Judiciary
647	Banking, Commerce and Insurance
648	Judiciary
649	Labor
650	Revenue
651	Labor
652	Judiciary
653	Judiciary
654	Public Works
655	Appropriations
656	Constitutional Revision
657	Banking, Commerce and Insurance
658	Education
425	Re-referred from Public Health and Welfare to Judiciary

455	Re-referred from Education to Nebraska Retirement Systems Advisory
462	Re-referred from Appropriations to Education

(Signed) William F. Swanson, Chairman

STANDING COMMITTEE REPORTS

Constitutional Revision

LEGISLATIVE BILL 146. Placed on General File as amended.
Standing Committee Amendment to LB 146:
1. On page 4, line 20, strike "present" and insert "prevent".

(Signed) Wally Barnett, Chairman

Revenue

LEGISLATIVE BILL 253. Placed on General File.

LEGISLATIVE BILL 299. Placed on General File.

LEGISLATIVE BILL 284. Indefinitely postponed.

(Signed) Rudolf Kokes, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 49. Correctly enrolled.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 49.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 38. Correctly engrossed.

LEGISLATIVE BILL 45. Correctly engrossed.

LEGISLATIVE BILL 80. Correctly engrossed.

LEGISLATIVE BILL 83. Correctly engrossed.

LEGISLATIVE BILL 103. Correctly engrossed.

LEGISLATIVE BILL 134. Correctly engrossed.

LEGISLATIVE BILL 138. Correctly engrossed.

LEGISLATIVE BILL 163. Correctly engrossed.

(Signed) Duke Snyder, Chairman

SELECT FILE

LEGISLATIVE BILL 388. Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 128. Enrollment and Review amendments found in the Legislative Journal on page 308 for the Eighteenth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 69. Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 104. Advanced to Enrollment and Review for engrossment.

(Signed) Duke Snyder, Chairman

MOTION–Public Counsel

Mr. Schmit moved that the Eighty-Second Session of the Nebraska Legislature accept the offer of $72,000.00 from the Federal Government to fully fund the office of Public Counsel for a period of one and one-half years.

Laid over until Monday, February 8, 1971.

ANNOUNCEMENT

Speaker Hasebroock announced the deadline for submitting bills to the Revisor's Office is 4:00 p.m. today.

COMMITTEE TO ESCORT GOVERNOR

Speaker Hasebroock moved that a committee of five be appointed to escort the Governor to the Chambers. No objections. So ordered.

The President appointed Messrs. Kokes, Ziebarth, Kremer, Stromer, and Luedtke to serve on said committee.

The committee retired to wait upon the Governor

BUDGET MESSAGE OF GOVERNOR J. JAMES EXON

February 4, 1971

Mr. President, Mr. Speaker, Members of the 82nd Legislature, First Session, Ladies and Gentlemen:

Let me thank the Legislature for interrupting their busy schedule to allow me to present the Executive Budget today as required by statute.

In the preparation of a budget we must define our goals. We want to provide leadership to reality, leadership with vision, leadership that asks "how much do we get from our tax dollars rather than how many tax dollars can we get". On November 25, 1969, I called for a "return to reason" in state government. This budget is the beginning of a fresh, realistic approach and a return to reason that Nebraskans have demanded. This budget is for the people and by the people. It is a budget that will assure positive growth and assure confidence in state government.

This state has been on a crash program to out-do itself on spending and taxation. Your new administration has assumed the controls and is applying the brakes of no tax increases at the state level. We are setting a new tone for responsible action. We have carefully, deftly but deeply employed the surgeon's scalpel as opposed to the meat axe in trimming off layer after layer of fat from the most monstrous budget proposals ever presented a new administration. Yet we have not fled from legitimate needs and are recommending the largest budget in the state's history but one that can be financed, with intelligent and prudent administration, without a sales and income tax increase.

I ask the members of the Legislature to join with me to stave off demands for tax increases despite the unbelievable pressure that will surely come.

With this budget message and the detailed printed budget document that I am presenting today are the recommendations of the administration. In the next few days we will be presenting, for your consideration, the budget in the form of a bill or bills. This is a new innovation but after considerable discussion, we have concluded that this is the best manner in which to expedite the budget-making process.

Due to the limited time we have had to prepare our budget, we concede that this is not a perfect document and it is not presented as such. We encourage its review by the Legislature and its Budget Committee. The Executive Department will cooperate completely with the Legislature in your review of this budget and will consider shifting of priorities, programs, and appropriations if it is the will of the Legislature; provided, however, that the overall total budget appropriations fit within the limits of our tax framework.

We have reviewed the economic outlook for Nebraska and its impact on probable revenues. Agricultural production will increase but we would be less than frank if we did not concede that unless substantial changes are instituted by the Department of Agriculture in Washington, changes that are not now in prospect, we might expect further reduction in the net farm income with resulting low in tax revenue from this important segment of our economy. With determination we will fight at the local and national level to improve the income of our Nebraska farmers. When we consider appropriations, however, it is well for us to recognize that the general well-being of our basic industry leaves much to be desired. However, overall opportunities for our state are unlimited. We envision a substantial increase in industrial expansion under new approaches that will be put into practice by this administration.

Members of the Legislature, Ladies and Gentlemen, let us be realistic and reasonable as we approach our budget-making and appropriation duties. Fiscal responsibility, coupled with a new awakening that restraint is still a virtue, should be kept in perspective. Please allow me a few minutes to discuss my philosophy.

While there were and still are those "disciples of spending" who said it could not be done, we present you a budget in specifics today that meets the vital needs of Nebraska and all Nebraskans while "holding the line" as per our commitment on the sales and income tax rates. We will hold to the present 2 1/2% sales, 10% personal, and 2% corporate income tax rates for calendar 1971. Our projections are, as we anticipated and predicted, that we will have to return to the tax rates of calendar 1970 during calendar 1972. This will require continuing the sales tax rate at 2 1/2%, but placing personal and corporate income tax rates back to their 1970 levels.

They said we could not hold the line. We say we can. You have proof of that today in this budget.

There were and are those who contemplate the new administration with foreboding. Some who should know better considered our inaugural message one of "retrenchment". If prudence in spending and taxation is retrenchment, then we are guilty. If the halt to established tendencies to write a blank check to every special interest group, good or bad, worthy or questionable, regardless of its impact on the pocket of Nebraska taxpayers is retrenchment, then this Governor is prepared to accept such as a description of his administration with enthusiasm and thanks. The fears of the big spenders and their dreams of higher taxes and special projects are not likely to be calmed by this budget. The "retrenchment prognosticators" will persist even after today as your Governor presents you a budget that balances necessary spending with income–without sales and income tax increases.

This has been accomplished only by an austere approach to many outlandish programs. It has not been easy, but anything that is worthwhile seldom is. We have made full use of cash incomes, surpluses, and projected tax revenues. We have also provided for meeting all of the deficits that this administration inherited.

This budget is unique not only because we have authored "a hold the line" tax program but have actually offered every Nebraskan a tax cut totalling four million dollars each year with the elimination of the sales tax on food. Inequities now exist with the present and proposed system of credits on the income tax due to the variance of sales tax rates between some rural and urban residents. We will be furnishing members of the Legislature and the public further detailed information proving the need to eliminate the tax on food as 16 other states have successfully recognized and accomplished.

With the rapid changes that have been taking place in the last few years in Nebraska's tax structure, we believe this is a time for only careful reflection and refinement at best. It is the recommendation of the Governor that other than the elimination of the sales tax on food and the closing of loopholes in the income tax we should take no action this session on other exemptions or new taxes.

In this regard let me spell out a concern. While selling the people of this state on a so-called "broadened tax base" we have been narrowing that base steadily rather than broadening it ever since. Will you please reflect on that fact. The sales and income taxes are not a panacea for all tax problems. The continued pressure from some sources, day in and day out, for further unbridled advancement in these taxes, for pet projects or exemptions, must be stopped now if we are to have the flexibility likely to be needed in the future from such tax sources.

You have heard the lament—"Nebraska's tax rates are still among the lowest in the nation." When you look at the overall tax situation in Nebraska, this argument simply does not hold water. But let's assume for a moment that it does. Are low tax rates in themselves some kind of a disgrace? What is happening to our sense of values? Are our goals legitimate when they are directed towards increasing taxes because others have done so? Many of those dreaming of higher taxes have cited examples by saying "look at Pennsylvania, look at New York, look at California" and others where they "enjoy" a 5 or 6% sales tax and much higher income taxes. Their misleading sales pitch would pretend to imply all is well in those states. My fellow Nebraskans, please don't be fooled. The problems in New York, in California, and in Pennsylvania are manifoldly worse than ours. Read of their pitiful financial situations. Listen to their frank discussion of possible state bankruptcy. Our future is bright if we don't take the bait as others have that we spend our way to the good life. Let's avoid the traps of the tax happy troubadours.

I ask that the Legislature and the people of this state tax only where taxes are necessary to do what we must do for our great state. I also ask all of those in government to join with me in recognizing once and for all and forever that the taxation authority is a sacred trust. I say again that it takes more courage to say "NO" than "YES". We must reject the alarming tendency I note in some select butinfluential circles that higher sales and income taxes, bonded debt whether we need it or not at whatever the interest rate, and similar proposals are good for Nebraska. I submit that the people of this state have been pushed as far as they want to be pushed. It is time for real leadership to reassert itself once again in Nebraska rather than to falsely equate leadership with the ability to tax and spend.

The specifics of the budget are that we propose a 471 million dollar expenditure for fiscal 1971-72, and 486.4 million dollar expenditure for fiscal 1972-73. In capsule form the 1971-72 recommended General Fund appropriations increase is up 16.6 million over the 1970-71 estimated General Fund expenditures. Here are some of the areas where these additional funds will go:

201.6	Available Revenue 1971-72 in millions
185.0	Estimated General Fund expenditures for 1970-71
$16.6	General Fund Increase
4.0	Reduction in revenue due to elimination of sales tax on food
6.6	To match Federal Funds to attack water pollution problems in secondary sewage treatment thereby relieving our cities of necessary local tax increases
1.5	Additional aid for mental health and mental retardation, area vocational technical schools and state vocational schools
4.1	To meet federal welfare requirement

These expenditures alone use up all of the 16.6 General Fund increases.

We hope that all can therefore appreciate, considering increases in other critical areas, that our task and now your task of establishing priorities among many areas of need was and is a most difficult one.

The University of Nebraska is a great university by any reasonable standard and we have programmed a budget that we are convinced will keep it in the forefront. While drastically reducing what we considered excessive budget requests we have provided an overall increase from all funds of over 8% for the 1971-72 year, from 71.9 million currently to 78 million next year. This has been accomplished despite a reduction of some 1.5 million from General Fund appropriations of last year.

The time for higher education to streamline, to innovate, to break through the time worn precepts is here. Students are becoming bored with humdrum approaches in education practiced in the days of yesteryear.

I am challenging the Board of Regents, the Administration, the faculty and students at the University of Nebraska to review their goals; to look at educational output not just input; to realize that educational costs will become prohibitive unless educators and officials charged with such repsonsibilities look and act on recommendations of the Carnegie Report and others calling for educational reform to restructure their thinking along the line of getting more value out of existing dollars. To create a top-flight University by channeling thought to concentration on present appropriations rather than to seek unreasonable spending goals.

Let the University of Nebraska become Number One also in furnishing the needed dramatic evolution in higher education. We have begun the "new day". by funding a requested Black Studies Program, $150,000 for a Regents Commission Study on an Urban University, and a one million dollar discretionary fund for the Board of Regents. These are but the seeds. With care and nurturing they can grow dramatically.

We have also provided increases for medical school research, additional interns and residents at University Hospital, designed to encourage more doctors to remain in Nebraska.

The Department of Institutions historically is one of our larger spending agencies but no one can measure the tremendous return in satisfying human needs by those who care for and heal our less fortunate Nebraskans. We must be ever compassionate to their needs and our biennial budget in the field of institutions is up from $69.8 million to $79.3 million from all funds.

In the Department of Education we have recommended an overall increase of $3.5 million from the General Fund for the biennium. This includes the strengthening of special education in addition to more aid to vocational and junior colleges. Both in the education and institution budgets we have recognized the need for further required investments in improved mental health and mental retardation services.

The State Colleges are receiving increases in General Fund appropriations of over 15% for fiscal 1971-72. While this is far below their requested 70% budget increase, we have begun the trend that must be continued to give these fine institutions a better break in comparison with other institutions of higher learning. We have also provided some capital construction funds for certain campuses where they are badly needed.

Public Welfare is an area of double concern. Meeting the human needs of those suffering from infirmities and lack of income by others to sustain themselves will always be an understanding consideration of the vast majority of Nebraskans. However, with the unbelievable increase in demands on welfare we are dangerously close to the point where we may be forced to take drastic steps in an effort to assure financial resources to meet the needs of the legitimate recipients. Shockingly, despite the tight budget that you are being presented today, Welfare has the highest dollar increase of all departments with a $9.4 million dollar all fund increase over last year. In view of this, your Governor, following the revelation of abuses in the State of Nevada and a new court decision allowing more leeway on investigations has ordered 162 trained welfare personnel into the field starting next Monday to ascertain how many currently on welfare can be legitimately removed from such rolls. We also appeal to the bonafide recipients of any type of welfare to cooperate with state and county officials and report abuses. It is time for those who receive legitimate help from the system to protect their current and future payments. Welfare is threatening to bankrupt many states and it must become an increasing concern for all Nebraskans while safeguarding the rights of the worthy recipients.

We salute the excellent and dedicated efforts of the men and officers of the Nebraska Patrol. Budget limitations prevent this administration form allowing as much needed increase as may seem justified. We are increasing the Patrol's budget over the next two years some $1.5 million which, amoung other things, will provide 9 additional troopers and 6 new men in the Criminal and Drug Investigation Division. This fight must be stepped up, and it will be receiving top priority from the Exon Administration. We believe that additional funds to assist needed increases in the budget of this department can be made available through the Crime Commission under funds available from the Federal Safe Streets Act.

Last, but not least, we want to comment, with some pride, on our Department of Roads. This is historically one of the largest spending agencies in government but is seldom mentioned in a Budget Message because it operates principally from Cash Funds, gasoline taxes, excise taxes, user fees, etc. But this is not a department that should be considered "out of sight, out of mind". Certainly not with the attention it will receive from the new adiministration. We will be road builders, not just planners. This administration has, through cutting millions of dollars in layers of fat our of the budget left by the last administration, come up with a legitimate ten million dollar savings that can be used for road construction or matching Federal Funds in lieu of further bonded debt at this time; provided, of course, such funds are, in fact, needed. This ten million dollars was saved from non-building and non-construction funds. We will persist in handling highway matters in a business-like manner and this administration will keep its finger off the panic button.

Our Capital Construction recommendations total 14.9 million for the next biennium. This is approximately the same as the valid capital construction budget of the last biennium. Included is 3.5 million dollars for library additions on the Lincoln Campus of the University, 1.5 million dollars for a new and badly needed Home Economics Building on the Agriculture

Campus, and 1 million dollars for land acquisition on the UNO Campus to relieve their critical parking situation. In addition there is required construction and equipment to meet necessary fire safety standards on state-owned buildings throughout Nebraska and other high priority construction projects.

We recommend continuation of state aid to school districts, counties and municipalities at the same amounts currently in effect.

The problems of water and air pollution have basically been ignored in Nebraska save for words of concern by those in high postitions. We must act now. A key budget expenditure of this administration, another first in Nebraska, is our recommendation for a total of 9.9 million dollars to allow Nebraska municipalities to match available Federal Funds for secondary water sewage treatment facilities. Because the matter was ignored last year, we are hereby requesting an emergency appropriation of 6.6 million dollars to meet Federal Matching Funds that are otherwise scheduled to expire in May and June of this year. We will request another $3.3 million for the second year of the biennium next January to continue this program.

Included in our budget for all agencies is a salary increase of $300 for fiscal 1971-72 for each state employee. This is particularly needed in the lower echelons of state government where those individuals have not shared in the recent handsome advances awarded many others. However, we are leaving the determination of these increases to the discretion of the department heads. There are no blanket increases directed, rather we simply providing the funds. Furthermore, we will direct a review of state employees presently rated over the median scale in job classifications by the Personnel Department. Merit increases must still be a vital consideration of state government.

There is so much to do. There is so much to be concerned about. This administration will direct its effort to providing sound business practices. We are shocked, for example, to learn just this week from the State Personnel Officer that Nebraska ranks near the top of all states on the ratio of state employees to population. The national average of state employees per 10,000 population is 105. Nebraska amazingly has 135 employees per 10,000 in population. We pledge to the Legislature and the people that our administration will investigate this apparent glaring inefficiency.

While there will be differences, we seek the counsel and advice of the Legislature on the suggestion we have outlined in this message, and in the budget details submitted today. We have labored hard to present a workable package that undoubtedly leaves something to be desired in some areas. This we concede. We have attempted to be entirely realistic and fair. We will stand firmly behind the tax maximums we have outlined. We would not be fair with the Legislature if we did not make this very clear. It is our belief and certainly our hope that our budget is reflective of the thinking of the majority of the Legislature. We are certain this budget is representative of the thinking of most Nebraskans. Let us pray that men of good will, even with differing points of view, can debate this document with discretion and logic.

The Committee escorted the Governor from the Chamber.

EASE

The Legislature was at ease from 10:38 a.m. to 10:44 a.m.

BILLS ON FIRST READING

The following bills were read by title for the first time:

LEGISLATIVE BILL 659. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 79-4,118 and 79-4,119, Reissue Revised Statutes of Nebraska, 1943, and section 79-1338, Revised Statutes Supplement, 1969, relating to schools; to provide for purchase and loan of textbooks by school districts to private schools; and to repeal the original sections.

LEGISLATIVE BILL 660. By Gerald Stromer, 36th District; Roland Luedtke, 28th District.

A BILL FOR AN ACT relating to education; to establish a Division of Student Personnel Services in the Department of Education; to provide for the duties of such division; to provide for the appointment of a State Advisory Committee for Student Services; to provide duties as prescribed; and to declare an emergency.

LEGISLATIVE BILL 661. By Elmer Wallwey, 17th District; Fred Carstens, 30th District.

A BILL FOR AN ACT to amend section 32-513, Revised Statutes Supplement, 1969, relating to elections; to reduce filing fees for delegates and alternate delegates to the national convention as prescribed; and to repeal the original section.

LEGISLATIVE BILL 662. By Richard Maresh, 32nd District; Walter Epke, 24th District; Wayne Ziebarth, 37th District.

A BILL FOR AN ACT to amend sections 75-115 and 75-116, Reissue Revised Statutes of Nebraska, 1943, relating to the State Railway Commission; to authorize the State Railway Commission after notice and hearing to issue orders to such common carriers to make reasonable improvements of its service, facilities and equipment as are necessary; to authorize the State Railway Commission to request supplemental reports from common carriers; and to repeal the original sections.

LEGISLATIVE BILL 663. By Wayne Ziebarth, 37th District; Richard Maresh, 32nd District; Richard Lewis, 38th District.

A BILL FOR AN ACT to amend section 79-311, Reissue Revised Statutes of Nebraska, 1943, and section 79-2208, Revised Statutes Supplement, 1969, relating to schools; to provide that counties may contract with educational service units to provide the services and perform the duties of a county superintendent; and to repeal the original sections.

LEGISLATIVE BILL 664. Wayne Ziebarth, 37th District.

A BILL FOR AN ACT to amend section 60-301, Revised Statutes Supplement, 1969, relating to motor vehicles; to except certain agricultural equipment, as prescribed, from the definition of a motor vehicle; and to repeal the original section.

LEGISLATIVE BILL 665. By Wally Barnett, 26th District.

A BILL FOR AN ACT relating to elections; to provide for registration of voters on the day of primary and general elections as prescribed.

LEGISLATIVE BILL 666. By Bill Skarda, 7th District.

A BILL FOR AN ACT to amend section 53-102, Reissue Revised Statutes of Nebraska, 1943, relating to liquor; to provide that persons over sixteen may possess beer under certain conditions; and to repeal the original section.

LEGISLATIVE BILL 667. By Gerald Stromer, 36th District; Ellen Craft, 45th District; Robert Clark, 47th District.

A BILL FOR AN ACT to amend section 68-620, Reissue Revised Statutes of Nebraska, 1943, relating to assistance; to provide that tax levy for old age and survivors' insurance and pension systems shall be in addition to levy limitations; and to repeal the original section.

LEGISLATIVE BILL 668. By William Hasebroock, 18th District.

A BILL FOR AN ACT to amend sections 28-481, 28-482, and 28-483, Revised Statutes Supplement, 1969, relating to crimes and punishments; to transfer from the county attorney to the county division of public welfare responsibilities as prescribed with regard to injuries suffered by children and incompetent and disabled persons; to provide duties for the Department of Public Welfare; and to repeal the original sections.

LEGISLATIVE BILL 669. By William Hasebroock, 18th District.

A BILL FOR AN ACT to amend section 60-331, Revised Statutes Supplement, 1969, relating to motor vehicles; to remove the provision that commercial trucks and truck-tractor registration fees may be paid in two installments; and to repeal the original section.

LEGISLATIVE BILL 670. By Fred Carstens, 30th District.

A BILL FOR AN ACT to amend sections 43-205.06 and 43-206.03, Reissue Revised statutes of Nebraska, 1943, and sections 43-202, 43-206.01, 43-206.04, and 43-243, Revised Statutes Supplement, 1969, relating to infants; to provide additional provisions for appeals in juvenile court cases; to provide for payment of attorney fees; to change the requirements for service of process in juvenile cases; to change the standard of proof required in juvenile court; to provide for exchange of files between courts in juvenile cases; to provide for disposition of records in juvenile cases; to provide for restraining orders in juvenile cases; and to repeal the original sections.

LEGISLATIVE BILL 671. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 39-1349, Revised Statutes Supplement, 1969, relating to highways; to eliminate the provisions for the Department of Roads to qualify bidders; and to repeal the original section; and also section 39-1351, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 672. By Sam Klaver, 9th District.

A BILL FOR AN ACT to amend section 23-1115, Reissue Revised Statutes of Nebraska, 1943, relating to county judges; to increase the salary of county judges as prescribed; to provide when such increase shall become operative; and to repeal the original section.

LEGISLATIVE BILL 673. By Herbert Duis, 39th District; Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 60-320, Revised Statutes Supplement, 1969, relating to motor vehicles; to authorize the issue of dealer license plates to manufacturers of motor vehicles, motorcycles and trailers as defined; to provide an operative date; and to repeal the original section.

LEGISLATIVE BILL 674. By Wally Barnett, 26th District; Jerome Warner, 25th District.

A BILL FOR AN ACT relating to taxation; to provide for information to be contained on the tax receipt as prescribed.

LEGISLATIVE BILL 675. By Robert Clark, 47th District; Herbert Duis, 39th District.

A BILL FOR AN ACT to amend sections 72-706, 81-1108, 81-1120.02, 81-1120.03, 81-1120.06, 81-1120.09, and 81-1120.10, Revised Statutes Supplement, 1969, realting to telecommunications; to provide that the telecommunications director shall control telecommunications equipment in the State Capitol and the Telephone Expense Revolving Fund; to conform provisions with previous legislation; and to repeal the original sections.

LEGISLATIVE BILL 676. By Fred Carstens, 30th District.

A BILL FOR AN ACT relating to courts; to provide for a constable, sheriff or deputy to serve as bailiff in county court jury trials; and to provide for compensation for such service.

LEGISLATIVE BILL 677. By Fred Carstens, 30th District.

A BILL FOR AN ACT to amend section 60-311.08, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to reduce the age of a motor vehicle to be licensed an antique car; to permit the use of such antique car on public roads and streets as prescribed; and to repeal the original section.

LEGISLATIVE BILL 678. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 39-741, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to redefine terms relating to rules of the road and motor vehicles as prescribed; and to repeal the original section.

LEGISLATIVE BILL 679. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to state administrative departments; to establish a Commission on Drug Abuse; to provide for appointment of members to the commission; and to provide for the powers and duties of the commission.

LEGISLATIVE BILL 680. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to criminal procedure; to provide for administration of probation in district, county, and juvenile courts, other than separate juvenile courts; to define terms; to create the Nebraska District Court Judges Association and to provide for its powers, duties, and responsibilities; to create the Office of Probation Administration and to provide for its operation, powers, and responsibilities; to create the Field Probation Service and to provide for its operation, powers, and responsibilities; to provide for the probation, revocation of probation, and discharge from probation of offenders; to provide duties for certain officers as prescribed; to amend section 29-2219, Reissue Revised Statutes of Nebraska, 1943, and sections 29-2209, 29-2215, and 29-2216, Revised Statutes Supplement, 1969; and to repeal the original sections, and also sections 29-2210, 29-2217, 29-2218, 29-2223, 29-2225, 29-2226, 29-2227, 29-2228, 29-2229, 29-2230, 29-2231, 29-2232, 29-2233, 29-2234, 29-2235, 29-2236, 29-2238, and 29-2239, Reissue Reivsed Statutes of Nebraska, 1943, and sections 29-2224, 29-2237, 29-2240, 29-2241, 29-2242, 29-2243, 29-2244, and 29-2245, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 681. By Glenn Goodrich, 20th District.

A BILL FOR AN ACT to amend sections 60-1601, 60-1601.01, 60-1602, 16-1606, 16-1606.01, 60-1606,03, and 77-103, Revised Statutes Supplement, 1969, relating to cabin trailers; to redefine terms; to provide for taxation of cabin trailers situated on real estate as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 682. By Irving Wiltse, 1st District.

A BILL FOR AN ACT to amend section 19-2903, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, particular classes; to provide for an audit of villages having a population of three hundred or less as prescribed; and to repeal the original section.

NOTICE OF COMMITTEE HEARING

Constitutional Revision

LB 500	Thursday, February 18, 1971	2:00 p.m.
LB 502	Thursday, February 18, 1971	2:00 p.m.

(Signed) George Syas, Chairman

MOTION—Discuss Governor's Budget

Mr. Carpenter moved that we direct the Budget Committee to reduce the Governor's budget recommendations into a bill exactly as recommended by the Governor, upon its completion, or receipt of a bill from the Governor report it to the Senate to place bill on general file for immediate consideration, and explanation by the Chairman of the Budget Committee and others who desire to participate, and if moved off general file, it be expedited to final reading and when completed and accepted by this Body, we adjourn sine die and leave all bills as they will be at that time in their proper place for consideration when we meet again, either upon a special or regular session.

Mr. Syas asked for a discussion of the question. So ordered.

Mr. Carpenter asked to delete from his motion all reference to adjournment sine die upon adoption of the budget. No objections. So ordered.

Mr. Carpenter requested a verified vote:

Voting in the affirmative, 12:

Barnett
Morgan
Syas
Carpenter
Moylan
Waldron
Carstens
Simpson
Klaver
Skarda
Mahoney
Snyder

Voting in the negative, 32:

Burbach
Carsten
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kremer
Lewis
Luedtke
Maresh
Marvel
Nore
Orme
Savage
Stahmer
Stromer
Stull
Swanson
Waldo
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Not voting, 5:

Chambers
Kime
Kokes
Proud
Schmit

The motion lost with 12 ayes, 32 nays and 5 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 683. By Richard Lewis, 38th District.

A BILL FOR AN ACT to amend section 39-723.10, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to require the use of slow-moving vehicle emblems on any public road or highway; and to repeal the original section.

LEGISLATIVE BILL 684. By E. Thome Johnson, 15th District; William H. Hasebroock, 18th District.

A BILL FOR AN ACT to repeal sections 45-163, 45-164, 45-166, 45-167, 45-168, 45-169, 45-170, 45-171, and 45-172, Reissue Revised Statutes of Nebraska, 1943, and section 45-165, Revised Statutes Supplement, 1969, relating to interest, as obsolete.

LEGISLATIVE BILL 685. By William H. Hasebroock, 18th District; Ramey C. Whitney, 44th District; George Syas, 13th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VIII, of the Constitution of Nebraska, by amending section 11 and adding a new section 12 relating to revenue; to require all publicly-owned suppliers of electricity and gas to pay on gross revenue; to change the allocation of the money collected; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 686. By Ramey C. Whitney, 44th District; William H. Hasebroock, 18th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 9 and 16, of the Constitution of Nebraska, relating to the Legislature; to provide for standards and definitions for determining conflicts of interest and effect thereof; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 687. By William H. Hasebroock, 18th District; Ramey C. Whitney, 44th District; George Syas, 13th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article IV, section 28, of the Constitution of Nebraska, relating to the executive; to provide for a Director of Revenue in place of a Tax Commissioner; to provide duties for the director as prescribed; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972, to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 688. By William H. Hasebroock, 18th District; Ramey C. Whitney, 44th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article XIII, section 2, and repeal of Article XV, section 16, of the Constitution of Nebraska, relating to state, county, and municipal indebtedness; to transfer the provisions for industrial development bonds from Article XV to Article XIII; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 689. By George Syas, 13th District; Duke Snyder, 14th District.

A BILL FOR AN ACT to amend section 85-197, Revised Statutes Supplement, 1969, relating to the University of Nebraska; to reduce the area in which the Board of Regents may acquire real property as prescribed; and to repeal the original section, and also section 85-198, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 690. By Wayne Ziebarth 37th District; Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend sections 43-604, 43-605, 43-606, 43-611, 43-617, 43-620, 43-621, 43-625, and 43-626, Reissue Revised Statutes of Nebraska, 1943, and sections 43-607, 43-613, 43-616.01, 43-628, and 79-202.01, Revised Statutes Supplement, 1969, relating to children; to define orthopedically handicapped children; to clarify provisions for transportation of children in special education programs; to clarify terms relating to special education programs; to remove obsolete matter; and to repeal the original sections, and also section 43-616, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 691. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 35-508, Revised Statutes Supplement, 1969, relating to fire districts; to enlarge the powers of the board of directors as prescribed; and to repeal the original section.

LEGISLATIVE BILL 692. By Jerome Warner, 25th District; Loran Schmit, 23rd District.

A BILL FOR AN ACT to amend sections 2-2701, 2-2702, 2-2703, 2-2704, 2-2705, 2-2706, 2-2707, 2-2708, 2-2709, 2-2710, 2-2711, and 2-2712, relating to tractor engine tests; to provide that the provisions of Chapter 2, article 27, Reissue Revised Statutes of Nebraska, 1943, shall apply only to tractor engines; to provide who shall make tests; to define terms, to provide for rules and regulations; to change penalties; and to repeal the original sections.

LEGISLATIVE BILL 693. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 17-715, Reissue Revised Statutes of Nebraska, 1943, relating to second class cities and villages; to provide that cities of the second class and villages may draw warrants in excess of eighty-five per cent of the current levy for the purpose for which it is drawn when there are obligated federal or state funds, or both, for the credit of such city of the second class or villages for such purpose; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 694. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 39-2509, Revised Statutes Supplement, 1969, relating to highways; to require counties to match funds based on a fiscal year as prescribed; to extend the time funds shall be held in escrow; and to repeal the original section.

LEGISLATIVE BILL 695. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend sections 88-401 and 88-404, Reissue Revised Statutes of Nebraska, 1943, relating to public warehouses; to eliminate personal surety bonds; authorize the commission to prepare and furnish public warehouse receipts; to provide for fees; and to repeal the original sections.

LEGISLATIVE BILL 696. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend sections 60-311.03 and 60-330, Revised Statutes Supplement, 1969, relating to motor vehicles; to provide for registration of farm truck-tractor and semitrailer combinations and to provide fees therefor; and to repeal the original sections.

LEGISLATIVE BILL 697. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend sections 72-1245 and 72-1246, Revised Statutes Supplement, 1969, relating to investment of state funds; to define primary carrier; to authorize certain investments; to authorize investment in first morgtages of real property as prescribed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 698. By Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend sections 23-107 and 23-118, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to provide exceptions; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 699. By Jerome Warner, 25th District; Rudolf Kokes, 41st District; Calvin F. Carsten, 2nd District.

A BILL FOR AN ACT relating to personal property; to provide that a retail implement may recover a specified percentage of price of articles plus certain transportation costs upon discontinuance of contract by wholesaler, manufacturer, distributor, or retail dealer as prescribed.

UNANIMOUS CONSENT—Withdraw LB 230 and LB 318

Mr. Goodrich asked unanimous consent to withdraw LB 230. Laid over.

Mr. Johnson asked unanimous consent to withdraw LB 318. Laid over.

COMMITTEE MEETING

The Reference Committee will meet today after adjournment in Room 2017.

(Signed) William Hasebroock

ADJOURNMENT

At 11:24 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Monday, February 8, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

TWENTIETH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, February 8, 1971

Pursuant to adjournment, the Legislature met at 9:03 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> O God, our heavenly Father, as we resume our duties, restore our faith in the ultimate triumph of Thy plan for the world Thou hast made. In spite of present difficulties, our disappointments and our fears, reassure us that Thou art still in control; and though we become frustrated and give up, remind us that Thou art still holding things together, waiting and working and watching. When we make mistakes, help us to remember that Thou dost not give up on us. Forbid it, Lord, that we should give up on Thee and forget that all things work together for good to them that love Thee. Through Jesus Christ our Lord. Amen.

ROLL CALL

The roll was called and all members were present except Mr. Chambers who was excused until 12:00 noon and Mr. DeCamp, who was excused until 10:00 a.m.

INVITATION

The Legislature was invited by the Nebraska Council of Sportsmen's Clubs to attend a Banquet on Monday, February 15, 1971, at 7:00 p.m., at the Cornhusker Hotel.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on February 5, 1971 at 9:25 a.m.: LB 49.

MESSAGES FROM THE GOVERNOR

February 3, 1971

Mr. President
Mr. Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that I have made the following appointment requiring Legislative confirmation:

Member, Games and Parks Commission–Jack D. Obbink

Respectfully submitted,

(Signed) J. James Exon
Governor

February 3, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bill 1. This bill was signed by me on February 3, 1971 and delivered to the Secretary of State.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw

COMMUNICATION

February 3, 1971

Mr. Vincent Brown
Clerk of the Legislature
State Capitol
Lincoln, Nebraska

Dear Vince:

Enclosed is a copy of the letter from Governor Tiemann's files, which the Historical Society kindly provided us.

These appointment letters for Legislative Confirmation were always hand carried to your office. The procedure was followed that a Page from the Legislature was called to pick up the envelope and deliver it to your office.

I hope this will clear up the matter. If I can be of further assistance, please give me a call.

Sincerely,

(Signed) Lois M. Tefft
Former Secretary to
Governor Tiemann

January 6, 1971

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that I have made the following appointments requiring Legislative confirmation:

Board of Trustees of Nebraska State Colleges
Robert Walker, Kearney, was appointed to replace James M. Knapp of Kearney and Dick Hahn, Jr., Auburn replaces Bernard M. Spencer, Nebraska City. Both appointments are for six year terms, effective January 1, 1971.

Public Welfare and Public Institutions Advisory Committee
Jack Molsbee, McCook, has been re-appointed for a four year term, effective January 1, 1971.

Power Review Board
Harold Oldfather, Kearney was re-appointed for a four year term, effective January 1, 1971.

State Employees Retirement Board
Lowell Fisk, Lincoln, and James F. Nissen, Lincoln, both were re-appointed for 3 year terms, effective January 1, 1971.

State Electrical Board
Lynn Moore, Columbus, appointed to replace Frank Phelps of Grand Island, whose term expired. The appointment is a five year term, effective December 26, 1970.

Respectfully submitted,

(Signed) Norbert T. Tiemann
Governor

NTT:lt

NOTICE OF COMMITTEE HEARINGS

Committee on Committees

The Committee on Committees will meet at 1:00 p.m. on Monday, February 22, 1971, in the Legislative Council Hearing Room for the purpose of hearing appointments submitted by Governor Norbert T. Tiemann and reviewed and approved by Governor J. James Exon as follows:

Dr. William Higgins–State Board of Health
Dr. Harold G. Wiesemann–State Board of Health
Lawrence L. Graham–Director, Department of Welfare
(rescheduled from 2-17-71)

(Signed) Richard F. Proud, Chairman

February 8, 1971

The Committee on Committees will meet at 1:00 p.m. on Tuesday, March 2, 1971, in the Legislative Council Hearing Room for the purpose of hearing appointments submitted by Governor Norbert T. Tiemann to the Board of Public Roads Classifications and Standards as follows:

Alfred E. Rasmussen
Marvin Athey
Gene E. Jordan
R. Dayle Hanson
Melvin Ommen
Robert L. Gaukel

(Signed) Richard Proud, Chairman

February 8, 1971

The Committee on Committees will meet at 1:00 p.m. on Wednesday, March 3, 1971, in the Legislative Council Hearing Room for the purpose of hearing appointments submitted by Governor Norbert T. Tiemann to the Board of Public Roads Classifications and Standards as follows:

Floyd Burkinshaw
A. V. Sorensen
C. D. Ackerman
Donald Swing
Bruce Gillan

(Signed) Richard F. Proud, Chairman

Judiciary

LB 379	Monday, February 15, 1971	2:00 p.m.
LB 380	Monday, February 15, 1971	2:00 p.m.
LB 382	Monday, February 15, 1971	2:00 p.m.
LB 384	Monday, February 15, 1971	2:00 p.m.
LB 385	Monday, February 15, 1971	2:00 p.m.
LB 430	Monday, February 15, 1971	2:00 p.m.
LB 412	Tuesday, February 16, 1971	2:00 p.m.
LB 418	Tuesday, February 16, 1971	2:00 p.m.
LB 421	Tuesday, February 16, 1971	2:00 p.m.
LB 427	Tuesday, February 16, 1971	2:00 p.m.
LB 436	Tuesday, February 16, 1971	2:00 p.m.
LB 483	Tuesday, February 23, 1971	2:00 p.m.
LB 484	Tuesday, February 23, 1971	2:00 p.m.
LB 485	Tuesday, February 23, 1971	2:00 p.m.
LB 486	Tuesday, February 23, 1971	2:00 p.m.
LB 487	Tuesday, February 23, 1971	2:00 p.m.
LB 488	Tuesday, February 23, 1971	2:00 p.m.
LB 489	Tuesday, February 23, 1971	2:00 p.m.

(Signed) Roland Luedtke, Chairman

Education

LB 108	Monday, February 15, 1971	2:00 p.m.
LB 445	Monday, February 15, 1971	2:00 p.m.
LB 446	Monday, February 15, 1971	2:00 p.m.
LB 447	Tuesday, February 16, 1971	2:00 p.m.
LB 448	Tuesday, February 16, 1971	2:00 p.m.
LB 449	Tuesday, February 16, 1971	2:00 p.m.
LB 450	Tuesday, February 16, 1971	2:00 p.m.
LB 468	Tuesday, February 16, 1971	2:00 p.m.
LB 469	Tuesday, February 16, 1971	2:00 p.m.
LB 470	Tuesday, February 16, 1971	2:00 p.m.

LB 463	Wednesday, February 17, 1971	2:00 p.m.
LB 498	Wednesday, February 17, 1971	2:00 p.m.
LB 528	Wednesday, February 17, 1971	2:00 p.m.
LB 524	Monday, February 22, 1971	2:00 p.m.
LB 525	Monday, February 22, 1971	2:00 p.m.
LB 569	Monday, February 22, 1971	2:00 p.m.
LB 462	Tuesday, February 23, 1971	2:00 p.m.
LB 582	Tuesday, February 23, 1971	2:00 p.m.
LB 635	Wednesday, February 24, 1971	2:00 p.m.
LB 643	Wednesday, February 24, 1971	2:00 p.m.
LB 658	Wednesday, February 24, 1971	2:00 p.m.

(Signed) Donald Elrod, Chairman

REFERENCE COMMITTEE REPORT

LB	Committee
659	Education
660	Education
661	Government and Military Affairs
662	Public Works
663	Education
664	Public Works
665	Government and Military Affairs
666	Miscellaneous Subjects
667	Revenue
668	Judiciary
669	Public Works
670	Judiciary
671	Public Works
672	Labor
673	Public Works
674	Revenue
675	Government and Military Affairs
676	Judiciary
677	Miscellaneous Subjects
678	Public Works
679	Public Health and Welfare
680	Judiciary
681	Revenue
682	Urban Affairs
683	Miscellaneous Subjects
684	Banking, Commerce and Insurance
685	Constitutional Revision

686	Constitutional Revision
687	Constitutional Revision
688	Constitutional Revision
689	Government and Military Affairs
690	Public Health and Welfare
691	Government and Military Affairs
692	Agriculture and Recreation
693	Urban Affairs
694	Revenue
695	Banking, Commerce and Insurance
696	Public Works
697	Banking, Commerce and Insurance
698	Government and Military Affairs
699	Banking, Commerce and Insurance

(Signed) William F. Swanson, Chairman

STANDING COMMITTEE REPORTS

Agriculture and Recreation

LEGISLATIVE BILL 93. Placed on General File.

LEGISLATIVE BILL 96. Placed on General File.

LEGISLATIVE BILL 107. Placed on General File.

(Signed) Maurice A. Kremer, Vice Chairman

LEGISLATIVE BILL 114. Placed on General File as amended.
Standing Committee Amendment to LB 114:

1. Amend the bill by striking sections 1 to 5 and inserting the following:

"Section 1. That section 81-275.22, Revised Statutes Supplement, 1969, be amended to read as follows:

81-275.22. It shall be unlawful to:

(1) Prepare, pack, place, deliver for shipment, deliver for sale, load, ship, transport, or sell in bulk or in containers and subcontainers graded eggs, unless each container or subcontainer of eggs is marked with the full, correct, and unabbreviated designation of size and quality of the eggs therein, according to the standards as prescribed in sections 81-275.15 to 81-275.33;

(2) Offer any carton or container of eggs for sale to the consumer that does not have imprinted on each carton or container in letters not less than three-eighths inch in height the quality grade designation as specified in section 81-275.15 and the weight classification specified in section 81-275.20;

(3) Offer any carton or container of eggs for sale to the consumer that does not have imprinted on each carton or container in a conspicuous manner the name of the distributor or packer and in addition thereto the official code number used by plants under federal supervision or a code number assigned by the Director of Agriculture, identifying the packer of the eggs. Applications for code numbers to be assigned by the director may be made to the director upon forms furnished by him for that purpose;

(4) Sell or offer for sale eggs to consumers in any carton or container on which there is evidence of adhering filth or contamination on the inside or outside of such carton, or in any used carton on which there is printed, stamped, or affixed any trade-mark, design, grade, or other identification of any person other than the person so selling such eggs; or

(5) Sell or offer for sale eggs in any carton or container which fails to show either: (a) The date the eggs were graded, (b) an expiration date, or (c) a combination of the grading date and the expiration date, applied legibly to the carton in printed lettering or on the tape used to seal the carton. If the date of grading is used, it shall be expressed as the month and day, the number of the month and day, or as the consecutive day of the year. Cartons may be dated a maximum of six days later than when the first eggs in the shipment were packed. The shipment must be officially graded on the date which is shown on the cartons. If the expiration date is used, it shall be stated as the month and day, or the number of the month and day, preceded by the letters EXP. or a statement such as Not To Be Sold After .... The maximum expiration date permitted is fourteen days. The first day is considered to be the date the first eggs in the shipment are packed. The eggs must be officially graded at the plant of origin prior to shipment. A combination of the date of grading and the expiration date may be used. The date of grading is when the first eggs in the shipment are packed. The expiration date shall be no more than fourteen days later than the date of grading. The eggs must be officially graded at the plant of origin prior to shipment. Any additional codes may be used if permission is first obtained in writing from The Director of Agriculture.

Sec. 2. That section 81-275.28, Revised Statutes Supplement, 1969, be amended to read as follows:

81-275.28. There shall be an annual license fee of two dollars and fifty cents and an inspection fee based on volume at each place of business that performs one or more of the following services:

(1) Retails graded eggs to the consumer:

(a) Not more than ten thirty-dozen cases annual average per week, the sum of five dollars;

(b) More than ten thirty-dozen cases, but not more than twenty-five cases annual average per week, the sum of seven dollars and fifty cents; and

(c) More than twenty-five cases annual average per week, the sum of ten dollars;

(2) Assembles, collects, breaks, processes, grades, packages, wholesales, receives or handles:

(a) Not more than ten thirty-dozen cases annual average per week, the sum of five dollars;

~~(a) Not more than~~ (b) More than ten thirty-dozen cases but not more than two hundred thirty-dozen cases annual average per week, the sum of twenty-five dollars;

~~(b)~~ (c) More than two hundred thirty-dozen cases but not more than five hundred annual average per week, the sum of fifty dollars;

~~(c)~~ (d) More than five hundred thirty-dozen cases but not more than one thousand cases annual average per week, the sum of seventy-five dollars;

~~(d)~~ (e) More than one thousand thirty-dozen cases but not more than fifteen hundred cases annual average per week, the sum of one hundred dollars;

~~(e)~~ (f) More than fifteen hundred thirty-dozen cases but not more than two thousand cases annual average per week, the sum of one hundred twenty-five dollars;

~~(f)~~ (g) More than two thousand thirty-dozen cases but not more than twenty-five hundred cases annual average per week, the sum of one hundred fifty dollars; and

~~(g)~~ (h) More than twenty-five hundred thirty-dozen cases annual average per week, the sum of two hundred dollars.

~~Producers whose average weekly volume is less than fifteen thirty-dozen cases shall be exempt from the provisions of subdivision (2) of this section, and ungraded or classified eggs sold by producers from their own flocks shall be exempt from the provisions of this section.~~

The proceeds of such license and inspection fees shall be paid into the state treasury by the Director of Agriculture and placed by the State Treasurer in the Egg Law Enforcement Fund, which is hereby created. All expenditures in connection with the administration of sections 81-275.15 to 81-275.20, 81-275.28, and 81-275.32

shall be made from such fund, subject to appropriation by the Legislature. Any money in the Egg Law Enforcement Fund available for investment shall be invested by the state investment officer pursuant to the provisions of sections 72-1237 to 72-1259.

Sec. 3. (1) Producers whose average weekly volume is less than five thirty-dozen cases shall be exempt from provisions of subsections (2), (3), and (5) of section 81-275.22 and sections 81-275.23, 81-275.28 and 81-275.30.

(2) Ungraded or unclassified eggs sold by producers from their own flocks shall be exempt from the provisions of section 81-275.28.

Sec. 4. That original sections 81-275.22 and 81-275.28, Revised Statutes Supplement, 1969, are repealed.

(Signed) Loran Schmit, Chairman

LEGISLATIVE BILL 222. Placed on General File as amended.
Standing Committee amendment to LB 222:

1. Amend page 2 of the bill, by striking the new matter in lines 8 to 12, line 15 by inserting after "made" the following:
"; Provided, that after July 1, 1971, no funds shall be expended for projects which will not qualify for federal reimbursement under the provisions of Public Law 88-578, 88th Congress."; line 15 by striking "sixty" and inserting "~~sixty~~ forty"; line 18 by striking "forty" and inserting "~~forty~~ sixty"; and by reinstating the stricken matter in lines 19 to 21.

(Signed) Maurice A. Kremer, Vice-Chairman

LEGISLATIVE BILL 120. Indefinitely postponed.

(Signed) Loran Schmit, Chairman

Public Health and Welfare

LEGISLATIVE BILL 40. Placed on General File as amended.
Standing Committee amendment to LB 40:

1. In section 1, line 6, strike "within the meaning of this act" and show as stricken, and insert "as defined in section 43-201"; in line 15 strike "hereinafter" and show as stricken, and after "provided" insert "in section 43-214"; in line 26 after the period insert "The amount to be paid by a county for education pursuant to this section shall not exceed the average cost for education of a public

school student in the county in which the child is placed, and shall be paid only for education in kindergarten through grade twelve.".

LEGISLATIVE BILL 48. Placed on General File as amended.
Standing Committee amendment to LB 48:

1. In section 1, page 3, line 3, after "person" insert "and also to the sheriff of the county in which the court is located and when such county contains a city of the metropolitan class to the police department of such city".

LEGISLATIVE BILL 81. Placed on General File as amended.
Standing Committee Amendment to LB 81:

1. Strike original sections 1 and 2, and in lieu thereof insert the following:

"Section 1. Notwithstanding the provisions of section 71-103, Revised Statutes Supplement, 1969, a temporary license to practice physical therapy may be granted to persons meeting all of the qualifications for such license except the requirement that they be citizens of the United States. Such temporary license shall be issued for a period not to exceed five years and if the person so licensed has not become a citizen of the United States within five years of the date such temporary license was issued, such license shall terminate and the person so licensed shall have no further rights to practice physical therapy in this state. If the temporary licensee becomes a citizen of the United States while the temporary license is in force, and provides evidence thereof to the Department of Health, a license to practice physical therapy may be issued in place of such temporary license. The applicant for a temporary license shall submit proof of his eligibility and intent to become a citizen of the United States.".

2. Add the Emergency Clause.

LEGISLATIVE BILL 97. Placed on General File.

LEGISLATIVE BILL 130. Placed on General File as amended.
Standing Committee amendment to LB 130:

1. Strike original section 1, and insert two new sections to read as follows:

"Section 1. Public assistance claims and liens filed of record under the provisions of sections 68-215 to 68-215.13, Reissue Revised Statutes of Nebraska, 1943, as amended, are hereby released and discharged.

Sec. 2. That sections 68-215, 68-215.01, 68-215.02, 68-215.03, 68-215.05, 68-215.07, 68-215.10, 68-215.11, 68-215.12, and 68-215.13, Reissue Revised Statutes of Nebraska, 1943, and sections 68-215.06 and 68-215.08, Revised Statutes Supplement, 1969, are repealed."

LEGISLATIVE BILL 147. Placed on General File as amended. Standing Committee amendments to LB 147:

1. Insert a new section to be known as section 5 and to read as follows:

"Sec. 5. That section 71-408, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-408. The state Board of Examiners in the Basic Sciences may in its discretion waive the examination required by section 71-407 when proof, satisfactory to the board, is submitted, showing that the applicant has passed the examination in the basic sciences before a Board of Examiners in the Basic Sciences or a board authorized to issue licenses to practice the healing arts in another state, or the basic science portion of the National Board of Medical Examiners, or the basic science portion of the Federation Licensing Examination, when the requirements of that state or board are, in the opinion of the board, not less than those provided by sections 71-401 to 71-416, and if such state grants like exemption from examination in the basic sciences to persons granted certificates by the board of this state.".

2. Renumber original section 5 as section 6, and in line 22, page 4, strike "and", and after the second comma insert ", and 71-408,".

LEGISLATIVE BILL 148. Placed on General File.

LEGISLATIVE BILL 150. Placed on General File as amended. Standing Committee amendments to LB 130:

1. In section 4, page 7, line 17, after "medicine" insert "or an accredited school or college of osteopathy"; and on page 8 after line 4 insert the following:

"(6) An accredited school or college of osteopathy shall mean any school or college of osteopathy accredited as such under the laws of the State of Nebraska.".

2. In section 9, page 10, line 15, after the period insert "The department may issue to all qualified graduates of accredited colleges of medicine or accredited colleges of osteopathy, who are eligible for the examination provided in section 71-1,104, and who make application for such examination, a temporary educational permit, without charge. Such permit shall be issued only for the duration

of the time between the date of the examination and the date of licensure granted as result of such examination. Any person issued a temporary educational permit, without charge, shall meet all requirements provided for in sections 71-1,107.01 to 71-1,107.13, except the required fee, and said exemption is only for the period of time between examination date and licensing date and for only those individuals who take the examination as provided in section 71-1,104.".

LEGISLATIVE BILL 145. Indefinitely postponed.

(Signed) Thomas C. Kennedy, Chairman

Urban Affairs

LEGISLATIVE BILL 186. Placed on General File.

LEGISLATIVE BILL 153. Indefinitely postponed.

LEGISLATIVE BILL 154. Indefinitely postponed.

LEGISLATIVE BILL 156. Indefinitely postponed.

LEGISLATIVE BILL 159. Indefinitely postponed.

LEGISLATIVE BILL 199. Indefinitely postponed.

(Signed) Harold D. Simpson, Chairman

Judiciary

LEGISLATIVE BILL 250. Placed on General File.

LEGISLATIVE BILL 252. Placed on General File as amended.
Standing Committee amendment to LB 252:

1. Amend page 3, line 17 by striking "forty-five" and inserting "forty".

LEGISLATIVE BILL 271. Placed on General File.

LEGISLATIVE BILL 329. Placed on General File.

(Signed) Roland Luedtke, Chairman

BILLS ON FIRST READING

The following bills were read by title for the first time:

LEGISLATIVE BILL 700. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT relating to highways; to prohibit signs or other obstructions within ten feet of the main traveled portion of any highway; to provide an exception; and to provide penalties.

LEGISLATIVE BILL 701. By Calvin Carsten, 2nd District.

A BILL FOR AN ACT to amend section 3-106, Reissue Revised Statutes of Nebraska, 1943, relating to aeronautics; to provide that the Department of Aeronautics shall provide all aircraft, qualified pilots and maintenance of aircraft for state government; and to repeal the original section.

LEGISLATIVE BILL 702. By Calvin Carsten, 2nd District.

A BILL FOR AN ACT to amend section 3-103, Reissue Revised Statutes of Nebraska, 1943, relating to aeronautics; to provide additional qualifications for the director of aeronautics; and to repeal the original section.

LEGISLATIVE BILL 703. By Calvin Carsten, 2nd District.

A BILL FOR AN ACT to amend section 3-148, Reissue Revised Statutes of Nebraska, 1943, relating to aeronautics; to exempt certain aircraft fuels from taxation; and to repeal the original section and also sections 3-150 to 3-151, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 704. By Calvin Carsten, 2nd District.

A BILL FOR AN ACT to amend section 3-104, Reissue Revised Statutes of Nebraska, 1943, relating to aeronautics; to provide for qualifications for appointment to the Nebraska Aeronautics Commission; and to repeal the original section.

LEGISLATIVE BILL 705. By Calvin Carsten, 2nd District.

A BILL FOR AN ACT relating to aeronautics; to require certain airports to hire full-time managers.

LEGISLATIVE BILL 706. By Richard Maresh, 32nd District.

A BILL FOR AN ACT to amend section 37-706, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to eliminate the tagging of fish raised for edible purposes; to require invoicing sales of such fish; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 707. By Jules Burbach, 19th District.

A BILL FOR AN ACT to amend sections 77-27,136 and 77-27,138, Revised Statutes Supplement, 1969, relating to taxation; to provide for a fixed percentage of sales and income taxes to the Governmental Subdivision Fund; to provide for the disbursement of such fund; and to repeal the original sections.

LEGISLATIVE BILL 708. By Jules Burbach, 19th District; E. Thome Johnson, 15th District.

A BILL FOR AN ACT to repeal sections 28-725, 28-726, and 28-727, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments.

LEGISLATIVE BILL 709. By Herb Nore, 22nd District.

A BILL FOR AN ACT relating to livestock; to provide for licensing of commission merchants, dealers, buyers or brokers of livestock as prescribed; to provide for bonds; to provide for fees; to provide for unlawful acts; to provide penalties; and to provide duties for the Director of Agriculture.

LEGISLATIVE BILL 710. By J. James Waldron, 42nd District.

A BILL FOR AN ACT relating to elections; to make the use of untrue campaign statements unlawful; and to provide a penalty.

LEGISLATIVE BILL 711. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 39-742, Revised Statutes Supplement, 1969, relating to highways; to provide when more than three persons over twelve years may occupy the front or driver seat of a motor vehicle as prescribed; and to repeal the original section.

LEGISLATIVE BILL 712. By J. James Waldron, 42nd District.

A BILL FOR AN ACT relating to the University of Nebraska; to provide the tuition for the Medical College; to provide a loan fund for medical students; to provide for the condition of the loan and repayment; and to provide for interest.

LEGISLATIVE BILL 713. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 35-507, Reissue Revised Statutes of Nebraska, 1943, relating to fire districts; to change the time for the regular meeting; and to repeal the original section.

LEGISLATIVE BILL 714. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 23-1605, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to provide for certain notices to be published in a paper of general circulation in a county when no newspaper is published in a county; and to repeal the original section.

LEGISLATIVE BILL 715. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 77-1804, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to increase the assessment for printing notices of delinquent taxes; and to repeal the original section.

LEGISLATIVE BILL 716. By Maurice Kremer, 34th District; William Hasebroock, 18th District.

A BILL FOR AN ACT relating to revenue and taxation; to establish an exemption from sales tax, use tax and tangible personal property taxes for water pollution control facilities; to define the terms; to establish requirements for the issuance of an exemption certificate; to require approval of the plans and specifications for such a facility; to require that notice of approval or disapproval be sent to the applicant and to the local county assessor; to provide for hearings and revocation or modification of the exemption certificate if the holder is found to be guilty of fraud or misrepresentation or failure to construct the facility as planned or the facility is no longer in use; to provide that in the case of fraud or misrepresentation that no statute of limitations shall operate; and to provide for rules and regulations.

LEGISLATIVE BILL 717. By Maurice Kremer, 34th District.

A BILL FOR AN ACT relating to water resources; to provide for an advisory Nebraska Water Industry Committee; to provide for appointment of such committee; to provide duties of such committee; to provide for organization; and to declare an emergency.

LEGISLATIVE BILL 718. By Maurice Kremer, 34th District.

A BILL FOR AN ACT to amend section 70-624.02, Revised Statutes Supplement, 1969, relating to power districts; to provide for compensation for officers and members of boards of directors; to establish new limitations; to define prohibitions; and to repeal the original section.

LEGISLATIVE BILL 719. By Maurice Kremer, 34th District; William Hasebroock, 18th District.

A BILL FOR AN ACT relating to revenue and taxation; to establish an exemption from sales tax, use tax and tangible personal property taxes for air pollution control facilities; to define terms; to establish requirements for the issuance of an exemption certificate by the Tax Commissioner; to require approval of the plans and specifications for such a facility by the Department of Health; to require that notice of approval or disapproval be sent to the applicant and to the local county assessor; to provide for hearings and revocation or modification of the exemption certificate if the holder is found to be guilty of fraud or misrepresentation, or failure to construct the facility as planned or the facility is no longer in use; to provide that in the case of fraud or misrepresentation that no statute of limitation shall operate; and to provide for rules and regulations.

LEGISLATIVE BILL 720. By William Hasebroock, 18th District.

A BILL FOR AN ACT to amend section 8-148.02, Reissue Revised Statutes of Nebraska, 1943, relating to banks; to provide a definition and purpose of agricultural credit corporations or livestock loan companies in which banks shall be allowed to invest; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 721. By William Hasebroock, 18th District.

A BILL FOR AN ACT to amend section 44-119.01, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to increase the compensation of the actuaries and examiners as prescribed; and to repeal the original section.

LEGISLATIVE BILL 722. By Herbert Duis, 39th District.

A BILL FOR AN ACT relating to insurance; to adopt the Nebraska Insurance Guaranty Association Act; to provide a method for the payment of certain claims against insolvent insurers as prescribed; and to declare an emergency.

LEGISLATIVE BILL 723. By William Hasebroock, 18th District.

A BILL FOR AN ACT to amend section 31-411.02, Revised Statutes Supplement, 1969, relating to drainage districts; to resolve a conflict on the maximum mill levy; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 724. By Orval Keyes, 3rd District.

A BILL FOR AN ACT to amend section 81-815.26, Revised Statutes Supplement, 1969, relating to the state park system; to advance the date for acquisition of property as prescribed; and to repeal the original section.

LEGISLATIVE BILL 725. By Richard Maresh, 32nd District.

A BILL FOR AN ACT to amend section 60-407, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide for permits for persons of twelve years or older and others who do not have driver's licenses to operate tractors, combines and other farm vehicles on highways; and to repeal the original section.

LEGISLATIVE BILL 726. By Leslie Stull, 49th District.

A BILL FOR AN ACT relating to schools; to provide procedures for the transfer of territory from one school district to another under prescribed conditions.

LEGISLATIVE BILL 727. By Leslie Stull, 49th District.

A BILL FOR AN ACT to amend section 79-1533, Revised Statutes Supplement, 1969, relating to schools; to provide that remittances to the retirement board shall constitute verification of employment for members of the school retirement system; and to repeal the original section.

LEGISLATIVE BILL 728. By Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend sections 42-102, 42-104, 42-106, and 42-107, Reissue Revised Statutes of Nebraska, 1943, relating to marriage licenses to remove certain disqualifications for marriage; to provide the time for making application for a marriage license and the contents of the application; to provide what information shall be in marriage records; to provide for refusal to grant a marriage license; to provide for furnishing forms of application, license and certificates of marriage and cost therof; to waive certain costs as prescribed; and to repeal the original sections, and also section 42-124, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 729. By Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend sections 42-301 and 42-308, Reissue Revised Statutes of Nebraska, 1943, relating to husband and wife; to restate grounds for divorce and separate maintenance; to provide for guardian ad litem in suits for divorce and separate maintenance; to repeal the original sections, and also sections 42-302 to 42-302.02, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 730. By Ramey Whitney, 44th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VII, by adding a new section 18, of the Constitution of Nebraska, relating to education, to provide that salaries of all teachers, administrators, and employees of public school districts in Nebraska shall be paid with funds of the state as provided by law; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 731. By Calvin Carsten, 2nd District; Willard Waldo, 31st District.

A BILL FOR AN ACT to amend section 79-4,105, Reissue Revised Statutes of Nebraska, 1943, and section 79-4,102, Revised Statutes Supplement, 1969, relating to schools; to provide for determination of the nonresident high school tuition rates; to provide for applicaiton for nonresident high school education; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 732. By Calvin Carsten, 2nd District.

A BILL FOR AN ACT relating to schools; to authorize school districts to lease buildings and equipment.

LEGISLATIVE BILL 733. By Calvin Carsten, 2nd District.

A BILL FOR AN ACT to amend sections 37-101 and 37-713, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to redefine terms; to provide for possession, care, license, and reports of raptors; to provide for violations; to provide penalties; and to repeal the original sections.

LEGISLATIVE BILL 734. By Herbert Duis, 39th District.

A BILL FOR AN ACT relating to schools; to provide that educational service units shall have authority to purchase or lease real estate.

LEGISLATIVE BILL 735. By Wayne Ziebarth, 37th District; Thomas Kennedy, 21st District; Harold Simpson, 46th District.

A BILL FOR AN ACT to amend section 79-322.01, Revised Statutes Supplement, 1969, relating to the State Board of Education; to provide that districts for election of members shall be the same as those for members of the Board of Regents; and to repeal the original section.

LEGISLATIVE BILL 736. By Orval Keyes, 3rd District.

A BILL FOR AN ACT to amend sections 77-2702, 77-2704, and 77-2706, Revised Statutes Supplement, 1969, relating to revenue and taxation; to remove exemptions from the sales and use tax for contract carriers; and to repeal the original sections.

LEGISLATIVE BILL 737. By Gerald Stromer, 36th District.

A BILL FOR AN ACT relating to schools; to provide a method of dividing any tract of land belonging to the United States upon the dissolution of a school district; to provide a method of assessing personal property located on such tract; and to declare an emergency.

LEGISLATIVE BILL 738. By Walter Epke, 24th District; Willard Waldo, 31st District; Jerome Warner, 28th District.

A BILL FOR AN ACT to amend section 39-2105, Revised Statutes Supplement, 1969, relating to highways; to provide for the Department of Roads to determine alternate service to interstate highways; and to repeal the original section.

LEGISLATIVE BILL 739. By David Stahmer, 8th District; Wayne Ziebarth, 37th District; Wally Barnett, 26th District.

A BILL FOR AN ACT to amend section 79-101, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to define a term; and to repeal the original section.

LEGISLATIVE BILL 740. By David Stahmer, 8th District.

A BILL FOR AN ACT relating to cities of the metropolitan class; to provide for creation of neighborhood improvement districts; to provide for powers and duties of such districts; to provide for selection of trustees; to set terms of trustees, and provide for dissolution of such district.

LEGISLATIVE BILL 741. By David Stahmer, 8th District.

A BILL FOR AN ACT to amend sections 43-604 and 43-609, Reissue Revised Statutes of Nebraska, 1943, relating to handicapped children; to redefine terms; to provide state funds for specific learning disability children as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 742. By David Stahmer, 8th District.

A BILL FOR AN ACT to amend section 37-224, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to reallocate the funds from sale of upland game stamp as prescribed; and to repeal the original section.

LEGISLATIVE BILL 743. By Elmer Wallwey, 17th District.

A BILL FOR AN ACT to amend section 77-1918, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to provide that the county board may designate the attorney to foreclose the lien of taxes; to provide for compensation; to provide for vacating of office for failure of the county board to act; and to repeal the original section.

LEGISLATIVE BILL 744. By Elmer Wallwey, 17th District.

A BILL FOR AN ACT to amend section 39-719.01, Revised Statutes Suplement, 1969, relating to unbaled and baled livestock forage vehicles; to change heights and widths of load; to provide for permits; to provide penalties; and to repeal the original section.

LEGISLATIVE BILL 745. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to liquors; to enact the rules of the Nebraska Liquor Control Commission into law.

LEGISLATIVE BILL 746. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 53-160 and 53-164.01, Reissue Revised Statutes of Nebraska, 1943, relating to alcoholic liquor; to provide that the tax shall apply to alcoholic liquor shipped or sold in the state; to provide a presumption of sale; to permit a discount on the tax as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 747. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 18-2146, Reissue Revised Statutes of Nebraska, 1943, relating to urban development; to authorize an initiative petition for cities of the first and second class and villages for the purpose of determining whether an urban development shall be retained; to provide the form of ballot; and to repeal the original section.

LEGISLATIVE BILL 748. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to state administrative departments to provide that persons who operate a service station shall obtain a permit from the State Fire Marshal; to fix fees; to provide for rules and regulations; and to fix penalties.

LEGISLATIVE BILL 749. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to the Nebraska State Railway Commission; to regulate the rates and service of gas utilities, excluding municipalities; to confer authority and jurisdiction upon the Nebraska State Railway Commission to regulate the rates and service of gas utilities and to administer and enforce the provisions of this act; to prescribe the practice and procedure for court review of commission action; to provide for the assessment of expense of regulation to gas utilities and for the establishment of a Gas Utility Fund; to amend sections 14-106, 15-266, 16-679, and 17-528.02, Reissue Revised Statutes of Nebraska, 1943; to provide an operative date; and to repeal the original sections;

LEGISLATIVE BILL 750. By Terry Carpenter, 48th District; Wally Barnett, 26th District.

A BILL FOR AN ACT relating to volunteer firemen; to require life insurance as prescribed for all volunteer firemen; and to provide for failure or refusal to purchase or maintain such insurance in force.

LEGISLATIVE BILL 751. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 53-169, Revised Statutes Supplement, 1969, relating to liquor; to provide a limitation on advertising materials to be placed in retail licensed premises; and to repeal the original section.

LEGISLATIVE BILL 752. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 53-125, Reissue Revised Statutes of Nebraska, 1943, and section 53-103, Revised Statutes Supplement, 1969, relating to alcoholic liquors; to redefine person to include a trustee; to provide an exception; and to repeal the original sections.

LEGISLATIVE BILL 753. By Thomas Kennedy, 21st District.

A BILL FOR AN ACT to amend sections 71-2002 and 71-2005, Reissue Revised Statutes of Nebraska, 1943, relating to public health and welfare; to redefine certain terms; to enlarge the Advisory Council on Hospital and Medical Facilities; to provide for additional qualifications for such council members; and to repeal the original sections.

EASE

The Legislature was at ease from 9:36 to 9:55 a.m.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 754. By Claire W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 53-124, Reissue Revised Statutes of Nebraska, 1943, relating to alcoholic liquors; to authorize Class C licenses outside of incorporated cities or villages; and to repeal the original section.

LEGISLATIVE BILL 755. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to insurance; to provide for the licensing of insurance adjustors; to define terms; to set forth qualifications; to provide for fees; to provide standards and procedures for denying, suspending, revoking and refusing to renew licenses; to provide for rules and regulations; and to provide how this act may be cited.

LEGISLATIVE BILL 756. By Claire W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 39-723, Revised Statutes Supplement, 1969, relating to rules of the road; to change speed limits; and to repeal the original section.

LEGISLATIVE BILL 757. By Claire W. Holmquist, 16th District.

A BILL FOR AN ACT relating to insurance; to provide for return premiums; to prohibit payment of commissions to persons not agents or brokers; to change licensing requirements as prescribed; to provide for examinations, personnel and procedure; to provide for license revocation under certain conditions; to amend sections 44-147, 44-332, 44-333, 44-334, 44-339, and 44-341, Reissue Revised Statutes of Nebraska, 1943, and sections 44-330 and 44-333.02, Revised Statutes Supplement, 1969; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 758. By Wayne W. Ziebarth, 37th District; Leslie A. Stull, 49th District; William H. Hasebroock, 18th District.

A BILL FOR AN ACT relating to gas service to cities and villages; to provide for appeals to the State Railway Commission and the district court regarding rates.

LEGISLATIVE BILL 759. By Wayne W. Ziebarth, 37th District; Terry Carpenter, 48th District; Richard D. Marvel, 33rd District.

A BILL FOR AN ACT to amend sections 79-1445.12, 79-1445.13, 79-1445.16, 79-1445.24, 79-1445.25, and 79-1445.33, Reissue Revised Statutes of Nebraska, 1943, and sections 79-1445.15, 79-1445.18, 79-1445.20, 79-1445.21, 79-1445.23, 79-1445.26, 79-1445.27, 79-1445.28, 79-1445.29, 79-1445.30, 79-1445.31, 79-1445.32, 79-1445.34, and 79-1445.35, Revised Statutes Supplement, 1969, relating to schools; to provide for a statewide system of technical community colleges; and to repeal the original sections, and also section 79-1445.22, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 760. By Richard D. Marvel, 33rd District.

A BILL FOR AN ACT to amend section 68-1007, Revised Statutes Supplement, 1969, relating to public assistance; to discontinue certain disregarded income; to repeal the original section, and also section 68-1011, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

LEGISLATIVE BILL 761. By Ramey C. Whitney, 44th District; George Syas, 13th District; William H. Hasebroock, 18th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article IX, by amending section 4 and repealing section 1, of the Constitution of Nebraska, relating to counties; to permit counties to form a county manager form of government; to eliminate obsolete matter; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 762. By Ramey C. Whitney, 44th District; George Syas, 13th District; William H. Hasebroock, 18th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article XII, of the Constitution of Nebraska, by amending section 1 and repealing sections 2 to 6, relating to miscellaneous corporations; to consolidate the provisions into the amended section; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 763. By Terry Carpenter, 48th District; George Syas, 13th District; John S. Savage, 10th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article I, by adding a new section 11A, of the Constitution of Nebraska, relating to the Bill of Rights; to adopt a self defense law; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 764. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 79-1616, Reissue Revised Statutes of Nebraska, 1943, and section 79-1618, Revised Statutes

Supplement, 1969, relating to junior colleges; to authorize a junior college to acquire the property of a private college; to authorize a junior college to offer four-year vocational technical education; to provide conditions; and to repeal the original sections.

LEGISLATIVE BILL 765. By Herbert J. Duis, 39th District.

A BILL FOR AN ACT to repeal section 44-344, Reissue Revised Statutes of Nebraska, 1943, relating to insurance.

LEGISLATIVE BILL 766. By Herbert J. Duis, 39th District.

A BILL FOR AN ACT to amend section 44-2108, Revised Statutes Supplement, 1969, relating to insurance; to correct internal references; and to repeal the original section.

LEGISLATIVE BILL 767. By Herbert J. Duis, 39th District.

A BILL FOR AN ACT to amend sections 44-201, 44-203, 44-203.01, and 44-1402, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to reclassify kinds of insurance as prescribed; to provide an operative date; and to repeal the original sections.

LEGISLATIVE BILL 768. By Herbert J. Duis, 39th District.

A BILL FOR AN ACT to amend sections 60-1402, 60-1403, 60-1406, 60-1407, 60-1410, 60-1411, 60-1415, 60-1416, 60-1417, 60-1418, and 60-1419, Reissue Revised Statutes of Nebraska, 1943, and sections 60-1408, 60-1413, and 60-1414, Revised Statutes Supplement, 1969, relating to the Motor Vehicle Dealers License Board; to rename the board; to state Legislative findings; to define terms; to provide duties; to reclassify licenses; to generally revise Chapter 60, article 14, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto; to regulate the franchisor-franchisee relationship; to provide procedure; to provide for liability; and to repeal the original sections, and also sections 60-1401 and 60-1412, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 769. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 60-1412, Revised Statutes Supplement, 1969, relating to motor vehicles; to require manufacturers to post bonds to cover warranties; to make failure to post bonds grounds for revocation of licenses; to provide for liability; and to repeal the original section.

LEGISLATIVE BILL 770. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-2734, Revised Statutes Supplement, 1969, relating to revenue and taxation; to provide for a surtax on financial institutions; to define terms; to provide an operative date; and to repeal the original section.

LEGISLATIVE BILL 771. By Richard F. Proud, 12th District; E. Thome Johnson, 15th District.

A BILL FOR AN ACT relating to insurance; to provide for separate accounts and the allocation thereto of amounts for life insurance payable in fixed or variable amounts; and to provide for adoption of rules and regulations for variable contracts as prescribed.

LEGISLATIVE BILL 772. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 68-706, Reissue Revised Statutes of Nebraska, 1943, relating to the county board of public welfare; to authorize an advisory committee to the board; and to repeal the original section.

LEGISLATIVE BILL 773. By Harold D. Simpson, 46th District; Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend section 35-302, Reissue Revised Statutes of Nebraska, 1943, relating to firemen; to change provisions regulating the hours of duty of firemen as prescribed; and to repeal the original section.

LEGISLATIVE BILL 774. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 79-444, Revised Statutes Supplement, 1969, relating to schools; to provide that all school districts shall provide for education of handicapped, trainable, and mentally handicapped children as prescribed; to provide for an operative date; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 775. By Terry Carpenter, 48th District; Wayne W. Ziebarth, 37th District.

A BILL FOR AN ACT relating to higher education; to provide for a comprehensive community college system as prescribed; to amend sections 79-1422, 79-1428, and 79-1429, Reissue Revised Statutes of Nebraska, 1943, and sections 37-214.01, 79-321.01, and 79-1233, Revised Statutes of Nebraska, 1969; to provide an operative date; to provide severability; and to repeal the original sections.

LEGISLATIVE BILL 776. By Loran Schmit, 23rd District; Fern Hubbard Orme, 29th District; Jules W. Burbach, 19th District.

A BILL FOR AN ACT to amend section 66-401, Reissue Revised Statutes of Nebraska, 1943, and sections 66-410 and 66-428, Revised Statutes Supplement, 1969, relating to motor fuel; to provide for an increase in state motor fuel taxes except on such fuels using grain alcohol as a substitute for tetra ethyl lead; and to repeal the original sections.

LEGISLATIVE BILL 777. By Loran Schmit, 23rd District; Walter H. Epke, 24th District; Willard H. Waldo, 31st District.

A BILL FOR AN ACT to amend sections 37-213 and 37-301, Reissue Revised Statutes of Nebraska, 1943, and sections 37-204 and 37-215, Revised Statutes Supplement, 1969, relating to the Game and Parks Commission; to increase nonresident annual fishing permit fees; to define an offense of hunting without a waterfowl stamp; to provide additional regulations of deer and turkey hunting; to enlarge regulatory powers of the commission; to provide for emergency closings and openings of seasons on game birds and animals; and to repeal the original sections.

LEGISLATIVE BILL 778. By Duke Snyder, 14th District.

A BILL FOR AN ACT providing for the establishment of the Vocational Technical School at Omaha; to provide for a site for such school; and to provide for the operation and supervision of such school by the State Board of Vocational Education.

LEGISLATIVE BILL 779. By Maurice A. Kremer, 34th District.

A BILL FOR AN ACT to amend section 79-801, Revised Statutes Supplement, 1969, relating to schools; to require a vote of the board of education of a Class VI district before the territory of such district shall be merged with a Class III district; and to repeal the original section.

LEGISLATIVE BILL 780. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 77-103, Revised Statutes Supplement, 1969, relating to revenue and taxation; to change a definition; to provide for taxation of mineral rights and interests in oil and gas leases; and to repeal the original section.

LEGISLATVE BILL 781. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 36-213, Revised Statutes Supplement, 1969, relating to wage assignment; to provide a limitation on the amount of wages that can be assigned.

LEGISLATIVE BILL 782. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 81-502, Revised Statutes Supplement, 1969, relating to fire prevention; to extend the provisions to all school and public buildings as prescribed; and to repeal the original section.

LEGISLATIVE BILL 783. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 77-2704, Revised Statutes Supplement, 1969, relating to sales and income tax; to provide that the sale of candy be certain non-profit organizations shall be exempt from the provisions of the sales and use tax.

LEGISLATIVE BILL 784. By Duke Snyder, 14th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VIII, by adding a new section 12, of the Constitution of Nebraska, relating to revenue; to provide for a payroll tax in cities of the metropolitan, primary and first class; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972, to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 785. By Duke Snyder, 14th District.

A BILL FOR AN ACT to amend section 79-2202, Revised Statutes Supplement, 1969, relating to schools; to provide for withdrawal of two or more Class III districts from an educational service unit; and to repeal the original section.

LEGISLATIVE BILL 786. By Duke Snyder, 14th District.

A BILL FOR AN ACT to amend section 83-376, Revised Statutes Supplement, 1969, relating to state hospitals; to change the ratio of per diem cost of care when paid by the county and state as prescribed; and to repeal the original section.

LEGISLATIVE BILL 787. By Duke Snyder, 14th District.

A BILL FOR AN ACT to amend section 43-512, Revised Statutes Supplement, 1969, relating to dependent children; to provide for an alternative method of payment of assistance; and to repeal the original section.

LEGISLATIVE BILL 788. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend sections 44-1213 and 77-909, Reissue Revised Statutes of Nebraska, 1943, relating to taxes on insurance companies; to provide for changes in computing taxes on gross premiums and certifying such tax; and to repeal the original sections.

LEGISLATIVE BILL 789. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 44-333.04, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to revise the issuance of a temporary license; and to repeal the original section.

LEGISLATIVE BILL 790. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 83-337, Revised Statutes Supplement, 1969, relating to state institutions; to change the compensation of physicians and members of the boards of mental health; and to repeal the original section.

LEGISLATIVE BILL 791. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 25-530, Reissue Revised Statutes of Nebraska, 1943, and sections 75-348 and 75-352, Revised Statutes Supplement, 1969, relating to the State Railway Commission; to provide for carriers; to provide for exceptions from the act of motor vehicles leased for thirty days or less and motor vehicles on which there are paid the annual fees prescribed by the State Railway Commission; to provide for the designation of an agent by the commission to file applications, collect fees, to cause the filing of required insurance and bond coverages and to act as service process agent on behalf of out-of-state motor carriers; and to repeal the original sections.

LEGISLATIVE BILL 792. By Sam Klaver, 9th District.

A BILL FOR AN ACT to amend section 44-149, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to provide for right to do business in this state as prescribed; and to repeal the original section.

LEGISLATIVE BILL 793. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT relating to charitable trusts which are private foundations within the meaning of the Internal Revenue Code of 1954; to provide for the regulation of such trust as prescribed; to provide for interpretation; and to declare an emergency.

LEGISLATIVE BILL 794. By Fern Hubbard Orme, 29th District; Fred W. Carstens, 30th District.

A BILL FOR AN ACT to amend section 50-316, Reissue Revised Statutes of Nebraska, 1943, relating to lobbying; to make it an unlawful act for political subdivisions to employ a lobbyist and pay him with tax money; and to repeal the original section.

LEGISLATIVE BILL 795. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT relating to retired judges of the Supreme Court and district court; to authorize such judges to serve upon appointment by the Chief Justice as prescribed; and to provide for their compensation and expenses.

LEGISLATIVE BILL 796. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT relating to not for profit corporations which are private foundations within the meaning of the Internal Revenue Code of 1954; to restrict such corporations as prescribed; to provide for interpretation; and to declare an emergency.

LEGISLATIVE BILL 797. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT to amend section 24-601, Revised Statutes Supplement, 1969, relating to trusts; to provide investments for trusts as prescribed; and to repeal the original section.

LEGISLATIVE BILL 798. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT to amend section 49-1106, Revised Statutes Supplement, 1969, relating to conflict of interest; to change the provisions designating who are required to make a disclosure statement as prescribed; and to repeal the original section.

LEGISLATIVE BILL 799. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT relating to public health; to authorize the gift of all or part of a human body after death for specified purposes.

LEGISLATIVE BILL 800. By Gerald A. Stromer, 36th District.

A BILL FOR AN ACT to amend section 32-421, Reissue Revised Statutes of Nebraska, 1943, and sections 32-535 and 32-537, Revised Statutes Supplement, 1969, relating to elections; to provide that county surveyors shall be elected on a nonpolitical ballot on a nonpartisan basis; and to repeal the original sections.

LEGISLATIVE BILL 801. By Gerald A. Stromer, 36th District.

A BILL FOR AN ACT to amend sections 39-2305 and 39-2308, Revised Statutes Supplement, 1969, relating to highways; to provide for a seal for the Board of Examiners for County Highway and City Street Superintendents; to provide that such seal shall be affixed to licenses of licensed county highway superintendents and city street superintendents; to provide that such licensees shall also be provided a seal; and to repeal the original sections.

LEGISLATIVE BILL 802. By Donald Elrod, 35th District.

A BILL FOR AN ACT to amend sections 79-101, 79-1236, 79-1239, 79-1240, 79-1248, 79-1249, 79-1250, 79-1251, and 79-1254, Reissue Revised Statutes of Nebraska, 1943, and section 79-1234, Revised Statutes Supplement, 1969, relating to schools; to provide for the election of school administrators; to clarify the law in relation to school administrators; and to repeal the original sections.

LEGISLATIVE BILL 803. By Donald Elrod, 35th District.

A BILL FOR AN ACT relating to mental health; to adopt a Community Mental Health Services Act as prescribed.

LEGISLATIVE BILL 804. By Donald Elrod, 35th District.

A BILL FOR AN ACT to amend sections 2-1506.02 and 2-1506.03, Reissue Revised Statutes of Nebraska, 1943, relating to soil and water conservation; to define a term; to change requirements for flood data established by the Nebraska Soil and Water Conservation Commission; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 805. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 53-123.04, Reissue Revised Statutes of Nebraska, 1943, relating to alcoholic liquor; to provide for retailer's right to deliver alcoholic liquor upon conditions as prescribed; and to repeal the original section.

LEGISLATIVE BILL 806. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 28-472.03, Revised Statutes Supplement, 1969, relating to crimes and punishment; to increase the penalty for possession or selling of cannabis or one or more preparations, compounds, mixtures or substances; and to repeal the original section.

LEGISLATIVE BILL 807. By Loran Schmit, 23rd District; Willard H. Waldo, 31st District; Maurice A. Kremer, 34th District.

A BILL FOR AN ACT authorizing the Game and Parks Commission to sell certain real estate as prescribed; and to declare an emergency.

LEGISLATIVE BILL 808. By Loran Schmit, 23rd District; Terry Carpenter, 48th District; Fred w. Carstens, 30th District.

A BILL FOR AN ACT relating to the University of Nebraska; to create an admissions committee for the University of Nebraska, College of Medicine as prescribed; to provide for the appointment, qualifications, duties, and term of office of the members of the committee; and to provide a quorum.

LEGISLATIVE BILL 809. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to the University of Nebraska; to limit the enrollment at the University of Nebraska as prescribed.

LEGISLATIVE BILL 810. By P. J. Morgan, 4th District; Wally Barnett, 26th District.

A BILL FOR AN ACT relating to state administrative departments; to provide for adoption of a state building code; to create the Nebraska Residential Dwelling Construction Board; to define terms; to provide for organization, meetings; powers, and duties of the Residential Dwelling Construction Board; to provide for funds and disposition of funds; to provide exemptions; and to provide for inspection of factory-built housing.

LEGISLATIVE BILL 811. By P. J. Morgan, 4th District.

A BILL FOR AN ACT relating to game and fish; to provide protection for the Homing Pigeon as prescribed; to provide for violation; and to provide penalties.

LEGISLATIVE BILL 812. By P. J. Morgan, 4th District.

A BILL FOR AN ACT to amend section 37-101, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to include bobcats in the term game animals; and to repeal the original section.

LEGISLATIVE BILL 813. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 70-1009, Reissue Revised Statutes of Nebraska, 1943, relating to the power review board; to provide the right for other suppliers to acquire facilities outside of the zoning area; and to repeal the original section.

LEGISLATIVE BILL 814. By Jerome Warner, 25th District.

A BILL FOR AN ACT relating to the Nebraska Power Review Board; to restrict the rights of a municipality to provide electrical service within areas annexed to the municipality for the sole purpose of electrical service.

LEGISLATIVE BILL 815. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 70-1008, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska Power Review Board; to redefine service areas; and to repeal the original section.

LEGISLATIVE BILL 816. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend sections 70-1002, 70-1004, 70-1010, and 70-1011, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska Power Review Board; to strike certain portions of the original acts as prescribed; to provide guidelines; and to repeal the original sections.

LEGISLATIVE BILL 817. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 77-112, Revised Statutes Supplement, 1969, relating to taxation; to provide additional factors for determining actual value; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 818. By Richard Marvel, 33rd District.

A BILL FOR AN ACT specifically to appropriate the sum of four thousand three hundred seventy-six dollars or so much thereof as may be necessary, out of the General Fund of the State of Nebraska to pay the premiums on the official bonds of the State Treasurer and deputy state treasurer for the term commencing January 7, 1971, and to pay the premiums for policy of insurance on money and securities in connection with the office of the State Treasurer, for the period ending January 9, 1975; and to declare an emergency.

LEGISLATIVE BILL 819. By Fern Hubbard Orme, 29th District; Eller Craft, 45th District.

A BILL FOR AN ACT relating to state administrative departments; to define terms; to establish the Governor's Commission on the Status of Women; to provide for appointments to such commission and terms of appointees; to provide for election of officers and their duties; to state the purpose for such commission; and to provide for compensation.

LEGISLATIVE BILL 820. By J. James Waldron, 42nd District; Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to husband and wife; to provide procedures for the dissolution of marriage, legal separation, and anullment; and to repeal Chapter 42, article 3, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 821. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 24-501.01, Reissue Revised Statutes of Nebraska, 1943, relating to county judges; to require county judges to be attorneys in counties with fifteen thousand or more inhabitants; and to repeal the original section.

LEGISLATIVE BILL 822. By David Stahmer, 8th District.

A BILL FOR AN ACT to amend section 48-806, Reissue Revised Statutes of Nebraska, 1943, relating to labor; to provide for an increase in the compensation for judges of the Court of Industrial Relations; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 823. By Jules W. Burbach, 19th District.

A BILL FOR AN ACT relating to water; to require certain dams to be equipped as prescribed; to provide duties; and to provide penalties, civil liability, and enforcement.

LEGISLATIVE BILL 824. By J. W. Burbach, 19th District.

A BILL FOR AN ACT to amend section 54-134, Revised Statutes Supplement, 1969, relating to the brand inspection area; to remove territory from the area; and to repeal the original section.

LEGISLATIVE BILL 825. By J. W. Burbach, 19th District.

A BILL FOR AN ACT to amend section 76-902, Revised Statutes Supplement, 1969, relating to real property; to amend exemptions from the tax on transferring title to real estate; and to repeal the original section.

LEGISLATIVE BILL 826. By Wayne Ziebarth, 37th District; Jules Burbach, 19th District.

A BILL FOR AN ACT to amend section 53-124, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to redefine the requirements for liquor licenses in certain privately-owned recreation areas as prescribed; and to repeal the original section.

LEGISLATIVE BILL 827. By Jules Burbach, 19th District; Wayne Ziebarth, 37th District.

A BILL FOR AN ACT relating to agriculture; to provide for regulating of the sale and distribution of commercial fertilizers in the State of Nebraska; to define terms; to provide for administration by the Director of Agriculture; to define crimes; to provide remedies for violations; to fix penalties; to provide for rules and regulations; and to provide an operative date.

LEGISLATIVE BILL 828. By Irving Wiltse, 1st District; Elmer Wallwey, 17th District.

A BILL FOR AN ACT to amend section 8-602, Reissue Revised Statutes of Nebraska, 1943, relating to the Department of Banking; to change the schedule of fees as prescribed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 829. By Elmer Wallwey, 17th District; Irving Wiltse, 1st District.

A BILL FOR AN ACT to amend section 32-1040, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to provide for filling vacancies in city and village offices; and to repeal the original section.

LEGISLATIVE BILL 830. By Irving Wiltse, 1st District; Elmer Wallwey, 17th District.

A BILL FOR AN ACT to amend section 8-1,123, Reissue Revised Statutes of Nebraska, 1943, relating to savings and loans; to change the restrictions on giving gifts for opening or increasing accounts; to redefine terms; and to repeal the original section.

LEGISLATIVE BILL 831. By Irving Wiltse, 1st District; Elmer Wallwey, 17th District.

A BILL FOR AN ACT to amend section 8-131, Reissue Revised Statutes of Nebraska, 1943, relating to banks; to change the requirements for cash reserves as prescribed; and to repeal the original section.

LEGISLATIVE BILL 832. By Claire Holmquist, 16th District.

A BILL FOR AN ACT relating to motor vehicles; to specify the extent of liability of insurers for injury caused by uninsured motor vehicles; to provide for the set off of medical payments and workmen's compensation benefits otherwise paid or payable to the insured, by the insurer making uninsured motorist payments; and to declare an emergency.

LEGISLATIVE BILL 833. By Claire Holmquist, 16th District.

A BILL FOR AN ACT relating to state administrative departments; to establish an Indian Affairs Commission; to provide for the appointment thereof; and to provide for the power and duties of the commission.

LEGISLATIVE BILL 834. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend sections 25-1010, 26-151, and 27-410, Reissue Revised Statutes of Nebraska, 1943, relating to garnishments; to provide that the written interrogatories need not be verified; to limit the times a garnishment may be issued out of the same judgment; and to repeal the original sections.

LEGISLATIVE BILL 835. By Jerome Warner, 25th District.

A BILL FOR AN ACT relating to primary cities; to provide for appointment of a person outside the city limits of a primary city to a board that supervises, manages, or operates an electrical system as prescribed.

LEGISLATIVE BILL 836. By Jerome Warner, 25th District.

A BILL FOR AN ACT relating to schools; to provide for tuition payments for the children or parents residing on tax-exempt land owned or controlled by the Game and Parks Commission; and to declare an emergency.

LEGISLATIVE BILL 837. By Jerome Warner, 25th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VIII, section 1, of the Constitution of Nebraska, relating to revenue; to authorize the Legislature to fix the value of land actively devoted to agriculture and horticultural use; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972, to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 838. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 70-1017, Reissue Revised Statutes of Nebraska, 1943, relating to the Power Review Board; to provide for complaints by users of electricity within a service area of a supplier as prescribed; and to repeal the original section.

LEGISLATIVE BILL 839. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 75-128, Revised Statutes Supplement, 1969, relating to the State Railway Commission; to provide for the taking of testimony and preparation of the transcript thereof for the Nebraska State Railway Commission; and to repeal the original section.

LEGISLATIVE BILL 840. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 75-139, Revised Statutes Supplement, 1969, relating to the State Railway Commission; to provide for the furnishing of a supersedeas bond by the shipper or carrier to the parties of the proceeding before the commission as prescribed; and to repeal the original section.

LEGISLATIVE BILL 841. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 28-504.01, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to eliminate that fire tests to educate and train members of fire departments shall be under the State Department of Education; and to repeal the original section.

LEGISLATIVE BILL 842. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend sections 71-3101, 71-3102, 71-3103, 71-3104, 71-3105, 71-3106, and 71-3107, Reissue Revised Statutes of Nebraska, 1943, relating to public health and welfare; to define terms; to provide a system of licenses and permits for resident and day camps; to provide penalties and civil remedies; and to repeal the original sections.

LEGISLATIVE BILL 843. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 75-127, Reissue Revised Statutes of Nebraska, 1943, relating to the State Railway Commission; to provide penalties for shippers and consignees willfully violating the provisions of section 75-126, Revised Statutes Supplement, 1969, as prescribed; and to repeal the original section.

LEGISLATIVE BILL 844. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 39-2509, Revised Statutes Supplement, 1969, relating to highways; to provide for matching of funds when a county has levied its constitutional maximum as prescribed; and to repeal the original section.

LEGISLATIVE BILL 845. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 19-1309, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages of particular classes; to clarify the use of all purpose levies by first and second class cities and villages; and to repeal the original section.

VISITORS

Mr. Waldo introduced students of Business Law class and Glen Plettner, teacher, from Dorchester, Nebraska.

Mr. Syas introduced 80 students from Notre Dame Academy and Father George Shoemaker, Sister Phyllis, and Mr. Tom Bohonek, teachers, from Omaha, Nebraska.

Mr. Barnett introduced 26 students from 6th grade, Brownell School, Lincoln, Nebraska, and Glenn Byrd, teacher; Gayle Hurlbert, Principal.

Mr. Nore introduced Dick Pearson and son, Douglas, of Genoa, Nebraska.

Mr. Warner introduced 15 students and Kenneth Glantz, teacher, from the Senior Class of Murdock Consolidated Schools, Murdock, Nebraska.

FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 43.

A BILL FOR AN ACT to amend section 71-501, Reissue Revised Statutes of Nebraska, 1943, and section 71-1630, Revised Statutes Supplement, 1969, relating to public health and welfare; to provide that the county clerk or the county superintendent shall serve on county and district health boards; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Craft	DeCamp	Duis	Elrod
Epke	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Kime	Klaver	Kokes	Lewis
Luedtke	Maresh	Marvel	Morgan	Moylan
Nore	Orme	Proud	Savage	Schmit
Simpson	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldo	Waldron	Wallwey
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 5:

Chambers	Goodrich	Kremer	Mahoney	Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 88.

A BILL FOR AN ACT to amend sections 64-101 and 64-210, Revised Statutes Supplement, 1969, relating to notaries public; to reduce the age of eligibility; to require the use of an ink stamp seal as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Kime	Klaver	Kokes
Lewis	Luedtke	Mahoney	Maresh	Marvel
Morgan	Moylan	Nore	Orme	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Wallwey	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 2:

Chambers Kremer

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 90.

A BILL FOR AN ACT to amend section 25-531, Revised Statutes Supplement, 1969, relating to civil procedure; to revise the filing fees and method of cancellation of lis pendens; and to repeal the original section.

Whereupon the President stated; "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Keyes Klaver Kokes Lewis
Luedtke Mahoney Maresh Marvel Morgan
Moylan Nore Orme Proud Savage
Schmit Simpson Skarda Snyder Stahmer
Stromer Stull Swanson Syas Waldo
Waldron Wallwey Warner Whitney Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Chambers Kime Kremer

A contitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 101.

A BILL FOR AN ACT to amend section 39-1108, Reissue Revised Statutes of Nebraska, 1943, relating to the State Highway Commission; to remove the requirement that regular meetings be held in the State Capitol; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett
Burbach
Carpenter
Carsten
Carstens
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Orme
Proud
Savage
Schmit
Simpson
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Chambers
Kremer
Nore
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 95.

A BILL FOR AN ACT to amend section 51-307, Reissue Revised Statutes of Nebraska, 1943, relating to libraries; to abolish the board of library examiners; and to repeal the original section and also section 51-306, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett
Burbach
Carpenter
Carsten
Carstens
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Orme
Proud
Savage
Schmit
Simpson
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 1:

Nore

Not voting, 3;

Chambers	Kremer	Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

EXPLANATION OF VOTE

Had I been in the Chamber, I would have voted "aye" on Legislative Bill 43.

(Signed) Glenn Goodrich

ADD CO-INTRODUCER

Mr. Simpson asked unanimous consent to add his name to LB 649. No objections. So ordered.

MOTION—Withdraw LB 230

Mr. Goodrich renewed his pending motion to withdraw LB 230. No objections. So ordered.

MOTION—Withdraw LB 318

Mr. Johnson asked unanimous consent to withdraw LB 318. No objections. So ordered.

VISITOR

Mr. Snyder introduced Mrs. Betty Abbott, Omaha City Councilwoman, Omaha, Nebraska.

ADD CO-INTRODUCER

Mr. Carsten asked unanimous consent to add Mr. Clark to LB 731. No objections. So ordered.

BILLS ON FIRST READING

The following bills were read by title for the first time:

LEGISLATIVE BILL 846. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 81-801, Revised Statutes Supplement, 1969, relating to game and fish; to provide additional qualifications for members of the Game and Parks Commission as prescribed; and to repeal the original section.

LEGISLATIVE BILL 847. By E. Thome Johnson, 15th District; Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 35-510, Reissue Revised Statutes of Nebraska, 1943, relating to fire districts; to increase the interest rate that may be paid or money borrowed by the district as prescribed; and to repeal the original section.

LEGISLATIVE BILL 848. By E. Thome Johnson, 15th District; Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 16-309, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first class; to provide that the term of office of the chief of the fire department shall be at the pleasure of the city council; and to repeal the original section.

LEGISLATIVE BILL 849. By E. Thome Johnson, 15th District; Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 35-509, Revised Statutes Supplement, 1969, relating to fire protection districts; to increase the maximum mill levy of a rural district; and to repeal the original section.

LEGISLATIVE BILL 850. By Herbert J. Duis, 39th District.

A BILL FOR AN ACT relating to government; to provide a uniform fiscal year for all political subdivisions.

LEGISLATIVE BILL 851. By Herbert J. Duis, 39th District.

A BILL FOR AN ACT relating to state funds; to require notices of the amount of funds distributed to political subdivisions.

LEGISLATIVE BILL 852. By Herbert J. Duis, 39th District.

A BILL FOR AN ACT relating to taxation; to provide a method for apportionment of levy where taxing districts extend across county lines and lie in two or more counties; to define terms; to fix responsibility for apportionment of taxes levied; and to provide an operative date for this act.

LEGISLATIVE BILL 853. By Willard Waldo, 31st District; Loran Schmit, 23rd District.

A BILL FOR AN ACT to amend section 24-501.01, Reissue Revised Statutes of Nebraska, 1943, relating to county judges; to provide qualifications for county judges and district county judges as prescribed; and to repeal the original section.

LEGISLATIVE BILL 854. By Willard Waldo, 31st District; Richard Proud, 12th District; C. W. Holmquist, 16th District.

A BILL FOR AN ACT relating to the State Fire Marshal; to provide for explosives control; to define terms; to define the application of the act; to create a system of licenses, permits, certificates, and record keeping to control explosives; to enable the State Fire Marshal to administer this act; to define unlawful acts and prescribe penalties; to define coordination with federal law and other existing state law; to amend sections 28-1011.18 and 28-1011.19, Revised Statutes Supplement, 1969; to repeal the original sections, and also section 28-1011.17, Revised Statutes Supplement, 1969; and to declare an emergency.

LEGISLATIVE BILL 855. By Willard H. Waldo, 31st District; Leslie A. Stull, 49th District; Irving F. Wiltse, 1st District.

A BILL FOR AN ACT relating to predator animals; to provide for the control and management of harmful predator animals; to provide for cooperative agreements with the United States Department of Interior; to provide for funding control programs within the Department of Agriculture; to harmonize existing legislation, and to repeal section 23-609, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 856. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 23-1114.01, Reissue Revised Statutes of Nebraska, 1943, relating to county government; to change population levels for Class 3 and Class 4 counties; and to repeal the original section.

LEGISLATIVE BILL 857. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 60-311.03, Revised Statutes Supplement, 1969, relating to motor vehicles; to extend the classification of farm trucks to those transporting milk from farm to processor; and to repeal the original section.

LEGISLATIVE BILL 858. By Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend sections 1-107 and 1-134, Reissue Revised Statutes of Nebraska, 1943, relating to accountants; to change the membership of the Nebraska State Board of Public Accountancy; to authorize professional corporations to be registered to practice accounting; to authorize the board to require continuing education; and to repeal the original sections.

LEGISLATIVE BILL 859. By Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 84-306.03, Revised Statutes Supplement, 1969, relating to expenses of state employees; to include funds expended for parking in claims against the state; and to repeal the original section.

LEGISLATIVE BILL 860. By Thomas C. Kennedy, 21st District; Calvin F. Carsten, 2nd District; Walter H. Epke, 24th District.

A BILL FOR AN ACT relating to monopolies and unlawful combinations to state policy; to define terms; to provide for violations; and to provide penalties and civil remedies.

LEGISLATIVE BILL 861. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT relating to schools; to provide that a Class VI district shall be dissolved when its boundaries are more than fifty per cent in common with those of a Class II or Class III district; and to provide procedures for such action.

LEGISLATIVE BILL 862. By Richard D. Marvel, 33rd District.

A BILL FOR AN ACT relating to motor fuels; to provide for refund of motor vehicle fuel taxes and special fuel taxes paid on fuel used in the operation of auxiliary power take off equipment attached to motor vehicles which uses no separate fuel tank; to provide for permits; to provide for disbursement of funds; to provide for violations; to provide penalties; and to declare an emergency.

LEGISLATIVE BILL 863. By E. Thome Johnson, 15th District; Richard Lewis, 38th District.

A BILL FOR AN ACT to amend section 70-1008, Reissue Revised Statutes of Nebraska, 1943, relating to public power; to delete any maximum service areas for certain power districts; to provide for renegotiation of agreements as prescribed; and to repeal the original section.

LEGISLATIVE BILL 864. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend sections 37-101, 37-307, and 37-308, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to include the morning dove as a game bird; and to repeal the original sections.

LEGISLATIVE BILL 865. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend sections 23-358, 23-609, and 37-308, Reissue Revised Statutes of Nebraska, 1943, relating to animals; to make it unlawful to kill bobcats; to provide a penalty; and to repeal the original sections.

LEGISLATIVE BILL 866. By Wayne Ziebarth, 37th District; Duke Snyder, 14th District; Richard D. Marvel, 33rd District.

A BILL FOR AN ACT relating to education; to create the Nebraska Commission on Higher Education and provide the duties and authority thereof.

LEGISLATIVE BILL 867. By Richard F. Proud, 12th District.

A BILL FOR AN ACT relating to mail; to provide a presumption as to when certain documents were mailed as prescribed.

LEGISLATIVE BILL 868. By Richard F. Proud, 12th District.

A BILL FOR AN ACT to amend section 14-117, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the metropolitan class; to establish procedures relating to annexation, merger or consolidation of incorporated cities or villages with and by cities of the metropolitan class; to make such procedures applicable to any annexation of any such city or village where such annexation has not been enforced prior to the effective date of this act; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 869. By Richard F. Proud, 12th District.

A BILL FOR AN ACT to amend section 43-611, Reissue Revised Statutes of Nebraska, 1943, and sections 43-607 and 43-616.01, Revised Statutes Supplement, 1969, relating to handicapped children; to provide for payment of transportation expenses as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 870. By Richard F. Proud, 12th District.

A BILL FOR AN ACT to amend section 79-1259, Reissue Revised Statutes of Nebraska, 1943, and sections 85-106 and 85-304, Revised Statutes Supplement, 1969, relating to education; to provide for cancellation of teachers contracts in Class IV and V school districts; to provide conditions for nonrenewal of faculty members contracts at the University of Nebraska and the state colleges; and to repeal the original sections.

LEGISLATIVE BILL 871. By Richard F. Proud, 12th District.

A BILL FOR AN ACT to amend section 48-810, Revised Statutes Supplement, 1969, relating to labor; to limit the jurisdiction of the Court of Industrial Relations as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 872. By Richard F. Proud, 12th District.

A BILL FOR AN ACT relating to county courts; to provide that judges of the county courts in counties or county court judicial districts which have populations in excess of one hundred fifty thousand persons shall be selected in the manner provided by Article V, section 21, of the Constitution of Nebraska; to change the method of selection and retention of such judges; to amend section 32-308, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original section.

LEGISLATIVE BILL 873. By Richard F. Proud, 12th District.

A BILL FOR AN ACT relating to bonds; to authorize the Nebraska Highway Bond Commission, any county, city, village, school district, drainage district, irrigation district, public power district, public power and irrigation district, metropolitan utilities district, the Board of Regents of the State of Nebraska, the Board of Trustees of the Nebraska State Colleges, vocational technical colleges, sanitary and improvement districts, rural water districts, airport authorities, hospital authorities, or any other municipal corporation or governmental subdivision of the state which has the power to issue bonds or other evidences of indebtedness to issue bonds or other evidences of indebtedness to replace mutilated, destroyed, stolen or lost bonds or other evidences of indebtedness as prescribed; and to declare an emergency.

LEGISLATIVE BILL 874. By Richard F. Proud, 12th District.

A BILL FOR AN ACT to amend section 23-2203, Reissue Revised Statutes of Nebraska, 1943, relating to Interlocal Cooperation Act; to redefine terms; and to repeal the original section.

LEGISLATIVE BILL 875. By Richard F. Proud, 12th District.

A BILL FOR AN ACT to amend section 79-432, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide an exception to the maximum levy for Class I, II, III, and VI school districts as prescribed; and to repeal the original section.

LEGISLATIVE BILL 876. By Richard F. Proud, 12th District.

A BILL FOR AN ACT to amend section 16-6,100, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first class; to provide for acquisition of public buildings as prescribed; and to repeal the original section.

LEGISLATIVE BILL 877. By Richard F. Proud, 12th District.

A BILL FOR AN ACT to amend section 5-105, Reissue Revised Statutes of Nebraska, 1943, relating to district courts; to provide when an additional judge may be appointed for the fourth judicial district; to provide procedure; and to repeal the original section.

LEGISLATIVE BILL 878. By Richard F. Proud, 12th District; Orval Keyes, 3rd District.

A BILL FOR AN ACT to amend sections 31-735 and 31-753, Reissue Revised Statutes of Nebraska, 1943, and section 31-755, Revised Statutes Supplement, 1969, relating to sanitary and improvement districts; to provide for elections as prescribed; to provide for annexations; to provide for interlocal governmental agreements and effect thereof; to provide for delinquent installment payments and effect thereof; to provide for rate of interest as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 879. By Richard F. Proud, 12th District; Wally Barnett, 26th District.

A BILL FOR AN ACT to adopt the Environmental Protection Act as prescribed; and to repeal sections 71-3501 to 71-3504, and 71-3506 to 71-3519, Reissue Revised Statutes of Nebraska, 1943, and sections 28-1035 to 28-1039, 71-3001 to 71-3012, 71-3505, 71-4101 to 71-4109, and 71-4501 to 71-4521, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 880. By Richard F. Proud, 12th District; Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 10-209, Reissue Revised Statutes of Nebraska, 1943, relating to bonds of indebtedness; to provide conditions for a paying agent to pay when funds are insufficient; to provide for interest; and to repeal the original sections.

LEGISLATIVE BILL 881. By Richard F. Proud, 12th District; Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 81-1101, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, all; to eliminate the provisions for interest on instruments given to refund outstanding instruments; and to repeal the original section.

LEGISLATIVE BILL 882. By Richard F. Proud, 12th District; Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 10-101, Reissue Revised Statutes of Nebraska, 1943, relating to bonds of indebtedness; to eliminate provisions respecting interest on coupon notes; and to repeal the original section.

LEGISLATIVE BILL 883. By Richard F. Proud, 12th District; Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 18-509, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, all; to change internal references; and to repeal the original section.

LEGISLATIVE BILL 884. By Richard F. Proud, 12th District; Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 18-1202, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, all; to provide for issuance of fire department bonds as prescribed; and to repeal the original section.

LEGISLATIVE BILL 885. By Richard F. Proud, 12th District; Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 18-1802, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, all; to change provisions for maturity and interest of various purpose bonds as prescribed; and to repeal the original section.

LEGISLATIVE BILL 886. By Wayne Ziebarth, 37th District; Fred W. Carstens, 30th District.

A BILL FOR AN ACT to amend section 48-702, Reissue Revised Statutes of Nebraska, 1943, relating to boilers; to require hydrostatic testing of certain boilers; and to repeal the original section.

LEGISLATIVE BILL 887. By Fred W. Carstens, 30th District; Wayne Ziebarth, 37th District.

A BILL FOR AN ACT relating to schools to provide for creation and dissolution of certain school districts; to provide for merger of school districts in certain cases; to provide for contracting between school districts in certain cases; to amend section 79-486, Revised Statutes Supplement, 1969; to declare an emergency; and to repeal the original section.

LEGISLATIVE BILL 888. By J. James Waldron, 42nd District.

A BILL FOR AN ACT relating to crimes and punishments; to make it unlawful to sell alcoholic liquors and soft drinks in non-returnable containers; to define a term; and to provide a penalty.

LEGISLATIVE BILL 889. By J. James Waldron, 42nd District; Claire W. Holmquist, 16th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 7, of the Constitution of Nebraska, relating to Legislative Compensation; to authorize the Legislature to fix the salaries of the members of the Legislature; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 890. By Wayne Ziebarth, 37th District.

A BILL FOR AN ACT to amend section 17-405.02, Reissue Revised Statutes of Nebraska, 1943, relating to second-class cities and villages; to redefine contiguous lands; and to repeal the original section.

LEGISLATIVE BILL 891. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT to amend sections 44-2304, 44-2305, 44-2306, and 44-2307, Revised Statutes Supplement, 1969, relating to insurance; to provide for hearings and appeals as prescribed; and to repeal the original sections, and also sections 44-2301, 44-2309, 44-2310, and 44-2311, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 892. By Loran Schmit, 23rd District.

A BILL FOR AN ACT to amend sections 28-1036, 28-1037, and 28-1038, Revised Statutes Supplement, 1969, relating to junk on property; to provide exceptions as prescribed; to provide effect of order of state or a political subdivision for removal of accumulation of junk; to provide for prosecutions; and to repeal the original sections.

LEGISLATIVE BILL 893. By Loran Schmit, 23rd District.

A BILL FOR AN ACT to amend section 19-2107, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, particular classes; to extend the provisions of this act to cover solid waste disposal areas; to extend the requirements for selecting a site for garbage disposal facilities and solid waste disposal areas; to provide for license as prescribed; and to repeal the original section.

LEGISLATIVE BILL 894. By Loran Schmit, 23rd District.

A BILL FOR AN ACT to establish a program for water treatment plants, water distribution systems, wastewater treatment plants and wastewater collection systems as prescribed; to provide for violations; and to provide penalties.

LEGISLATIVE BILL 895. By John W. DeCamp, 40th District.

A BILL FOR AN ACT relating to law; to provide for justification for use of force under certain conditions; to define terms; and to repeal section 29-114, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 896. By John W. DeCamp, 40th District.

A BILL FOR AN ACT to amend section 4, Legislative Bill 49, Eighty-second Legislature, First Session, 1971, relating to elections; to provide for a ballot to enable voters at the primary to vote for their choice of candidates of any party as prescribed; and to repeal the original section.

LEGISLATIVE BILL 897. By John W. DeCamp, 40th District.

A BILL FOR AN ACT to repeal section 39-740, Reissue Revised Statutes of Nebraska, 1943, relating to highways.

LEGISLATIVE BILL 898. By John W. DeCamp, 40th District.

A BILL FOR AN ACT to amend section 71-1524, Revised Statutes Supplement, 1969, relating to public health and welfare; to provide for appointment of housing authority commissioners who shall be tenants of the housing authority; and to repeal the original section.

LEGISLATIVE BILL 899. By John W. DeCamp, 40th District.

A BILL FOR AN ACT to amend section 44-311.05, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to eliminate a restriction on the assignment of value to assets received in connection with other investments; and to repeal the original secction.

LEGISLATIVE BILL 900. By John W. DeCamp, 40th District.

A BILL FOR AN ACT to amend section 39-723, Revised Statutes Supplement, 1969, relating to motor vehicles; to provide for an increase in the speed limits for trucks; and to repeal the original section.

LEGISLATIVE BILL 901. By John W. DeCamp, 40th District.

A BILL FOR AN ACT relating to public health and welfare; to encourage landlords and tenants to maintain and improve the quality of housing by specifying rights and obligations for landlords and tenants.

LEGISLATIVE BILL 902. By John W. DeCamp, 40th District.

A BILL FOR AN ACT to amend section 71-1525, Revised Statutes Supplement, 1969, relating to public health and welfare; to provide that tenants of a housing authority may serve as commissioners of the housing authority; and to repeal the original section.

LEGISLATIVE BILL 903. By William Skarda, 7th District.

A BILL FOR AN ACT to amend section 60-1703, Revised Statutes Supplement, 1969, relating to motor vehicle inspections; to authorize inspection stations for fleet vehicles to be located outside the state; and to repeal the original section.

LEGISLATIVE BILL 904. By J. W. Burbach, 19th District; Leslie A. Stull, 49th District.

A BILL FOR AN ACT relating to Indians; to establish a Commission on Indian Affairs as prescribed.

LEGISLATIVE BILL 905. By Loran Schmit, 23rd District.

A BILL FOR AN ACT to amend sections 2-2601, 2-2602, 2-2603, 2-2604, and 2-2605, Reissue Revised Statutes of Nebraska, 1943, relating to state administrative departments; to redefine terms; to provide for inspection of economic poisons; to provide for enforcement of sections 2-2601 to 2-2611, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections.

LEGISLATIVE BILL 906. By Wayne Ziebarth, 37th District; Otho G. Kime, 43rd District; William Skarda, 7th District.

A BILL FOR AN ACT to amend sections 39-788.02 and 39-788.03, Revised Statutes Supplement, 1969, relating to motor vehicles; to change the regulation of display of colored lights on motor vehicles or equipment as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 907. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 39-2519, Revised Statutes Supplement, 1969, relating to highways; to provide for accumulating and investing funds for street improvement projects as prescribed; and to repeal the original section.

LEGISLATIVE BILL 908. By Glenn A. Goodrich, 20th District.

A BILL FOR AN ACT relating to hospitals; to clarify the rights of hospitals to charge for use and service operation under the provisions of sections 23-343 to 23-343.67, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

LEGISLATIVE BILL 909. By Glenn A. Goodrich, 20th District.

A BILL FOR AN ACT relating to insurance; to prohibit certain exceptions to payment of benefits contained in policies of health and accident delivered or issued for delivery to any person in this state; to prohibit certain exceptions to payments of benefits contained in policies of health and accident delivered to persons in this state prior to effective date of this act when such policies are renewed; and to declare an emergency.

LEGISLATIVE BILL 910. By Glenn A. Goodrich, 20th District.

A BILL FOR AN ACT relating to medical assistance; to specify the fees and schedules applicable to vendors providing nursing home services; to amend section 68-1021, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original section.

LEGISLATIVE BILL 911. By Glenn A. Goodrich, 20th District.

A BILL FOR AN ACT to amend section 21-1903, Reissue Revised Statutes of Nebraska, 1943, relating to corporations; to provide for organization of a corporation under sections 21-1901 to 21-1991 for governmental purposes and for assistance for federal grants; and to repeal the original section.

LEGISLATIVE BILL 912. By Harold T. Moylan, 6th District.

A BILL FOR AN ACT to amend section 71-2017, Revised Statutes Supplement, 1969, relating to public health and welfare; to provide for regulation of alcoholic and drug treatment facilities; and to repeal the original section.

LEGISLATIVE BILL 913. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 53-164.01, Reissue Revised Statutes of Nebraska, 1943, relating to alcoholic liquors; to eliminate the manufacturers or distributors discount; and to repeal the original section.

LEGISLATIVE BILL 914. By J. James Waldron, 42nd District.

A BILL FOR AN ACT relating to game and fish; to authorize the issuance of courtesy nonresident licenses, without charge, limited as prescribed.

LEGISLATIVE BILL 915. By Wally Barnett, 26th District; Loran Schmit, 23rd District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 24, of the Constitution of Nebraska, relating to games of chance; to permit dog races by the parimutuel or certificate method when conducted by licensees within race track enclosure at licensed dog race meetings; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 916. By Wally Barnett, 26th District; P. J. Morgan, 4th District.

A BILL FOR AN ACT to amend section 53-179, Reissue Revised Statutes of Nebraska, 1943, and section 32-210, Revised Statutes Supplement, sale of alcoholic liquor on election day; to eliminate the provision that a person is ineligible to serve as judge or clerk of election if he holds a license of the sale or is engaged in the manufacturing, selling or dispensing of alcoholic liquor; and to repeal the original sections.

LEGISLATIVE BILL 917. By Wally Barnett, 26th District; Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 794-4,122, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to redefine State Fire Day and define Fire Recognition Day; to provide for observance of such days; and to repeal the original section.

LEGISLATIVE BILL 918. By Wally Barnett, 26th District.

A BILL FOR AN ACT to amend section 74-592, Reissue Revised Statutes of Nebraska, 1943, relating to railroads; to prescribe equipment of rail motor cars furnished by carriers for the transportation of its employees; to provide for violations; to provide penalties; and to repeal the original section.

LEGISLATIVE BILL 919. By Wally Barnett, 26th District; Fern Hubbard Orme, 29th District; William F. Swanson, 27th District.

A BILL FOR AN ACT relating to railroads; to provide for the formation and termination of Railroad Transportation Safety Districts as prescribed; and to provide for administration, powers, and duties.

LEGISLATIVE BILL 920. By William Skarda, 7th District.

A BILL FOR AN ACT to amend section 32-503.01, Revised Statutes Supplement, 1969, relating to elections; to eliminate the provision of an incumbent filing as a condidate of another office as prescribed; and to repeal the original section.

LEGISLATIVE BILL 921. By William Skarda, 7th District; Glenn A. Goodrich, 20th District.

A BILL FOR AN ACT relating to county officers; to provide a civil service system in any county having a population of three hundred thousand inhabitants or more; to provide for a County Civil Service Commission and to provide for appointment of its members; to establish terms of office, compensation, duties, and authority; to provide procedures; to provide conditions of employment; and to declare an emergency.

LEGISLATIVE BILL 922. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 60-407, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide for the Director of Motor Vehicles to issue a temporary driver's license under certain conditions; and to repeal the original section.

LEGISLATIVE BILL 923. By J. James Waldron, 42nd District.

A BILL FOR AN ACT relating to criminal procedure; to provide for release of persons arrested for minor violations and traffic offenses by issuance of a summons under certain conditions.

LEGISLATIVE BILL 924. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 70-615, Revised Statutes Supplement, 1969, relating to public power; to provide for filling of vacancies on the board of a rural district by appointment by the Governor; and to repeal the original section.

LEGISLATIVE BILL 925. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 77-1262, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to change the assessment formula for registered bulls; and to repeal the original section.

LEGISLATIVE BILL 926. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT relating to cities of the metropolitan and primary classes; to provide off-street parking facilities; to provide for acquisition of such facilities; to provide for general obligation bonds or revenue bonds to finance such facilities; to provide for operation and leasing of such facilities; to provide that this act is supplementary to existing law; and to declare an emergency.

LEGISLATIVE BILL 927. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT relating to railroads; to provide for transfer of cars as prescribed.

LEGISLATIVE BILL 928. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend section 79-102.01, Revised Statutes Supplement, 1969, relating to schools; to limit the formation of Class VI districts as prescribed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 929. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend sections 81-1401, 81-1402, 81-1403, 81-1404, 81-1411, 81-1412, and 81-1414, Revised Statutes Supplement, 1969, relating to state administrative departments; to transfer responsibility for operation, supervision, and maintenance of the Nebraska Law Enforcement Training Center from the superintendent of law enforcement and public safety to the Nebraska Commission on Law Enforcement and Criminal Justice; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 930. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend section 66-423.01, Revised Statutes Supplement, 1969, relating to motor vehicle fuel taxes; to provide that counties, cities and villages may issue bonds for construction of off-street parking facilities and pay the interest on and retire such bonds from the money received from the Highway Allocation Fund, and, if so determined by the issuer, from the revenue of such facilities, with the authority to pledge such money and revenue; to provide an alternate source of money to pay such bonds; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 931. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend section 43-512, Revised Statutes Supplement, 1969, relating to infants; to increase the limits of aid to dependent children as prescribed; and to repeal the original section.

LEGISLATIVE BILL 932. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT relating to agriculture; to create a Department of Rural Affairs; to provide its purpose, administration and powers; to provide for a chief officer of the department, his duties, powers, appointment, term and salary; to provide for cooperation with other government agencies; and to provide for acceptance of federal grants.

LEGISLATIVE BILL 933. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT to create the Rural Development and Marketing Committee as prescribed.

LEGISLATIVE BILL 934. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend section 81-201, Reissue Revised Statutes of Nebraska, 1943, relating to state administrative departments; to redefine certain powers and duties of the Department of Agriculture; and to repeal the original section.

LEGISLATIVE BILL 935. By Herb Nore, 22nd District.

A BILL FOR AN ACT relating to public power; to require the merger and consolidation of public power districts under the conditions prescribed herein; to provide that such merger and consolidation may be submitted to a vote of electors; and to provide procedures for the accomplishment of the purposes of this act.

LEGISLATIVE BILL 936. By Herb Nore, 22nd District.

A BILL FOR AN ACT to amend sections 70-1002, 70-1008, 70-1009, 70-1010, and 70-1011, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska Power Review Board; to broaden rights of distribuiton power agencies within zoning areas of municipalities; to revise procedure for modifying service areas; to amplify provisions for granting service to a supplier outside its service area; and to repeal the original sections.

LEGISLATIVE BILL 937. By Herb Nore, 22nd District.

A BILL FOR AN ACT to amend sections 16-901 and 17-1001, Reissue Revised Statutes of Nebraska, 1943, relating to zoning of cities of the first and second classes and villages; to remove a limitation; and to repeal the original sections.

LEGISLATIVE BILL 938. By Loran Schmit, 23rd District.

A BILL FOR AN ACT to amend section 71-3004, Revised Statutes Supplement, 1969, relating to water pollution control; to change the powers and duties of the council as prescribed; and to repeal the original section.

LEGISLATIVE BILL 939. By Loran Schmit, 23rd District.

A BILL FOR AN ACT relating to the Department of Health; to abolish the Water Pollution Control Council and the Air Pollution Control Council; to establish the Environmental Control Council; to declare policy; to define terms; to provide for terms of members; to provide for an executive secretary; to provide for personnel; to establish powers and duties; to establish procedure; to establish acts that are unlawful; to set penalties; and to repeal sections 71-3001 to 71-3012, and sections 71-4501 to 71-4521, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 940. By Wayne Ziebarth, 37th District; E. Thome Johnson, 15th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VII, section 10, of the Constitution of Nebraska, relating to education; to provide that the Legislature shall provide for the government of that part of the University of Nebraska which formerly was the municipal University of Omaha; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 941. By Wayne Ziebarth, 37th District; E. Thome Johnson, 15th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VII, section 13, of the Constitution of Nebraska, relating to education; to provide that the Legislature shall provide for the general government of the state colleges; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 942. By E. Thome Johnson, 15th District; Wayne Ziebarth, 37th District.

A BILL FOR AN ACT to amend section 17-612, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the second class and villages; to eliminate the provision that appointed officials could not have the emoluments of their office decreased or increased during the term for which appointed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 943. By E. Thome Johnson, 15th District; Wayne Ziebarth, 37th District.

A BILL FOR AN ACT to amend section 16-326, Reissue Revised Statutes of Nebraska, 1943, relating to first class cities; to eliminate the provision that appointed officials could not have the emoluments of their office decreased or increased during the term for which appointed; to repeal the original section; and to declare an emergency.

UNANIMOUS CONSENT—Cancel Hearing on LB 230

Mr. Simpson asked unanimous consent to cancel the public hearing on LB 230 before the Urban Affairs Committee set for February 17, 1971 as the bill has been withdrawn. No objections. So ordered.

STANDING COMMITTEE REPORT

Revenue

LEGISLATIVE BILL 131. Placed on General File as amended.
Standing Committee amendment to LB 131:

1. Amend page 3 of the bill line 24 by inserting "if adjusted gross income is five thousand dollars or less, three hundred dollars if adjusted gross income in between five thousand and seventy-five hundred dollars, two hundred dollars if adjusted gross income in between seventy-five hundred and ten thousand dollars" after "dollars".

(Signed) Rudolf C. Kokes, Chairman

NOTICE OF COMMITTEE HEARINGS

Miscellaneous Subjects

LB 401	Friday, February 19, 1971	2:00 p.m.
LB 459	Friday, February 19, 1971	2:00 p.m.
LB 552	Friday, February 19, 1971	2:00 p.m.
LB 546	Thursday, February 25, 1971	2:00 p.m.

(Signed) J. James Waldron, Chairman

Public Health and Welfare

LB 64	Tuesday, February 23, 1971	2:00 p.m.
LB 326	Tuesday, February 23, 1971	2:00 p.m.
LB 443	Tuesday, February 23, 1971	2:00 p.m.

(Signed) Thomas Kennedy, Chairman

Appropriations

Department of Public Institutions Monday & Tuesday, February 15-16, 1971	2:00 p.m.
Department of Agriculture Thursday, February 18, 1971	2:00 p.m.

(Signed) Richard Marvel, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 18.

Introduced by Fred W. Carstens, 30th District; Terry Carpenter, 48th District.

WHEREAS, trust departments of banks are controlled by the board of directors of banks; and

WHEREAS, trust departments are engaged in a campaign to enlarge and increase their trust business; and

WHEREAS, trusts should be managed for the benefit of the beneficiaries.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Executive Board of the Legislative Council appoint a committee to study the trust departments of banks for the following purposes: (a) Investment and management of trusts to ascertain whether the assets of the individual trusts are being used for the benefit of the beneficiary as intended or whether they are being used to carry on campaigns to persuade and induce property owners to set up trusts under the mistaken idea and belief that the creation of the trust would avoid the payment of federal estate taxes; (b) Whether there is a collusion between the bank and trust department officials and the members of the Nebraska State Bar Association to carry out a scheme of misleading the property owners, and if so what is needed to correct any such abuses; and (c) Whether trust departments have been purchasing stocks of speculative quality and doubtful value and to what extent the assets of individual trusts have been depleted by such practices.

2. That the Legislature appropriate fifteen thousand dollars to enable the committee to employ qualified accountants and attorneys in an advisory capacity to conduct the investigations.

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 19.

Introduced by Fred W. Carstens, 30th District.

WHEREAS, there is proposed a gift to the State of Nebraska of a swimming pool to be used by residents and patients, and to be located at the Beatrice State Home, Beatrice, Nebraska; and

WHEREAS, no such swimming pool is now available to the residents and patients at the Beatrice State Home; and

WHEREAS, members of the Nebraska Chapter of the Junior Chamber of Commerce, the Beatrice State Home Association for Retarded Children, and others have made plans for providing such a swimming pool, to be constructed without cost to the State of Nebraska, and the location and plans for such a swimming pool shall be subject to the approval and supervision of the Director of Public Institutions.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That such a swimming pool, upon the terms and conditions above set out, be and is hereby approved and its acceptance by the Director of Public Institutions is hereby authorized.

ADD CO-INTRODUCER

Mr. Barnett asked unanimous consent to add Messrs. Luedtke and Simpson to LB 919. No objections. So ordered.

Mr. Maresh asked unanimous consent to add his name to LB 343. No objections. So ordered.

RECESS

At 11:21 a.m., on a motion by Mr. Carpenter, the Legislature recessed until 4:30 p.m.

AFTER RECESS

The Legislature reconvened at 4:30 p.m., President Marsh presiding.

ROLL CALL

The roll was called and all members were present except Messrs. Carstens, Chambers, Mahoney, Skarda and Ziebarth who were excused.

BILLS ON FIRST READING

The following bills were read by title for the first time:

LEGISLATIVE BILL 944. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-2715, Revised Statutes Supplement, 1969, relating to taxation; to provide for food sales tax exemption for members of the armed forces of the United States; to provide an operative date; and to repeal the original section.

LEGISLATIVE BILL 945. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-203, Revised Statutes Supplement, 1969, relating to taxation; to provide that real property taxes for any county, city, village, or other political subdivision shall be due and payable on December 1 following the date of levy; and to repeal the original section.

LEGISLATIVE BILL 946. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 8-157, Reissue Revised Statutes of Nebraska, 1943, relating to banking; to provide for an additional detached auxiliary teller office in a city of the first class; and to repeal the original section.

LEGISLATIVE BILL 947. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-2734, Revised Statutes Supplement, 1969, relating to taxation; to provide an additional tax on the income of certain insurance companies as prescribed; to provide an operative date; and to repeal the original section.

LEGISLATIVE BILL 948. By John W. DeCamp, 40th District.

A BILL FOR AN ACT to amend sections 39-727, 39-727.03, 39-727.04, 39-727.06, 39-727.07, and 39-727.13, Reissue Revised Statutes of Nebraska, 1943, relating to use of public roads; to require drivers to submit to tests for alcoholic content in the blood as prescribed; to provide penalties; to make refusal to submit to such tests unlawful; and to repeal the original sections, and also sections 39-727.02, 39-727.08, 39-727.09, 39-727.10, 39-727.11, and 39-727.12, Reissue Revised Statutes of Nebraska, 1943, and sections 39-727.01 and 39-727.14, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 949. By John W. DeCamp, 40th District.

A BILL FOR AN ACT to amend section 23-1115, Reissue Revised Statutes of Nebraska, 1943, relating to county judges; to change the classification of counties for purposes of fixing the salary of county judges; to increase the salary of county judges; to provide when such increases shall become operative; and to repeal the original section.

LEGISLATIVE BILL 950. By Wayne Ziebarth, 37th District.

A BILL FOR AN ACT relating to education; to provide for a Nebraska Board on Community College Education as prescribed; to define terms; to provide for appointment of members of such board; to determine the terms of such members; to provide for the duties and powers of such board; to amend sections 79-1422, 79-1445.16, 79-1445.17, 79-1445.19, 79-1445.33, and 78-1605, Reissue Revised Statutes of Nebraska, 1943, and sections 79-1445.15, 79-1445.18, 79-1445.20, 79-1445.21, 79-1445.27, 79-1445.28, 79-1445.31, 79-1445.32, 79-1445.34, 79-1445.35, 79-1604, 79-1605.03, 79-1612, 79-1615, 79-1621, and 79-1622, Revised Statutes Supplement, 1969; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 951. By Ernest Chambers, 11th District.

A BILL FOR AN ACT to amend section 79-442, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to prohibit members of boards of education from being interested in contracts with school districts; and to repeal the original section.

LEGISLATIVE BILL 952. By Ernest Chambers, 11th District.

A BILL FOR AN ACT to amend sections 71-201, 71-202, 71-203, 71-205, 71-207, 71-208, 71-208.01, 71-208.02, 71-208.04, 71-208.05, 71-209, 71-212, 71-213, 71-215, 71-216, 71-219, 71-220, 71-221, 71-222, 71-222.01, 71-223.01, and 71-224, Reissue Revised Statutes of Nebraska, 1943, relating to barbering; to provide for apprentice barbers; to establish the annual registration year; to provide the type of tests necessary to be qualified as an apprentice; to provide for the manner of reinstatement of expired certificates; to redefine barbering; to define terms; to provide exemptions; to provide for the effect of failure of an applicant to obtain a certificate; to provide for reinstatement of expired certificates; to provide for the number and qualifications for registered barber instructors and assistant instructors; to provide for licenses; to provide for the renewal of licenses; to provide for the effect of military service on a certificate of registration as a barber; to provide for the manner of displaying certificates of registration by barbers and instructors; to provide for annual fees; to provide for an inactive status; to provide for the manner of making application for license to operate a barber school or college; to provide for penalties; to authorize an injunction for violations; to provide for per diem payments; to eliminate the salary of the manager-inspector; to provide for annual inspections of barber shops and barber schools; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 953. By Thomas C. Kennedy, 21st District; Fern Hubbard Orme, 29th District; George Syas, 13th District.

A BILL FOR AN ACT to amend section 72-258.01, Reissue Revised Statutes of Nebraska, 1943, and sections 72-257 and 72-258, Revised Statutes Supplement, 1969, relating to school lands; to harmonize with previous legislation; to provide that no school lands shall be sold except as provided; and to repeal the original sections.

LEGISLATIVE BILL 954. By George Syas, 13th District; J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend sections 5-103.01, 5-104.03, and 5-104.06, Reissue Revised Statutes of Nebraska, 1943, relating to apportionment of the legislative districts; to increase the number of members to the Legislature; to change the boundaries of legislative districts; to provide when the act shall become operative; and to repeal the original sections.

LEGISLATIVE BILL 955. By George Syas, 13th District; J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 5-107, Reissue Revised Statutes of Nebraska, 1943, relating to the State Railway Commission; to change the boundaries of the railway commission districts as prescribed; and to repeal the original section.

LEGISLATIVE BILL 956. By Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 25-1801, Revised Statutes Supplement, 1969, relating to civil procedure; to increase the amount of claim on which an attorney fee may be charged as costs; to add additional types of claims on which attorney fees may be allowed; to change provisions for determining the amount of attorney fees as prescribed; and to repeal the original section.

LEGISLATIVE BILL 957. By Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 26-124, Reissue Revised Statutes of Nebraska, 1943, relating to municipal courts; to provide when the answer day shall be extended as prescribed; and to repeal the original section.

LEGISLATIVE BILL 958. By Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 44-359, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to broaden the scope of the awarding of attorney fees as prescribed; and to repeal the original section.

LEGISLATIVE BILL 959. By Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 26-1,203, Reissue Revised Statutes of Nebraska, 1943, relating to municipal courts; to provide additional provisions relating to the acting municipal judge as prescribed; and to repeal the original section.

LEGISLATIVE BILL 960. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend 77-2702 and 77-2704, Revised Statutes Supplement, 1969, relating to taxation; to redefine a term; to change an exemption; and to repeal the original section.

LEGISLATIVE BILL 961. By Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend sections 69-109, 69-109.01, 69-110, and 69-111, Revised Statutes Supplement, 1969, relating to personal property; to clarify the provisions thereof; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 962. By Roland Luedtke, 28th District; Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend section 60-403.01, Reissue Revised Statutes of Nebraska, 1943, relating to motorcycles; to provide a penalty for operating a motorcycle without a motorcycle operator's license; and to repeal the original section.

LEGISLATIVE BILL 963. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT relating to agriculture; to state policy; to create a State Agricultural Relations Board; to provide for appointment of members, terms of members, and their successors; to define terms; to provide for the duties of such board; to require cooperation and assistance of the Department of Agriculture; to provide for election of marketing and purchasers' committees; to provide for enforcement of price regulations; and to provide penalties.

LEGISLATIVE BILL 964. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT relating to establish a Rural Affairs Department under the direction of the Director of Economic Development of the State of Nebraska.

LEGISLATIVE BILL 965. By William H. Hasebroock, 18th District.

A BILL FOR AN ACT to amend section 60-335, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide for number plates for state and political subdivisions where the motor vehicles are exempt from distinct markings as prescribed; and to repeal the original section.

LEGISLATIVE BILL 966. By Wayne Ziebarth, 37th District.

A BILL FOR AN ACT to amend section 23-927, Reissue Revised Statutes of Nebraska, 1943, relating to county budgets; to provide that school districts shall file a copy of the adopted budget together with the amount of tax to be levied with the Commissioner of Education; to provide for forms as prescribed; and to repeal the original section.

LEGISLATIVE BILL 967. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 79-1625, Revised Statutes Supplement, 1969, relating to schools; to clarify provisions for tuition payments for nonresident students in junior colleges and area vocational technical schools; to repeal the original section, and also section 79-1626, Revised Statutes Supplement, 1969; and to declare an emergency.

LEGISLATIVE BILL 968. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 79-1616.01, Revised Statutes Supplement, 1969, relating to schools; to provide for leasing of property by junior colleges; and to repeal the original section.

LEGISLATIVE BILL 969. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 79-1621, Revised Statutes Supplement, 1969, relating to school; to increase the amount paid to junior colleges for acceptable credit hours as prescribed; and to repeal the original section.

LEGISLATIVE BILL 970. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 79-1618, Revised Statutes Supplement, 1969, relating to schools; to provide authority for junior colleges to issue bonds for student centers; and to repeal the original section.

LEGISLATIVE BILL 971. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 79-1621, Revised Statutes Supplement, 1969, relating to junior colleges; to provide for state payments for occupational courses; and to repeal the original section.

LEGISLATIVE BILL 972. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to junior colleges; to authorize junior colleges to collect payments from area vocational technical schools as prescribed.

LEGISLATIVE BILL 973. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to schools; to provide that a junior college district may withdraw from a vocational technical school area as prescribed.

LEGISLATIVE BILL 974. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to higher education; to provide for a comprehensive community college system as prescribed.

LEGISLATIVE BILL 975. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 15-104, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the primary class; to provide restrictions on primary cities annexing territories as prescribed; and to repeal the original section.

UNANIMOUS CONSENT–Print In Journal.

Mr. Warner asked unanimous consent that the following be placed in the Journal. No objections. So ordered.

LB 975 is not drafted correctly and a corrected copy will be presented for public hearing.

BILLS ON FIRST READING

The following bills were read by title for the first time:

LEGISLATIVE BILL 976. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 79-1331, Revised Statutes Supplement, 1969, relating to education; to define terms; to provide for limitations of state aid to school districts; and to repeal the original section.

LEGISLATIVE BILL 977. By J. James Waldron, 42nd District; John W. DeCamp, 40th District.

A BILL FOR AN ACT to amend sections 43-601 and 43-611, Reissue Revised Statutes of Nebraska, 1943, and sections 43-630 and 43-632, Revised Statutes Supplement, 1969, relating to handicapped children; to extend provisions for care and education to multihandicapped children; to provide for continuation of a program for multihandicapped children; to require an appropriation; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 978. By Duke Snyder, 14th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VIII, by adding a new section 12, of the Constitution of Nebraska, relating to revenue; to provide for a payroll tax in cities of the metropolitan, primary and first class; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 979. By George Syas, 13th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article XV, by adding a new section to be known as section 18, of the Constitution of Nebraska, relating to miscellaneous provisions; to prohibit persons from being forced to be a member of an organization to practice his profession; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 980. By George Syas, 13th District.

A BILL FOR AN ACT to repeal sections 37-217 to 37-225, Reissue Revised Statutes of Nebraska, 1943, relating to upland game bird stamps.

LEGISLATIVE BILL 981. By Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 77-2007, Reissue Revised Statutes of Nebraska, 1943, relating to inheritance tax; to change the provisions for exempting property as prescribed; and to repeal the original section.

LEGISLATIVE BILL 982. By Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 17-534, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the second class and villages; to provide when money may be borrowed or bonds issued without a vote of the electors as prescribed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 983. By Richard F. Proud, 12th District; Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 10-209, Reissue Revised Statutes of Nebraska, 1943, relating to bonds of indebtedness; to require bonds and coupons to fix the interest rate as prescribed; to provide the rate of interest on bonds and coupons when no rate of interest is provided; and to repeal the original section.

LEGISLATIVE BILL 984. By Richard F. Proud, 12th District; Roland Luedtke, 28th District.

A BILL FOR AN ACT relating to bonds of indebtedness; to provide interest rates for bonds and coupons; to provide rate of interest when no provision is made in bonds and coupons; and to provide the effect of payment to paying agent.

LEGISLATIVE BILL 985. By Loran Schmit, 23rd District; Jerome Warner, 25th District.

A BILL FOR AN ACT relating to universities; to authorize the University of Nebraska through its college of medicine to establish, develop, and implement a program for the training of physician's assistants; and to appropriate two hundred twenty-five thousand dollars for such purpose.

LEGISLATIVE BILL 986. By Claire W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 66-411, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicle fuel; to provide for time to pay motor vehicle fuel tax; and to repeal the original section.

LEGISLATIVE BILL 987. By Claire W. Holmquist, 16th District.

A BILL FOR AN ACT relating to retirement systems; to create the Public Employees Retirement Board; to provide for appointment of members to such board and provide for terms of service; to establish the power and duties of the board; to amend sections 24-705, 60-447, 60-448, 60-450, 60-461, 79-1507, 84-1314, and 84-1315, Reissue Revised Statutes of Nebraska, 1943, and sections 24-701, 24-704, 24-709, 24-712, 60-444, 60-446, 79-1501, 79-1503, 79-1503.01, 79-1508, 79-1540, 79-1555, 84-1301, and 84-1305, Revised Statutes Supplement, 1969; and to repeal the original sections, and also sections 84-1303 and 84-1304, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 988. By Wally Barnett, 26th District.

A BILL FOR AN ACT to create the Commission on Fire Fighting Personnel Standards and Education as prescribed.

LEGISLATIVE BILL 989. By Loran Schmit, 23rd District.

A BILL FOR AN ACT to amend section 79-444, Revised Statutes Supplement, 1969, relating to schools; to modify the requirements for beginning school; and to repeal the original section.

LEGISLATIVE BILL 990. By P. J. Morgan, 4th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VIII, section 2, of the Constitution of Nebraska, relating to revenue; to provide for the exemption from taxation of all property owned by a paraplegic or multiple amputee veteran; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 991. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend section 45-207, Reissue Revised Statutes of Nebraska, 1943, relating to revolving charge agreements; to define a term; and to repeal the original section.

LEGISLATIVE BILL 992. By Jerome Warner, 25th District; Claire Holmquist, 16th District; Jules Burbach, 19th District.

A BILL FOR AN ACT to amend sections 39-1906 and 77-1603, Reissue Revised Statutes of Nebraska, 1943, relating to county tax levies; to remove limitations and authorize county boards to levy the amount necessary for road purposes; and to repeal the original sections, and also section 77-1605.01, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 993. By Jules Burbach, 19th District.

A BILL FOR AN ACT to amend sections 81-263.39, 81-263.41, 81-263.42, and 81-263.84, Revised Statutes Supplement, 1969, relating to dairy products; to eliminate the fixing of minumum prices for dairy products except a prohibition against sale below minimum basic cost by a wholesaler or distributor as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 994. By Richard Marvel, 33rd District.

A BILL FOR AN ACT to appropriate to the Tax Commission to aid in carrying out the functions of Program 102, for the biennium ending June 30, 1971, there is hereby appropriated from the state General Fund the sum of two million two hundred thousand dolllars to supplement the amount heretofore appropriated for that purpose; and to declare an emergency.

LEGISLATIVE BILL 995. By Richard Marvel, 33rd District.

A BILL FOR AN ACT to amend section 81-1120, Reissue Revised Statutes of Nebraska, 1943, and sections 81-1102, 81-1108, 81-1108.01, 81-1108.06, 81-1108.09, 81-1111, 81-1113, 81-1114, 81-1115, 81-1117, 81-1118, and 81-1130, Revised Statutes Supplement, 1969, relating to the Department of Administrative Services; to remove statutory provisions for divisions within the department and to authorize the director to establish such divisions as he deems necessary; and to repeal the original sections, and also sections 81-1108.02, 81-1108.03, 81-1108.04, 81-1108.05, 81-1112, and 81-1116, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 996. By Don Elrod, 35th District.

A BILL FOR AN ACT to amend section 79-1801, 79-1819, and 79-1821, Reissue Revised Statutes of Nebraska, 1943, and section 79-1801.01, Revised Statutes Supplement, 1969, relating to private business and trade schools; increase permit fees and bonds as prescribed; to extend provisions to schools domiciled outside the state; and to repeal the original sections.

LEGISLATIVE BILL 997. By Don Elrod, 35th District.

A BILL FOR AN ACT to amend section 79-101, Reissue Revised Statutes of Nebraska, 1943, relating to education; to define a term; and to repeal the original section.

LEGISLATIVE BILL 998. By Don Elrod, 35th District.

A BILL FOR AN ACT to amend sections 79-2202, and 79-2203, Revised Statutes Supplement, 1969, relating to schools; to provide that all counties shall be a part of an educational service unit; to remove obsolete matter; and to repeal the original sections.

LEGISLATIVE BILL 999. By Harold Moylan, 6th District.

A BILL FOR AN ACT to amend section 23-120, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to increase the amount of appropriation permitted in counties having in excess of two hundred fifty thousand inhabitants for county buildings; and to repeal the original section.

LEGISLATIVE BILL 1000. By David Stahmer, 8th District.

A BILL FOR AN ACT to amend sections 43-619, 79-1910, and 79-2009, Reissue Revised Statutes of Nebraska, 1943, relating to handicapped persons; to provide for disbursement of federal funds as prescribed; to provide for cash funds and reimbursement as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1001. By David Stahmer, 8th District.

A BILL FOR AN ACT to create a Public Building Commission Act.

LEGISLATIVE BILL 1002. By David Stahmer, 8th District.

A BILL FOR AN ACT to amend sections 79-1302 and 79-1304, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to change the manner of apportioning the state school fund; and to repeal the original sections.

ADJOURNMENT

At 4:47 p.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Tuesday, February 9, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

TWENTY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, February 9, 1971

Pursuant to adjournment, the Legislature met at 9:04 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Dear Lord and Father of mankind, forgive our foolish ways; reclothe us in our rightful mind. In purer lives Thy service find, in deeper reverence praise. Take from our souls the strain and stress and let our ordered lives confess the beauty of Thy peace. Deliver us, O Lord, from the foolishness of impatience. Let us not be in such a hurry as to run on without Thee. We know that it takes a lifetime to make a tree; we know that fruit does not ripen in an afternoon and Thou Thyself didst take a week to make the universe. May we remember that it takes time to build the State that can truly be called God's own country. It takes time to find out what we should do; what is right and what is best. Slow us down, O Lord, that we may take time to think, time to pray, and time to find out Thy will. Then give us the sense and the courage to do it, for the good of our State and the glory of Thy name. Amen.

ROLL CALL

The roll was called and all members were present except Mr. Chambers who was excused until 9:45 a.m.

COMMUNICATION

Members of Nebraska Legislature

Thank you for the beautiful flowers sent in memory of our dear husband and father.

Sincerely,

(Signed) Mrs. Nick C. Schmit and Family

LOBBY REPORT

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of all lobbyists who have registered as of February 8, 1971. Further lists will be submitted on the last legislative day of each calendar week, listing additional lobbyists who have registered during that week, until all registrations are completed.

(Signed) Vincent D. Brown
Clerk of the Legislature

Anderson, Norris J. - Lincoln, Lancaster County
Busboom, Gordon H. - Lincoln, Nebraska Cooperative Council
Conway, James D. - Hastings, Kansas-Nebraska Natural Gas Company Inc.
Cromer, Dr. C. A. - Lincoln, State Advisory Council for Vocational Education
Dahlquist, Catherine - Omaha, Catherine Dahlquist
Fahrnbruch, Dale E. - Lincoln, Nebraska Mobile Housing Institute, Inc.
Huston, Robert E. - Lincoln, Lancaster County
Jensen, Sam - Omaha, East Omaha Drainage District; Meredith Corporation WOW TV; Nebraska Consolidated Mills Company
Kaplan, Mrs. Al - Omaha, Greater Omaha Association for Retarded Children
Keillor, James H. - Omaha, Nebraska Nursing Home Association, Inc.
Lambert, Randall T. - Ainsworth, Educational Service Unit 17
Moylan, James H. - Omaha, Distilled Spirits Institute
Moylan, James H. - Omaha, Wine Institute
Owen, George E. - Omaha, Woodmen of the World Life Insurance Society
Rall, Frank - Lincoln, Nebraska Insurance Information Service
Regier, Ted - Aurora, Nebraska Natural Gas Users Association
Sass, Donald C. - Fairbury, Nebraska Sheriffs and Police Officers' Association
Tews and Noren (Charles F. Noren) - Lincoln, Nebraska Association of Trial Attorneys
Thoma, Fred H. - Omaha, Greyhound Lines - West
Whitehead, John C. - Columbus, City of Columbus, Nebraska

NOTICE OF COMMITTEE HEARINGS

Banking, Commerce and Insurance

LB 481	Monday, February 22, 1971	2:00 p.m.
LB 490	Monday, February 22, 1971	2:00 p.m.
LB 510	Monday, February 22, 1971	2:00 p.m.
LB 523	Monday, February 22, 1971	2:00 p.m.
LB 563	Tuesday, February 23, 1971	2:00 p.m.
LB 597	Tuesday, February 23, 1971	2:00 p.m.
LB 631	Tuesday, February 23, 1971	2:00 p.m.
LB 460	Monday, March 1, 1971	2:00 p.m.
LB 647	Monday, March 1, 1971	2:00 p.m.
LB 657	Monday, March 1, 1971	2:00 p.m.
LB 684	Monday, March 1, 1971	2:00 p.m.
LB 695	Tuesday, March 2, 1971	2:00 p.m.
LB 697	Tuesday, March 2, 1971	2:00 p.m.
LB 699	Tuesday, March 2, 1971	2:00 p.m.

(Signed) Sam Klaver, Chairman

Urban Affairs

LB 399	Wednesday, February 24, 1971	2:00 p.m.
LB 432	Wednesday, February 24, 1971	2:00 p.m.
LB 434	Wednesday, February 24, 1971	2:00 p.m.
LB 440	Wednesday, February 24, 1971	2:00 p.m.
LB 511	Wednesday, February 24, 1971	2:00 p.m.
LB 532	Wednesday, February 24, 1971	2:00 p.m.
LR 14	Wednesday, February 24, 1971	2:00 p.m.
LB 345	Wednesday, March 3, 1971	2:00 p.m.
LB 348	Wednesday, March 3, 1971	2:00 p.m.
LB 389	Wednesday, March 3, 1971	2:00 p.m.
LB 397	Wednesday, March 3, 1971	2:00 p.m.
LB 435	Wednesday, March 3, 1971	2:00 p.m.
LB 497	Wednesday, March 3, 1971	2:00 p.m.

(Signed) Harold D. Simpson, Chairman

Government and Military Affairs

LB 589	Thursday, February 18, 1971	2:00 p.m.
LB 590	Thursday, February 18, 1971	2:00 p.m.
LB 591	Thursday, February 18, 1971	2:00 p.m.
LB 612	Thursday, February 18, 1971	2:00 p.m.
LB 637	Thursday, February 18, 1971	2:00 p.m.

LB 661	Thursday, February 18, 1971	2:00 p.m.
LB 665	Thursday, February 18, 1971	2:00 p.m.
LB 675	Thursday, February 18, 1971	2:00 p.m.
LB 689	Thursday, February 18, 1971	2:00 p.m.
LB 691	Thursday, February 18, 1971	2:00 p.m.
LB 698	Thursday, February 18, 1971	2:00 p.m.

(Signed) Terry Carpenter, Chairman

Public Health and Welfare

LB 472	Tuesday, February 16, 1971	2:00 p.m.
LB 480	Monday, February 22, 1971	2:00 p.m.
LB 512	Monday, February 22, 1971	2:00 p.m.
LB 522	Monday, February 22, 1971	2:00 p.m.

(Signed) Thomas C. Kennedy, Chairman

Public Works

LB 414	Wednesday, February 17, 1971	2:00 p.m.
LB 632	Wednesday, February 17, 1971	2:00 p.m.
LB 474	Thursday, February 18, 1971	2:00 p.m.
LB 530	Thursday, February 18, 1971	2:00 p.m.
LB 561	Thursday, February 18, 1971	2:00 p.m.
LB 566	Thursday, February 18, 1971	2:00 p.m.
LB 529	Friday, February 19, 1971	2:00 p.m.
LB 554	Friday, February 19, 1971	2:00 p.m.
LB 581	Friday, February 19, 1971	2:00 p.m.
LB 494	Wednesday, February 24, 1971	2:00 p.m.
LB 588	Wednesday, February 24, 1971	2:00 p.m.
LB 596	Wednesday, February 24, 1971	2:00 p.m.
LB 654	Wednesday, February 24, 1971	2:00 p.m.
LB 601	Thursday, February 25, 1971	2:00 p.m.
LB 618	Thursday, February 25, 1971	2:00 p.m.
LB 626	Thursday, February 25, 1971	2:00 p.m.
LB 633	Friday, February 26, 1971	2:00 p.m.
LB 644	Friday, February 26, 1971	2:00 p.m.

(Signed) Claire W. Holmquist, Chairman

Agriculture and Recreation

LB 407	Thursday, February 18, 1971	2:00 p.m.
LB 417	Thursday, February 18, 1971	2:00 p.m.
LB 456	Thursday, February 18, 1971	2:00 p.m.
LB 457	Thursday, February 18, 1971	2:00 p.m.
LB 461	Thursday, February 18, 1971	2:00 p.m.
LB 517	Thursday, February 18, 1971	2:00 p.m.
LB 518	Thursday, February 18, 1971	2:00 p.m.
LB 556	Thursday, February 18, 1971	2:00 p.m.
LB 387	Friday, February 19, 1971	2:00 p.m.
LB 403	Friday, February 19, 1971	2:00 p.m.
LB 513	Friday, February 19, 1971	2:00 p.m.
LB 514	Friday, February 19, 1971	2:00 p.m.
LB 619	Friday, February 19, 1971	2:00 p.m.
LB 620	Friday, February 19, 1971	2:00 p.m.

(Signed) Loran Schmit, Chairman

REFERENCE COMMITTEE REPORT

LB	**Committee**
700	Public Works
701	Miscellaneous Subjects
702	Miscellaneous Subjects
703	Revenue
704	Miscellaneous Subjects
705	Miscellaneous Subjects
706	Agriculture and Recreation
707	Revenue
708	Judiciary
709	Agriculture and Recreation
710	Government and Military Affairs
711	Public Works
712	Appropriations
713	Government and Military Affairs
714	Miscellaneous Subjects
715	Revenue
716	Revenue
717	Agriculture and Recreation
718	Public Works
719	Revenue
720	Banking, Commerce and Insurance
721	Banking, Commerce and Insurance
722	Banking, Commerce and Insurance
723	Revenue
724	Miscellaneous Subjects
725	Public Works

726	Education
727	Nebraska Retirement Systems Advisory
728	Judiciary
729	Judiciary
730	Nebraska Retirement Systems Advisory
731	Education
732	Education
733	Agriculture and Recreation
734	Education
735	Education
736	Revenue
737	Revenue
738	Public Works
739	Education
740	Urban Affairs
741	Education
742	Appropriations
743	Judiciary
744	Public Works
745	Government and Military Affairs
746	Government and Military Affairs
747	Urban Affairs
748	Miscellaneous Subjects
749	Government and Military Affairs
750	Banking, Commerce and Insurance
751	Miscellaneous Subjects
752	Miscellaneous Subjects
753	Public Health and Welfare
754	Miscellaneous Subjects
755	Banking, Commerce and Insurance
756	Public Works
757	Banking, Commerce and Insurance
758	Government and Military Affairs
759	Education
760	Appropriations
761	Constitutional Revision
762	Constitutional Revision
763	Constitutional Revision
764	Education
765	Banking, Commerce and Insurance
766	Banking, Commerce and Insurance
767	Banking, Commerce and Insurance
768	Public Works
769	Public Works
770	Revenue
771	Banking, Commerce and Insurance
772	Public Health and Welfare
773	Miscellaneous Subjects
774	Education
775	Education

776	Revenue
777	Agriculture and Recreation
778	Education
779	Education
780	Revenue
781	Labor
782	Labor
783	Revenue
784	Constitutional Revision
785	Education
786	Public Health and Welfare
787	Public Health and Welfare
788	Banking, Commerce and Insurance
789	Banking, Commerce and Insurance
790	Public Health and Welfare
791	Public Works
792	Banking, Commerce and Insurance
793	Judiciary
794	Judiciary
795	Judiciary
796	Judiciary
797	Judiciary
798	Miscellaneous Subjects
799	Public Health and Welfare
800	Government and Military Affairs
801	Public Works
802	Education
803	Public Health and Welfare
804	Agriculture and Recreation
805	Miscellaneous Subjects
806	Public Health and Welfare
807	Agriculture and Recreation
808	Education
809	Education
810	Government and Military Affairs
811	Agriculture and Recreation
812	Agriculture and Recreation
813	Public Works
814	Public Works
815	Public Works
816	Public Works
817	Revenue
818	Appropriations
819	Government and Military Affairs
820	Judiciary
821	Judiciary
822	Labor
823	Agriculture and Recreation
824	Agriculture and Recreation
825	Revenue

826	Miscellaneous Subjects
827	Agriculture and Recreation
828	Banking, Commerce and Insurance
829	Government and Military Affairs
830	Banking, Commerce and Insurance
831	Banking, Commerce and Insurance
832	Banking, Commerce and Insurance
833	Government and Military Affairs
834	Judiciary
835	Urban Affairs
836	Agriculture and Recreation
837	Constitutional Revision
838	Public Works
839	Public Works
840	Public Works
841	Education
842	Public Health and Welfare
843	Public Works
844	Revenue
845	Revenue
846	Agriculture and Recreation
847	Banking, Commerce and Insurance
848	Urban Affairs
849	Urban Affairs
850	Government and Military Affairs
851	Government and Military Affairs
852	Revenue
853	Judiciary
854	Government and Military Affairs
855	Agriculture and Recreation
856	Government and Military Affairs
857	Public Works
858	Government and Military Affairs
859	Labor
860	Judiciary
861	Education
862	Revenue
863	Public Works
864	Agriculture and Recreation
865	Agriculture and Recreation
866	Education
867	Government and Military Affairs
868	Public Works
869	Public Health
870	Education
871	Labor
872	Judiciary
873	Banking, Commerce and Insurance
874	Banking, Commerce and Insurance

875	Banking, Commerce and Insurance
876	Urban Affairs
877	Judiciary
878	Urban Affairs
879	Government and Military Affairs
880	Banking, Commerce and Insurance
881	Banking, Commerce and Insurance
882	Banking, Commerce and Insurance
883	Banking, Commerce and Insurance
884	Banking, Commerce and Insurance
885	Banking, Commerce and Insurance
886	Labor
887	Education
888	Miscellaneous Subjects
889	Constitutional Revision
890	Urban Affairs
891	Banking, Commerce and Insurance
892	Public Works
893	Urban Affairs
894	Urban Affairs
895	Judiciary
896	Government and Military Affairs
897	Public Works
898	Public Health and Welfare
899	Banking, Commerce and Insurance
900	Public Works
901	Public Health and Welfare
902	Public Health and Welfare
903	Public Works
904	Government and Military Affairs
905	Agriculture and Recreation
906	Public Works
907	Banking, Commerce and Insurance
908	Public Health and Welfare
909	Banking, Commerce and Insurance
910	Public Health and Welfare
911	Judiciary
912	Public Health and Welfare
913	Miscellaneous Subjects
914	Agriculture and Recreation
915	Constitutional Revision
916	Miscellaneous Subjects
917	Education
918	Public Works
919	Public Works
920	Government and Military Affairs
921	Urban Affairs
922	Public Works
923	Judiciary

924	Public Works
925	Revenue
926	Urban Affairs
927	Public Works
928	Education
929	Government and Military Affairs
930	Revenue
931	Public Health and Welfare
932	Government and Military Affairs
933	Government and Military Affairs
934	Agriculture and Recreation
935	Public Works
936	Public Works
937	Urban Affairs
938	Agriculture and Recreation
939	Agriculture and Recreation
940	Constitutional Revision
941	Constitutional Revision
942	Urban Affairs
943	Urban Affairs

(Signed) William F. Swanson, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 43. Correctly enrolled.

LEGISLATIVE BILL 88. Correctly enrolled.

LEGISLATIVE BILL 90. Correctly enrolled.

LEGISLATIVE BILL 95. Correctly enrolled.

LEGISLATIVE BILL 101. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 43, LB 88, LB 90, LB 95, LB 101.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 44. Correctly engrossed.

LEGISLATIVE BILL 62. Correctly engrossed.

LEGISLATIVE BILL 109. Correctly engrossed.

(Signed) Duke Snyder, Chairman

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 292. Placed on General File.

(Signed) Don Elrod, Chairman

Public Health and Welfare

LEGISLATIVE BILL 77. Placed on General File as amended.
Standing Committee amendment to LB 77:

1. On page 2, line 22 strike "375.00" and insert "400.00", in line 23 strike "425.00" and insert "450.00", in line 24 strike "475.00" and insert "500.00", and in line 25 strike "525.00" and insert "550.00".

(Signed) Thomas Kennedy, Chairman

Urban Affairs

LEGISLATIVE BILL 74. Placed on General File as amended.
Standing Committee amendment to LB 74:

1. Amend page 1 of the bill line 12 by striking "incorporated municipality" and inserting "~~incorporated municipality~~ city of the metropolitan and primary class", line 12 by reinstating "most", lines 13 and 14 by reinstating the striken matter and deleting the new matter, and line 14 by inserting ", a total number of miles of streets in each incorporated first and second class city and village, as determined by the land open and used for street purposes, twenty per cent" after "cent".

2. Amend page 3 of the bill lines 3 to 7 by reinstating the striken matter and deleting the new matter, line 4 by striking "incorporated municipality" and inserting "~~incorporated numicipality~~ city of the metropolitan and primary class", and line 8 by inserting ", and total number of miles of streets in each incorporated first and second class city and village, as determined by the open and used streets as filed in the office of the register of deeds in each county, twenty per cent" after "cent".

3. Amend page 3 of the bill lines 12 to 19 by reinstating the striken matter and deleting the new matter, line 10 by striking "municipality" and inserting "~~municipality~~ city of the metropolitan and primary class" and line 19 by inserting ", and each incorporated first and second class city and village shall be entitled to one half of its annual allocation with no requirement of matching, but shall be required to match second one half, with any available funds" after the reinstated word "provided".

4. Amend page 5 of the bill line 13 by inserting "of cities of the metropolitan and primary class" after "body", line 18 by deleting the new matter, and line 21 by inserting ", and property taxes levied by action of the local governing body of cities of the first and second class and villages for construction, improvement, maintenance, and repair of streets and bridges, for curbs, for snow removal, for street cleaning, for grading of dirt and gravel streets and roads, for traffic signs and signals, for construction of storm sewers directly related to streets, public parking, and property taxes levied for the payment of the principal and interest on general obligation bonds for any of the foregoing;" after "foregoing", line 23 by striking the new matter and inserting "in cities of the metropolitan and primary class, and special assessments levied for street paving or improvement districts, and public parking in cities of the first and second class and villages" after "districts".

5. Amend page 6 of the bill line 11 by inserting "of the metropolitan or primary class and" after "city", line 12 by striking "village" and show same as striken matter, and line 15 by inserting "; no money derived from fees, excises, or license fees relating to registration operation, or use of vehicles on the public highways, or to fuels used for the propulsion of such vehicles, shall be expended for other than cost of administering laws under which such money is derived, statutory refunds and adjustments provided therein, payment of highway obligations, cost of construction, reconstruction, maintenance and repair of city of first and second class and village roads, streets, public parking, and bridges, and all facilities, appurtenances and structures, deemed necessary or desirable in connection with such highways, bridges, roads and streets;" after the semicolon.

(Signed) Harold Simpson, Chairman

ADD–CO-INTRODUCERS

Mr. Kremer asked unaimous consent to add the names of Messrs. Waldo, Schmit, Marvel, Epke, and Maresh to LB 609. No objections. So ordered.

Mr. Maresh asked unanimous consent to add the name of Mr. Holmquist to LB 725. No objections. So ordered.

Mr. Warner asked unanimous consent to have his name added to LB 725. No objections. So ordered.

FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 41.

A BILL FOR AN ACT to amend section 24-562.01, Revised Statutes Supplement, 1969, relating to county courts; to require the filing of a certificate showing the names of persons acquiring title to real estate as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Barnett
Burbach
Carpenter
Carsten
Carstens
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 2:

Chambers
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 42.

A BILL FOR AN ACT to amend sections 42-104 and 42-108, Reissue Revised Statutes of Nebraska, 1943, relating to marriages; to provide that licenses may be obtained from any county judge and shall be returned to the issuing judge; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett
Burbach
Carpenter
Carsten
Clark
Craft
DeCamp
Duis
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 1:

Nore

Not voting, 3:

Carstens
Chambers
Elrod

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 47.

A BILL FOR AN ACT to amend sections 25-519, 25-1409, 25-1525, and 25-1529, Reissue Revised Statutes of Nebraska, 1943, relating to civil procedure in district courts; to clarify and harmonize times for notice by publication as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Barnett
Burbach
Carpenter
Carsten
Carstens
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 1:

Nore

Not voting, 1:

Chambers

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

RESOLUTIONS

LEGISLATIVE RESOLUTION 19.

LR 19 was adopted with 45 ayes, 0 nays, and 4 not voting.

LEGISLATIVE RESOLUTION 20.

Introduced by Terry Carpenter, 48th District.

WHEREAS, the agricultural middle west was basically responsible for the election of this Administration, it does not necessarily mean that we will forever be that way when the Secretary of Agriculture is being used as a "hatchet man" to destroy, in whole or in part, the very programs necessary for our nationwide prosperity,

AND WHEREAS, the farm population is gradually and consistently diminishing for the reason that, under the present programs and the present Secretary of Agriculture, this exodus can only be continued. If people are going to be taken off welfare and re-established on the farms, a sympathetic change must be effective immediately in order to reverse the trend,

AND WHEREAS, abundant food production and maintenance of an efficient and prosperous agricultural economy are basic elements in the preservation of our domestic security and free world defense, AND WHEREAS, the dimensions of world food and population problems are unprecedented in the history of man,

AND WHEREAS, this country has the capacity to feed the world,

NOW THEREFORE BE IT RESOLVED that the proposed dismantling of the United States Department of Agriculture is contrary to the national interest and would deny agriculture its rightful rank as a basic cabinet level participant in Federal government councils.

The President has the power, with the stroke of the pen, to make mandatory 90 percent of parity on farm products under the act and we recommend that he does just that,

That the President direct the Secretary of Agriculture to establish for the 1971 crop season at 20 percent on the feed grain program which is now stalled in the Administration.

Mr. Carpenter moved to suspend the rules and consider LR 20 today.

The motion prevailed with 41 ayes, 0 nays and 8 not voting.

Mr. Proud moved to lay over LR 20. The motion lost with 20 ayes, 25 nays and 4 not voting.

Mr. Whitney moved to adopt the following amendment:

Delete the words in the 3rd line of Resolution 20 "as a hatchet man to destroy" and insert in their place the words "to harm" after the word used.

The amendment was adopted with 45 ayes, 2 nays and 2 not voting.

Mr. Schmit offered the following amendment which was adopted:
Insert the word "1910-14" after the word "of" in the 1st line of page 2 of Resolution 20.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 43:

Burbach
Carpenter
Carsten
Carstens
Clark
Craft
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Skarda
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Barnett Chambers DeCamp Luedtke Simpson
Snyder

LR 20 was adopted with 43 ayes, 0 nays, and 6 not voting.

Mr. Carpenter requested that a copy of LR 20 be sent to the President of the United States, the Secretary of Agriculture and the entire Nebraska Congressional delegation. No objections. So ordered.

VISITORS

Mr. Lewis introduced Richard Gooding and students of the Nebraska Farm Bureau Legislative School. Those attending the school are:

Messrs. and Mesdames Walter Jacobs of Phillips, Theodore Smith of Chappell, Jay Bose of Orleans, and Don Ruppert and children Donnie and Jeff of McCook; Messrs Herbert Johnson of Kimball, Donald Starr of Grand Island, Dean Bresley and George Krajnik of Ord, Elwin Hansen and Carl Kasten of McCook, and Leroy Nyquist of Axtell; and Mesdames Linda Heil and Lee Heil of Rockville.

Mr. Waldo introduced 48 eighth grade Crete Jr. High School students, Larry Starr, teacher, and sponsors Mesdames Hollmeier, Williams, and Zumpfe.

MOTION—Funding of Public Counsel

Mr. Schmit renewed his pending motion found in the Legislative Journal on page 329 for the Nineteenth Day.

The motion prevailed with 35 ayes, 11 nays and 3 not voting.

MOTION—Reassign LB 868

Mr. Carpenter moved that LB 868 be reassigned to the Urban Affairs Committee.

Laid over until bill has been printed.

ADD—CO-INTRODUCERS

Mr. Waldo asked unanimous consent to have his name added to LR 19. No objections. So ordered.

Mr. Maresh asked unanimous consent to have the names of Messrs. DeCamp and Waldo added to LB 725. No objections. So ordered.

VISITORS

Mr. Stahmer introduced eight students from Wayne State College and Professor Francis Maul, Wayne, Nebraska.

STANDING COMMITTEE REPORTS

Miscellaneous Subjects

LEGISLATIVE BILL 165. Placed on General File.

(Signed) J. James Waldron, Chairman

Judiciary

LEGISLATIVE BILL 316. Placed on General File.

(Signed) Roland Luedtke, Chairman

MEMBER EXCUSED

Mr. Swanson asked unanimous consent to be excused at 11:30 a.m. for the remainder of the morning. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 177. Considered.

Mr. Simpson renewed his motion to amend the Standing Committee amendment to LB 177 by stricking $10,000 and inserting $50,000.

The motion lost with 9 ayes, 27 nays and 13 not voting.

The Standing Committee amendment found in the Legislative Journal on page 228 for the Fourteenth Day was adopted.

Advanced to Enrollment & Review with 31 ayes, 4 nays and 14 not voting.

LEGISLATIVE BILL 140. Laid over.

LEGISLATIVE BILL 84. Considered.

Mr. Morgan offered amendments to LB 84.

Mr. Carstens objected to the consideration of the amendments on the basis that they significantly changed the bill.

The President reserved ruling for one day.

LEGISLATIVE BILL 98. Reading waived. Explained.

General File amendments were adopted.

Advanced to Enrollment and Review with 25 ayes, 6 nays and 18 not voting.

ADD–CO-INTRODUCER

Mr. Waldo asked unanimous consent that his name be added to LB 806. No objections. So ordered.

UNANIMOUS CONSENT–Print Proposed Amendments

Mr. Ziebarth asked unanimous consent to have the following amendment to LB 51 printed in the Journal. No objections. So ordered.

Section 1. That section 79-1270, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-1270. Provisions shall be made by the proper local school authorities for instructing the pupils in all schools in a comprehensive health education program which shall include instruction as to the physiological, psychological, and sociological aspects of drug use, misuse, and abuse. Drugs are defined as "any and all biologically active substances used in the treatment of illnesses, or for recreation or pleasure." Special emphasis shall be placed upon the commonly abused drugs of: tobacco, alcohol, marijuana, hallucinogenics, amphetamines, barbiturates, and narcotics.

Section 2. It shall be the duty of the Commissioner of Education to prepare such teaching aids and materials as would be necessary for an effective course in comprehensive health education which would include drug education for distribution to all public and private schools approved for continued legal operation under rules and regulations established by the State Board of Education pursuant to subdivision (c), subsection (5) of section 79-328, requesting such materials.

Section 3. School systems failing to meet the provisions of this bill shall be guilty of a deviation of the rules and regulations for the approval and accrediation of schools, and proper action by the State Department of Education shall be enforced.

Section 4. That original section 79-1270, Reissue Revised Statutes of Nebraska, 1943, is repealed.

ADJOURNMENT

At 11:56 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Wednesday, February 10, 1971.

Vincent D. Brown
Clerk of the Legislature

TWENTY-SECOND DAY—FEBRUARY 10, 1971

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

TWENTY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, February 10, 1971

Pursuant to adjournment, the Legislature met at 9:03 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Forbid it, Lord, that we should walk through thy beautiful world with unseeing eyes. Forgive us, Our Father, for taking our good things for granted, so that we are in danger of losing the fine art of appreciation. With such great need in every other part of the world, make us so grateful for the bounties we enjoy that we shall try, by Thy help, to deserve them more. Where we are wrong, make us willing to change; and where we are right, make us easy to live with. For Jesus' sake. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. DeCamp and Schmit who were excused; Mr. Kime was excused until 10:00 a.m. and Mr. Chambers was excused until 9:25 a.m.

NOTICE OF COMMITTEE HEARINGS

Labor

LB 351	Wednesday, March 3, 1971	2:00 p.m.
LB 390	Wednesday, March 3, 1971	2:00 p.m.
LB 406	Wednesday, March 3, 1971	2:00 p.m.
LB 437	Wednesday, March 3, 1971	2:00 p.m.
LB 438	Wednesday, March 3, 1971	2:00 p.m.

LB 176	Wednesday, February 24, 1971	2:00 p.m.
LB 286	Wednesday, February 24, 1971	2:00 p.m.

(Signed) Harold T. Moylan, Chairman

STANDING COMMITTEE REPORT

Public Health and Welfare

LEGISLATIVE BILL 228. Indefinitely postponed.

(Signed) Thomas C. Kennedy, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 135. Replaced on Select File as amended.
Enrollment and Review amendment to LB 135:

1. On page 2, line 10, strike the comma and show the same as stricken.

LEGISLATIVE BILL 128. Replaced on Select File as amended.
Enrollment and Review amendment to LB 128:

1. In standing committee amendment 1, line 1, strike "page 1" and insert "page 2".

LEGISLATIVE BILL 69. Replaced on Select File as amended.
Enrollment and Review amendment to LB 69:

1. On page 3, line 7, insert an underscored period immediately after "areas"; and in line 7 strike the period and show the same as stricken.

LEGISLATIVE BILL 36. Placed on Select File as amended.
Enrollment and Review amendment to LB 36:

1. In the Waldo amendment, line 2, strike "member" and insert "members".

LEGISLATIVE BILL 175. Placed on Select File as amended.
Enrollment and Review amendment to LB 175:

1. On page 2, line 1, strike "Student" and insert "As used in this act, student"; in line 7, insert a comma after "principal"; and in line 18, strike the first comma.
2. In the title, line 3, insert "for" after "provide".

LEGISLATIVE BILL 210. Placed on Select File.

LEGISLATIVE BILL 187. Placed on Select File.

LEGISLATIVE BILL 51. Placed on Select File as amended.
Enrollment and Review amendment to LB 51:

1. In the title, lines 4 and 5, strike "a course on drug education" and insert "instruction on drugs".

LEGISLATIVE BILL 212. Placed on Select File as amended.
Enrollment and Review amendments to LB 212:

1. On page 2, line 12, strike the comma.
2. On page 3, line 6, insert "Reissue" after the first comma.

LEGISLATIVE BILL 213. Placed on Select File.

LEGISLATIVE BILL 214. Placed on Select File as amended.
Enrollment and Review amendment to LB 214:

1. In the title, line 6, insert "to provide an exception;" after the semicolon.

LEGISLATIVE BILL 215. Placed on Select File as amended.
Enrollment and Review Amendment to LB 215:

1. On page 2, line 6, insert "filed" after allowance".

LEGISLATIVE BILL 216. Placed on Select File.

LEGISLATIVE BILL 218. Placed on Select File.

LEGISLATIVE BILL 219. Placed on Select File.

LEGISLATIVE BILL 220. Placed on Select File as amended.
Enrollment and Review amendments to LB 220:

1. Add a new section to read:

   "Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".
2. In the title, line 7, strike "and"; and in line 8 insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 92. Placed on Select File.

LEGISLATIVE BILL 99. Placed on Select File.

LEGISLATIVE BILL 105. Placed on Select File.

LEGISLATIVE BILL 63. Correctly engrossed.

LEGISLATIVE BILL 104. Correctly engrossed.

LEGISLATIVE BILL 388. Correctly engrossed.

(Signed) Duke Snyder, Chairman

UNANIMOUS CONSENT—Withdraw LB 241 and LB 833

Mr. Holmquist asked unanimous consent to withdraw LB 241 and LB 833. Laid over.

REPORT—REASSIGN BILLS

Reassign LB 501 and LB 531 from Constitutional Revision to the Nebraska Retirement Systems Advisory Board.

(Signed) William F. Swanson, Chairman

UNANIMOUS CONSENT—Withdraw LB 784

Mr. Snyder asked unanimous consent to withdraw LB 784, and asked that the bill not be printed. No objections. So ordered.

ADD—CO-INTRODUCER

Mr. Waldo asked unanimous consent to add his name to LB 950. No objections. So ordered.

MOTION—Raise LB 159

Mr. Proud moved to place LB 159 on General File notwithstanding the action of the Committee. Laid over.

FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 38.

A BILL FOR AN ACT to amend section 17-938, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the second class and villages; to increase the maximum levy for cemetery purposes; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Barnett
Carpenter
Carsten
Carstens
Clark
Craft
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Orme
Proud
Savage
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldron
Warner
Whitney
Wiltse

Voting in the negative, 3:

Burbach
Kennedy
Nore

Not voting, 8:

Chambers
DeCamp
Kime
Kokes
Schmit
Waldo
Wallwey
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 45.

A BILL FOR AN ACT to amend section 77-1240.03, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicle taxation; to provide that refunds of less than two dollars shall not be paid; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Burbach
Carpenter
Carsten
Carstens
Craft
Elrod
Goodrich
Hasebroock
Johnson
Keyes
Klaver
Kremer
Luedtke
Mahoney
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Simpson
Skarda
Snyder
Stahmer
Stull
Swanson
Syas
Waldo
Waldron
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 11:

Barnett
Clark
Duis
Epke
Holmquist
Kennedy
Kokes
Lewis
Maresh
Stromer
Wallwey

Not voting, 4:

Chambers
DeCamp
Kime
Schmit

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 80.

A BILL FOR AN ACT to amend section 23-343.13, Reissue Revised Statutes of Nebraska, 1943, relating to hospitals; to clarify a provision; to provide that cities and villages may make gifts to hospital districts; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett
Burbach
Carsten
Carstens
Clark
Craft
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Lewis
Luedtke
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 3:

Carpenter
Mahoney
Syas

Not voting, 4:

Chambers
DeCamp
Kime
Schmit

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 83. With emergency.

A BILL FOR AN ACT to amend section 17-534, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the second class and villages; to extend the maximum time bonds shall become due as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with emergency clause attached?' "

Voting in the affirmative, 37:

Barnett Burbach Carsten Carstens Craft
Duis Elrod Epke Goodrich Hasebroock
Holmquist Johnson Keyes Klaver Kokes
Kremer Luedtke Mahoney Morgan Moylan
Orme Proud Savage Simpson Skarda
Snyder Stahmer Stromer Stull Swanson
Syas Waldo Waldron Wallwey Warner
Wiltse Ziebarth

Voting in the negative, 4:

Kennedy Lewis Maresh Nore

Not voting, 8:

Carpenter Chambers Clark DeCamp Kime
Marvel Schmit Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 103.

A BILL FOR AN ACT to amend sections 79-1282 and 79-1283, Revised Statutes Supplement, 1969, relating to education; to clarify procedures of the professional Practices Commission and the State Board of Education with regard to standards for the teaching profession; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett
Burbach
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Orme
Proud
Savage
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0

Not voting, 4:

DeCamp
Kime
Nore
Schmit

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 134.

A BILL FOR AN ACT to amend section 60-415, Revised Statutes Supplement, 1969, as amended by Laws 1970, Chapter 1, section 1, relating to motor vehicles; to provide that a person may receive more than one duplicate operators license or permit in the event of loss for fifty cents; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett
Burbach
Carpenter
Carsten
Carstens
Clark
Craft
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0:

Not voting, 4:

Chambers
DeCamp
Kime
Schmit

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 138.

A BILL FOR AN ACT to repeal sections 79-1626, Revised Statutes Supplement, 1969, relating to schools.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett Burbach Carpenter Carsten Clark
Craft Duis Elrod Epke Goodrich
Hasebroock Holmquist Johnson Kennedy Keyes
Klaver Kokes Kremer Lewis Luedtke
Mahoney Maresh Marvel Morgan Moylan
Orme Proud Savage Simpson Skarda
Snyder Stromer Stull Swanson Syas
Waldo Waldron Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 0

Not voting, 7:

Carstens Chambers DeCamp Kime Nore
Schmit Stahmer

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 163.

A BILL FOR AN ACT to amend section 79-1436.01, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to rename the state vocational technical schools as colleges; to provide duties; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft Duis Elrod
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Keyes Klaver Kokes Kremer
Lewis Luedtke Mahoney Maresh Marvel
Morgan Moylan Orme Proud Savage
Simpson Skarda Snyder Stahmer Stromer
Stull Swanson Syas Waldo Waldron
Wallwey Warner Whitney Wiltse Ziebarth

Voting in the negative, 0

Not voting, 4:

DeCamp Kime Nore Schmit

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 184. Placed on General File as amended.
Standing Committee Amendment to LB 184:

1. Amend page 2 of the bill by striking line 8 and inserting "of the action, ~~four dollars;~~ where the sum in question is three hundred dollars or less, five dollars, and where the sum in question is over three hundred dollars, ten dollars; for" and line 17 by striking "eight" and inserting "six" and by striking "and fifty" and line 18 by striking "cents".

LEGISLATIVE BILL 251. Placed on General File as amended.
Standing Committee amendment to LB 251:

1. On page 2, strike the new matter in line 18; and in line 19 after "proceedings" insert "; Provided, the record of testimony may be made by tape recording if a shorthand reported is not available".

LEGISLATIVE BILL 274. Placed on General File as amended.
Standing Committee amendment to LB 274:

1. Amend page 2 of the bill, line 9, by inserting ", in addition to any other penalties or forfeitures provided by law." after "years" and line 21 by inserting ", in addition to any other penalties or forfeitures provided by law." after "imprisonment".

(Signed) Roland Luedtke, Chairman

GENERAL FILE

LEGISLATIVE BILL 84. Considered.

Mr. F. Carstens withdrew his objections to the consideration of the proposed Morgan amendment found an the Legislative Journal on page 312 for the Eighteenth Day.

Mr. F. Carstens requested a Call of the House. The Call showed 42 members present.

Mr. Hasebroock moved the Call be raised. The motion prevailed with 42 ayes, 0 nays and 7 not voting.

Mr. F. Carstens requested a record vote.

Voting in the affirmative, 18:

Barnett Chambers Elrod Hasebroock Holmquist
Johnson Kennedy Kremer Maresh Marvel
Morgan Moylan Savage Snyder Stromer
Swanson Warner Whitney

Voting in the negative, 25:

Burbach Carpenter Carsten Carstens Chambers
Craft Elrod Goodrich Keyes Kime
Klaver Lewis Luedtke Mahoney Nore
Proud Simpson Skarda Stahmer Stull
Syas Waldo Waldron Wiltse Ziebarth

Not voting, 7:

DeCamp Duis Kokes Orme Schmit
Wallwey

The motion to adopt Mr. Morgan's amendment lost.

VISITORS

Mr. Waldo introduced 75 students from Tri-County–DeWitt, Plymouth, Swanton, and teachers, Don Friesen and Rosemary Machacek.

GENERAL FILE

Mr. F. Carstens moved to advance LB 84 to Enrollment and Review for review.

Mr. Morgan on a point of order requested that the bill be bracketed in accordance with the Duis motion found on page 263 of the Journal, requiring all bills having a fiscal impact in excess of $5,000 be bracketed. So ordered.

Mr. Syas moved that the Duis motion to bracket all bills having a fiscal impact of $5,000 or more found on page 263 be rescinded.

Mr. Duis requested a record vote.

Voting in the affirmative, 25:

Barnett
Burbach
Carpenter
Carsten
Carstens
Elrod
Epke
Goodrich
Klaver
Kremer
Luedtke
Maresh
Nore
Proud
Simpson
Snyder
Stahmer
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wiltse
Ziebarth

Voting in the negative, 18:

Clark
Duis
Hasebroock
Holmquist
Johnson
Kennedy
Kokes
Lewis
Mahoney
Marvel
Morgan
Moylan
Orme
Savage
Skarda
Stromer
Wallwey
Whitney

Not voting, 6:

Chambers
Craft
DeCamp
Keyes
Kime
Schmit

The Syas motion prevailed.

Mr. F. Carstens renewed his motion to advance LB 84 to Enrollment and Review for review. The motion carried with 26 ayes, 18 nays and 5 not voting.

LEGISLATIVE BILL 140. Bracketed.

Mr. Stahmer asked unanimous consent for the Clerk to prepare an integrated copy of LB 140 combining the Orme amendments with the original and distribute to the members. So ordered.

LEGISLATIVE BILL 291. Considered.

Standing Committee amendment found in the Legislative Journal on page 299 for the Seventeenth Day was adopted.

Advanced to Enrollment & Review with 30 ayes, 2 nays and 17 not voting.

LEGISLATIVE BILL 129. Considered.

Standing Committee amendment found in the Legislative Journal on page 298 for the Seventeenth Day was adopted.

Advanced to Enrollment & Review with 31 ayes, 2 nays and 16 not voting.

LEGISLATIVE BILL 155. Title read.

Standing Committee amendment found in the Legislative Journal on page 298 for the Seventeenth Day was adopted.

Mr. Stull moved the following amendment which was adopted:
Strike "shall" in line 16 and insert "may."

Advanced to Enrollment & Review with 30 ayes, 2 nays and 17 not voting.

LEGISLATIVE BILL 211. Title read. Explained.

Mr. Ziebarth offered the following amendment which was adopted:
Sec. 79-420, page 3 line one, strike nine months and insert 175 days.
Line 6, strike nine months and insert 175 days.

Advanced to Enrollment & Review with 26 ayes, 5 nays and 18 not voting.

MESSAGE FROM THE GOVERNOR

February 8, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bill No. 49. This bill was signed by me on February 6, 1971 and delivered to the Secretary of State.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw

UNANIMOUS CONSENT–Print Proposed Amendments

Mr. Luedtke asked unanimous consent to have the proposed amendments to LB 329 printed and put in bill books. No objections. So ordered

COMMITTEE MEETING

The Telecommunication Committee will meet at 1:00 p.m. in the Legislative Council Hearing Room on February 10, 1971.

(Signed) Robert L. Clark, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 42. Correctly enrolled.

LEGISLATIVE BILL 41. Correctly enrolled.

LEGISLATIVE BILL 47. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 42, LB 41, LB 47 and LR 20.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on February 10, 1971 at 9:45 a.m.: LB 43, LB 88, LB 90, LB 95 and LB 101.

(Signed) Barbara Jackson, Enrolling Clerk

NOTICE OF COMMITTEE HEARINGS

Constitutional Revision

LB 584	Friday, February 19, 1971	2:00 p.m.
LB 604	Friday, February 19, 1971	2:00 p.m.
LB 621	Friday, February 19, 1971	2:00 p.m.
LB 656	Friday, February 19, 1971	2:00 p.m.

(Signed) George Syas, Chairman

Revenue

LB 598	Wednesday, February 17, 1971	2:00 p.m.
LB 606	Wednesday, February 17, 1971	2:00 p.m.
LB 607	Wednesday, February 17, 1971	2:00 p.m.
LB 608	Wednesday, February 17, 1971	2:00 p.m.

(Signed) Rudolf Kokes, Chairman

The Rules Committee will meet at 1:15 p.m. in the West Lounge.

(Signed) Jerome Warner, Chairman

Reference Committee will meet at 1:30 p.m. today in Room 2017.

(Signed) William F. Swanson, Chairman

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 110. Indefinitely postponed.

LEGISLATIVE BILL 240. Indefinitely postponed.

LEGISLATIVE BILL 393. Indefinitely postponed.

LEGISLATIVE BILL 394. Indefinitely postponed.

(Signed) Donald Elrod, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 60. Indefinitely postponed.

LEGISLATIVE BILL 119. Indefinitely postponed.

LEGISLATIVE BILL 204. Indefinitely postponed.

(Signed) Sam Klaver, Chairman

MEMBER EXCUSED

Mr. Fred Carstens asked unanimous consent to be excused Thursday, February 11, until 11:00 a.m. No objections. So ordered.

ADJOURNMENT

At 11:50 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Thursday, February 11, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

TWENTY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, February 11, 1971

Pursuant to adjournment, the Legislature met at 9:04 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Our Father in Heaven, be gracious unto Thy servants, the legislators of this state. Give them strength for the tasks of this day and guide them in their labors. When they are tempted to wonder whether their high goals are possible of attainment, remind them that Thou art not senile, or asleep, or defeated. "A different world cannot be built by indifferent people." Let us never give up hope of the possibility of change. When we feel the pressure of crisis, remind us that Thou hast plenty of time. We have to remember that Thou art never in a hurry and wilt not be rushed by the deadlines of impatient men of by the pressures of the selfish. So give us the determination to seek and do Thy will. Amen.

ROLL CALL

The roll was called and all members were present except Mr. DeCamp; Mr. F. Carstens was excused until 11:00 a.m.

NOTICE OF COMMITTEE HEARINGS

Public Health and Welfare

LB 350	Tuesday, March 2, 1971	2:00 p.m.
LB 467	Tuesday, March 2, 1971	2:00 p.m.
LB 587	Tuesday, March 2, 1971	2:00 p.m.
LB 616	Tuesday, March 2, 1971	2:00 p.m.

(Signed) Thomas C. Kennedy, Chairman

REFERENCE COMMITTEE REPORT

LB	Committee
944	Revenue
945	Revenue
946	Banking, Commerce and Insurance
947	Banking, Commerce and Insurance
948	Judiciary
949	Labor
950	Education
951	Education
952	Public Health and Welfare
953	Public Works
954	Miscellaneous Subjects
955	Miscellaneous Subjects
956	Judiciary
957	Judiciary
958	Banking, Commerce and Insurance
959	Judiciary
960	Revenue
961	Judiciary
962	Labor
963	Agriculture and Recreation
964	Government and Military Affairs
965	Labor
966	Education
967	Education
968	Education
969	Education
970	Education
971	Education
972	Education
973	Education
974	Education
975	Urban Affairs
976	Education
977	Education
978	Constitutional Revision
979	Constitutional Revision
980	Appropriations
981	Judiciary
982	Urban Affairs
983	Banking, Commerce and Insurance

984	Banking, Commerce and Insurance
985	Public Health and Welfare
986	Revenue
987	Nebraska Retirement Systems Advisory
988	Labor
989	Education
990	Constitutional Revision
991	Banking, Commerce and Insurance
992	Public Works
993	Agriculture and Recreation
994	Appropriations
995	Appropriations
996	Education
997	Education
998	Education
999	Government and Military Affairs
1000	Appropriations
1001	Government and Military Affairs
1002	Education

(Signed) William F. Swanson, Chairman

STANDING COMMITTEE REPORTS

Public Health and Welfare

LEGISLATIVE BILL 229. Indefinitely postponed.

LEGISLATIVE BILL 272. Indefinitely postponed.

LEGISLATIVE BILL 279. Indefinitely postponed.

(Signed) Thomas C. Kennedy, Chairman

Constitutional Revision

LEGISLATIVE BILL 301. Placed on General File as amended.
Standing Committee amendment to LB 301:
1. Amend page 5, line 2, by inserting "or reduce" after "disapprove".

LEGISLATIVE BILL 305. Placed on General File.

(Signed) George Syas, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 106. Placed on Select File.

LEGISLATIVE BILL 157. Placed on Select File as amended.
Enrollment & Review amendments to LB 157:

1. Add a new section to read:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 6, strike "and"; and in line 7 insert ";and to declare an emergency" after "section".

LEGISLATIVE BILL 164. Placed on Select File as amended.
Enrollment & Review amendments to LB 164:

1. Insert a new section to read:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 7, strike "and"; and in line 8 insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 38. Correctly enrolled.

LEGISLATIVE BILL 45. Correctly enrolled.

LEGISLATIVE BILL 80. Correctly enrolled.

LEGISLATIVE BILL 83. Correctly enrolled.

LEGISLATIVE BILL 103. Correctly enrolled.

LEGISLATIVE BILL 134. Correctly enrolled.

LEGISLATIVE BILL 138. Correctly enrolled.

LEGISLATIVE BILL 163. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 38, LB 45, LB 80, LB 83, LB 103, LB 134, LB 138 and LB 163.

VISITORS

Mr. C. Carsten introduced Mr. Harold Elliot, Weeping Water, Nebraska.

MEMBER'S BIRTHDAY

Mr. Snyder announced that today is Mr. Syas's birthday. The members sang "Happy Birthday" to him. Mr. Syas thanked the members.

UNANIMOUS CONSENT–Withdraw LB 665

Mr. Barnett asked unanimous consent to withdraw LB 665. Laid over.

ANNOUNCEMENT

Speaker Hasebroock announced there would be a program Monday honoring George Washington's Birthday.

SELECT FILE

LEGISLATIVE BILL 135. Enrollment & Review amendment found in the Legislative Journal on page 438 for the Twenty-Second Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 128. Enrollment & Review amendment found in the Legislative Journal on page 438 for the Twenty-Second Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 69. Enrollment & Review amendment found in the Legislative Journal on page 438 for the Twenty-Second Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 36. Enrollment & Review amendment found in the Legislative Journal on page 438 for the Twenty-Second Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 175. Enrollment & Review amendments found in the Legislative Journal on page 438 for the Twenty-Second Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 210. Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 187. Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 51. Enrollment & Review amendment found in the Legislative Journal on page 439 for the Twenty-Second Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 212. Enrollment & Review amendments found in the Legislative Journal on page 439 for the Twenty-Second Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 213. Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 214. Enrollment & Review amendment found in the Legislative Journal on page 439 for the Twenty-Second Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 215. Enrollment and Review amendment found in the Legislative Journal on page 439 for the Twenty-Second Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 216. Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 218. Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 219. Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 220. Enrollment and Review amendments found in the Legislative Journal on page 439 for the Twenty-Second Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 92. Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 99. Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 105. Advanced to Enrollment & Review for engrossment.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on February 11, 1971 at 9:15 a.m.: LB 41, LB 42, and LB 47.

(Signed) Barbara Jackson, Enrolling Clerk

UNANIMOUS CONSENT–Withdraw LB 241 & LB 833

Mr. Holmquist renewed his pending request found in the Legislative Journal on page 440 for the Twenty-Second Day to withdraw LB 241 and LB 833. No objections. So ordered.

MEMBER'S BIRTHDAY

Mr. Snyder announced that Sunday was Mr. Barnett's birthday.

COMMITTEE MEETING

Mr. Proud announced the Committee on Committees will meet at 1:00 p.m. today.

GENERAL FILE

LEGISLATIVE BILL 140. Explained. Laid over.

Mrs. Orme offered the following amendments which were adopted:

1. Amend page 2, line 8 by inserting after the word "proceedings", the words "as of this act".
2. Amend page 2, lines 15 and 16 by striking the words "because he is deaf, or".
3. Amend page 2, line 17 to 19, by adding in line 17 a period following the word "language" and strike the balance of line 17 and all of lines 18 and 19.
4. Amend page 2, line 20 by striking the words "(1)".
5. Amend page 2, lines 23 to 25 by striking all of line 23 after the word "thereto", all of line 24, and the word "commitments" from line 25.
6. Amend page 2, line 27 by inserting after the word "proceedings", the words "if such person is an indigent and unable to procure an interpreter.".
7. Amend page 3, by striking lines 1 to 8.
8. Amend page 3 by deleting the word "qualified" from line 10.
9. Amend page 4, line 3 by adding a period following the word "occurs", and striking the balance of lines 3 to 5.

Mrs. Orme offered the following amendment which was adopted:

Amend LB 140 by striking subsection 3 of Section 4 and insert the following:

The fees and expenses of an interpreter shall be fixed by the court and shall be paid by the county in which the proceeding occurs. The procedure for obtaining payment shall be the same as provided in

Section 29-1803.03, R.S. Supp, 1969, for payment
of attorney fees.

Mr. Carpenter's amendment found in the Legislative Journal on page 262 for the Fifteenth Day was laid over.

LEGISLATIVE BILL 178. Laid over.

LEGISLATIVE BILL 179. Laid over.

LEGISLATIVE BILL 243. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 299 for the Seventeenth Day was adopted with 28 ayes, 10 nays and 11 not voting.

Advanced to Enrollment & Review with 42 ayes, 0 nays and 7 not voting.

LEGISLATIVE BILL 227. Considered.

Standing Committee amendment found in the Legislative Journal on page 303 for the Seventeenth Day was adopted.

Mr. Ziebarth moved the following amendment which was adopted with 36 ayes, 0 nays and 13 not voting.

Page 2, line 16 after schools, or at the
discretion of the State Board of Education.

Advanced to Enrollment & Review with 38 ayes, 0 nays and 11 not voting.

LEGISLATIVE BILL 254. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 304 for the Seventeenth Day was adopted.

Advanced to Enrollment & Review with 37 ayes, 0 nays and 12 not voting.

LEGISLATIVE BILL 123. Title read. Explained. Laid over.

UNANIMOUS CONSENT—Bracket Bills

Mr. Holmquist asked unanimous consent for the authority to bracket the Constitutional amendments which are controversial. No objections. So ordered.

LEGISLATIVE BILL 253. Title read. Explained.

Advanced to Enrollment & Review with 38 ayes, 0 nays and 11 not voting.

LEGISLATIVE BILL 299. Title read. Explained.

Advanced to Enrollment & Review with 30 ayes, 3 nays and 16 not voting.

LEGISLATIVE BILL 93. Title read. Explained.

Advanced to Enrollment & Review with 32 ayes, 2 nays and 15 not voting.

LEGISLATIVE BILL 96. Title read. Explained.

Advanced to Enrollment & Review with 36 ayes, 0 nays and 13 not voting.

VISITORS

Mr. Burbach introduced Ed Bieber and 76 students from the Farmers Union Central Exchange, Managers and Farmers from Minnesota and South Dakota.

GENERAL FILE

LEGISLATIVE BILL 107. Title read. Explained.

Advanced to Enrollment & Review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 114. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 354 on the Twentieth Day was adopted.

Mr. Clark offered the following amendment which was adopted:

Amend LB 114, Page 2 by striking fourteen on
Line 48 and inserting 21 and striking fourteen on Line 55 and inserting
twenty-one. Inserting new material after "grading" in Line 56
(The dealer candling and grading the eggs shall be responsible for the
maintenance of grade for a period of 10 days after which the subsequent
buyer is responsible, provided, the subsequent buyer keeps the eggs at
a temperature not to exceed sixty degrees Fahrenheit.)

Mr. Burbach offered the following amendment which was adopted:

Add the Emergency Clause.

Advanced to Enrollment & Review with 39 ayes, 0 nays and 10 not voting.

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 425	Monday, February 22, 1971	2:00 p.m.
LB 441	Monday, February 22, 1971	2:00 p.m.
LB 458	Monday, February 22, 1971	2:00 p.m.
LB 464	Monday, February 22, 1971	2:00 p.m.
LB 465	Monday, February 22, 1971	2:00 p.m.
LB 471	Monday, February 22, 1971	2:00 p.m.

LB 261	Monday, March 1, 1971	2:00 p.m.
LB 495	Monday, March 1, 1971	2:00 p.m.
LB 506	Monday, March 1, 1971	2:00 p.m.
LB 507	Monday, March 1, 1971	2:00 p.m.
LB 508	Monday, March 1, 1971	2:00 p.m.
LB 564	Monday, March 1, 1971	2:00 p.m.
LB 630	Monday, March 1, 1971	2:00 p.m.

LB 509	Tuesday, March 2, 1971	2:00 p.m.
LB 520	Tuesday, March 2, 1971	2:00 p.m.
LB 521	Tuesday, March 2, 1971	2:00 p.m.
LB 535	Tuesday, March 2, 1971	2:00 p.m.
LB 568	Tuesday, March 2, 1971	2:00 p.m.
LB 603	Tuesday, March 2, 1971	2:00 p.m.

(Signed) Roland Luedtke, Chairman

Government and Military Affairs

LB 713	Thursday, February 25, 1971	2:00 p.m.
LB 745	Thursday, February 25, 1971	2:00 p.m.
LB 800	Thursday, February 25, 1971	2:00 p.m.
LB 810	Thursday, February 25, 1971	2:00 p.m.
LB 819	Thursday, February 25, 1971	2:00 p.m.
LB 829	Thursday, February 25, 1971	2:00 p.m.
LB 850	Thursday, February 25, 1971	2:00 p.m.
LB 851	Thursday, February 25, 1971	2:00 p.m.

LB 854	Thursday, March 4, 1971	2:00 p.m.
LB 856	Thursday, March 4, 1971	2:00 p.m.
LB 858	Thursday, March 4, 1971	2:00 p.m.
LB 867	Thursday, March 4, 1971	2:00 p.m.
LB 896	Thursday, March 4, 1971	2:00 p.m.
LB 904	Thursday, March 4, 1971	2:00 p.m.
LB 920	Thursday, March 4, 1971	2:00 p.m.
LB 929	Thursday, March 4, 1971	2:00 p.m.
LB 932	Thursday, March 4, 1971	2:00 p.m.
LB 933	Thursday, March 4, 1971	2:00 p.m.

(Signed) Terry Carpenter, Chairman

Constitutional Revision

LB 503	Thursday, February 25, 1971	2:00 p.m.
LB 504	Thursday, February 25, 1971	2:00 p.m.
LB 687	Thursday, February 25, 1971	2:00 p.m.
LB 688	Thursday, February 25, 1971	2:00 p.m.
LB 623	Friday, February 26, 1971	2:00 p.m.
LB 686	Friday, February 26, 1971	2:00 p.m.
LB 761	Friday, February 26, 1971	2:00 p.m.
LB 762	Friday, February 26, 1971	2:00 p.m.

(Signed) George Syas, Chairman

Education

LB 643 will not be held on February 24, 1971 as scheduled.

(Signed) Donald Elrod, Chairman

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 89. Placed on General File as amended. Standing Committee amendments to LB 89:

1. Amend the bill by adding a new section 1 to read as follows:

"Section 1. That section 77-2712, Revised Statutes Supplement, 1969, be amended to read as follows:

77-2712. (1) (a) If any person is delinquent in the payment of any sales or use tax required under the provisions of sections 77-2701 to 77-27,135 to be paid by him or in the event a determination has been made against him which remains unpaid, the Tax Commissioner may, not later than three years after the payment became delinquent or within three years after the last recording of a certificate under subsection (2) of this section, give notice thereof personally or by registered or certified mail to all persons, including any officer or department of the state or any political subdivision or agency of the state, having in their possession or under their control any credits or other personal property belonging to the delinquent, or owing any debts to the delinquent or person against whom a determination has been made which remains unpaid, or owing any debts to the delinquent or such person.

(b) After receiving the notice provided for in subdivision (1) (a) of this section, the person so notified shall neither transfer not make any other disposition of the credits, other personal property, or debts in their possession or under their control at the time they received the notice until the Tax Commissioner consents to a transfer or disposition, or until sixty days elapse after the receipt of the notice, which ever period expires earlier.

(c) All persons so notified shall, within twenty days after receipt of the notice, report in writing to the Tax Commissioner all such credits, other personal property, or debts in their possession, under their control, or owing by them.

(d) If such notice seeks to prevent the transfer or other disposition of a deposit in a bank or other credits or personal property in the possession or under the control of a bank, the notice, in order to be effective, shall be delivered or mailed to the office of such bank at which such deposit is carried or at which such credits or personal property is held.

(e) If, during the effective period of the notice to withhold, any person so notified makes any transfer or disposition of the property or debts required to be withheld under the provisions of this subsection, he shall be liable to the state to the extent of the value of the property or the amount of the debts thus transferred or paid for any indebtedness due under the provisions of sections 77-2701 to 77-27,135 from the person with respect to whose obligation the notice was given.

(2) (a) If any sales or use tax amount required to be paid to the state under sections 77-2701 to 77-27,135 is not paid when due, the Tax Commissioner may, within three years after the amount is due, file for record in the office of any county register of deeds a certificate specifying the amount, interest, and penalty due, the name and address as it appears on the records of the Tax Commissioner of the person liable for the same, and the fact that the Tax Commissioner has complied with all provisions of sections 77-2701 to 77-27,135 in the determination of the amount required to be paid.

(b) (i) When the certificate provided for in subdivision (2) (a) of this section is filed with any register of deeds it shall constitute a lien from the time of filing upon all real property of the named individual located in such county. Upon the filing of such certificate, the register of deeds shall enter the same in an alphabetical state tax lien index, showing on one line the name and residence of the taxpayer named in such notice, the Tax Commissioner's serial number of such notice, the date and hour of filing, and the amount due. The fee for filing and indexing each notice of lien shall be one dollar. All original notices shall be retained in numerical order in a file designated state tax lien notices; and

(ii) When a certificate of discharge of any tax lien issued by the Tax Commissioner is filed in the office where the original notice of lien is filed, the appropriate county official shall enter the same with the date of filing in the state tax lien index on the line where notice of the lien so discharged is entered, and shall permanently attach the original certificate of discharge to the original notice of lien. The fee for filing and indexing each certificate of discharge shall be fifty cents.

(c) From the time of filing for record, the amount required to be paid together with interest and penalty shall constitute a lien upon all real property in the county owned by the person or afterwards and before the lien expires acquired by him. The lien shall have the force, effect, and priority of a judgment lien and shall continue for five years from the time of the filing of the certificate unless sooner released or otherwise discharged.

(d) The lien may, within five years from the date of the filing of the certificate or within five years from the date of the last extension of the lien in the manner provided in this subsection, be extended by filing for record a new certificate in the office of the county register of deeds of any county, and from the time of such filing, the lien shall be extended to the real property in such county for five years, unless sooner released or otherwise discharged. The fee for filing and indexing each new certificate shall be one dollar.

(e) The Tax Commissioner may at the request of the person involved at any time release all or any portion of the property subject to any lien provided for in sections 77-2701 to 77-27,135 from the lien or subordinate the lien to other liens and encumbrances if he determines that the amount, interest, and penalties have been paid or are secured sufficiently by a lien on other property or that the release or subordination of the lien will not jeopardize the collection of the amount, interest, and penalties. The fee for filing and indexing each certificate of release shall be one dollar.

(f) The register of deeds of each county shall bill the Tax Commissioner on a quarterly basis for fees for documents filed by them for the Tax Commissioner.

~~(f)~~ (g) A certificate by the Tax Commissioner to the effect that any property has been released from the lien, or that the lien has been subordinated to other liens and encumbrances, shall be conclusive evidence that the property has been released, or that the lien has been subordinated as provided in the certificate.

(3) (a) At any time within three years after any amount of sales or use tax to be collected under the provisions of sections 77-2701 to 77-27,135 becomes due and payable or within three years after the last recording of a certificate under subsection (2) of this section, the Tax Commissioner may bring an action in the courts of this state, or any other state, or of the United States, in the name of the people of the State of Nebraska, to collect the amount delinquent together with penalties and interest.

(b) The Attorney General shall prosecute the action, and the rules of civil procedure relating to service of summons, pleadings, proofs, trials, and appeals shall be applicable to the proceedings.

(c) In the action a writ of attachment may issue, and no bond or affidavit previous to the issuing of the attachment shall be required.

(d) In the action a certificate by the Tax Commissioner showing the delinquency shall be prima facie evidence of the determination of such tax or the amount of such tax, the delinquency of the amounts set forth, and of the compliance by the Tax Commissioner with all the provisions of sections 77-2701 to 77-27,135 in relation to the computation and determination of the amounts.

(e) In any action relating to the use tax brought under the provisions of sections 77-2701 to 77-27,135, process may be served according to the rules of civil procedure or may be served upon any agent or clerk in this state employed by any retailer in a place of business maintained by the retailer in this state. In the latter case, a copy of the process shall forthwith be sent by registered or certified mail to the retailer at his principal or home office.

(f) (i) The sales and use tax amounts required to be paid by any person under the provisions of sections 77-2701 to 77-27,135 together with interest and penalties shall be satisfied first in any of the following cases: Whenever the person is insolvent; whenever the person makes a voluntary assignment of his assets; whenever the estate of the person in the hands of executors, administrators, or heirs is insufficient to pay all the debts due from the deceased; or whenever the estate and effects of an absconding, concealed, or absent person required to pay any amount under sections 77-2701 to 77-27,135 are levied upon by process of law; and

(ii) The state sales tax and the use tax shall be collected by the retailer, as agent for the State of Nebraska, on any transaction as set forth in section 77-2703, which taxes shall constitute a trust fund in the hands of the retailer and shall be owned by the state as of the time they are owing to the retailer.

(g) When a judgment has been obtained for the recovery of any sales or use tax, interest, and penalties as provided in sections 77-2701 to 77-27,135, the Tax Commissioner shall cause such judgment to be enforced and collected in the same manner as provided by the laws of this state for the enforcement and collection of other judgments for the recovery of money.

(4) (a) At any time within three years after any person is delinquent in the payment of any sales or use tax under the provisions of sections 77-2701 to 77-27,135, the Tax Commissioner may forthwith collect the amount in the following manner: The Tax Commissioner shall seize any personal property, other than property exempt from execution under the laws of this state, of the person and sell the property, or a sufficient part of it, at public auction to pay the amount due together with any interest or penalties imposed for the delinquency and any costs incurred on account of a seizure and sale. Any seizure made to collect a sales tax due shall be only of property of the vendor not exempt from execution under the laws of this state.

(b) Notice of the sale and the time and place thereof shall be given to the delinquent person in writing at least twenty days before the date set for the sale in the following manner: The notice shall be enclosed in an envelope addressed to the person, in case of a sale for retail sales taxes due, at his last-known address or place of business, and, in case of a sale for use taxes due, at his last-known residence or place of business in this state. It shall be deposited in the United States mail, postage prepaid. The notice shall also be published for at least ten days before the date set for the sale in a newspaper of general circulation published in the county in which the property seized is to be sold. If there is no newspaper of general circulation in the county, notice shall be posted in three public places in the county twenty days prior to the date set for the sale. The notice shall contain a description of the property to be sold, a statement of the amount due, including interest, penalties, and costs, the name of the delinquent, and the further statement that unless the amount due, interest, penalties, and costs, are paid on or before the time fixed in the notice for the sale, the property, or so much of it as may be necessary, will be sold in accordance with law and the notice.

(c) At the sale the Tax Commissioner shall sell the property in accordance with law and the notice and shall deliver to the purchaser a bill of sale for the personal property. The bill of sale shall vest the interest or title of the person liable for the amount in the purchaser.

The unsold portion of any property seized may be left at the place of sale at the risk of the person liable for the amount.

(d) Whenever any property which is seized and sold under the provisions of this subsection is not sufficient to satisfy the claim of the state for which distraint or seizure is made, the sheriff, constable, or deputy commissioner may thereafter, and as often as the same may be necessary, proceed to seize and sell in like manner any other property liable to seizure of the taxpayer against whom such claim exists, until the amount due from such taxpayer, together with all expenses, is fully paid.

(e) If upon the sale the money received exceeds the total of all amounts, including interest, penalties, and costs due the state, the Tax Commissioner shall return the excess to the person liable for the amounts and obtain his receipts. If any person having an interest in or lien upon the property files with the Tax Commissioner prior to the sale notice of his interest or lien, the Tax Commissioner shall withhold any excess pending a determination of the rights of the respective parties thereto by a court of competent jurisdiction. If for any reason the receipt of the person liable for the amount is not available, the Tax Commissioner shall deposit the excess money with the State Treasurer, as trustee for the owner, subject to the order of the person liable for the amount, his heirs, successors, or assigns. No interest earned, if any, will become the property of the person liable for the amount.

(5) No injunction or writ of mandamus or other legal or equitable process shall issue in any suit, action, or proceeding in any court against this state to injoin the collection under the provisions of sections 77-2701 to 77-27,135 of any tax or any amount of tax required to be collected.".

2. Renumber original sections 1 and 2 as sections 2 and 3 respectively.

3. Amend renumbered section 2, page 2 line 25 by inserting after the period the following: "The fee for filing and indexing each notice of lien shall be one dollar.".

4. Amend renumbered section 2, page 3 line 3 by inserting after the period the following: "The fee for filing and indexing each new notice shall be one dollar.".

5. Amend renumbered section 2, page 3, line 23 by striking "one dollar" and inserting "fifty cents.".

6. Amend renumbered section 2, page 4, line 11 by inserting after the period the following: "The fee for filing and indexing each certificate of release shall be one dollar.".

7. Amend renumbered section 2, page 4 by inserting after line 14 the following: "(6) The register of deeds of

each county shall bill the Tax Commissioner on a quarterly basis for fees for ducuments filed by them for the Tax Commissioner.", and line 15 by striking "(6)" and inserting "~~(6)~~ (7)".

8. Amend renumbered section 3 by striking lines 1 and 2 and inserting the following:

"Sec. 3. That original sections 77-2712 and 77-27,105, Revised Statutes Supplement, 1969, are repealed.".

LEGISLATIVE BILL 294. Placed on General File.

LEGISLATIVE BILL 335. Placed on General File.

LEGISLATIVE BILL 356. Placed on General File as amended.
Standing Committee amendment to LB 356:

1. Amend page 2, line 7, by striking "fourteen" and inserting "twelve" and inserting "five hundred" after "thousand".

LEGISLATIVE BILL 357. Placed on General File as amended.
Standing Committee amendment to LB 357:

1. Amend page 2, line 15, by striking "fifty-five" and inserting "forty-five".

LEGISLATIVE BILL 377. Placed on General File as amended.
Standing Committee amendment to LB 377:

1. Amend page 2, line 26, by inserting "or cash deposit" after "bond".

LEGISLATIVE BILL 277. Indefinitely postponed.

LEGISLATIVE BILL 342. Indefinitely postponed.

(Signed) Roland Luedtke, Chairman

Education

LEGISLATIVE BILL 395. Indefinitely postponed.

(Signed) Don Elrod, Chairman

ADD–CO-INTRODUCERS

Mr. Schmit asked unanimous consent to have the name of Mr. Waldo added to LB 893, LB 938 and LB 939. No objections. So ordered.

Mr. Ziebarth asked unanimous consent to have the names of Messrs. Kremer, Maresh, F. Carstens, Barnett, Nore, Elrod, Stromer and Simpson to LB 759. No objections. So ordered.

UNANIMOUS CONSENT—Withdraw LB 865

Mr. Waldron asked unanimous consent to withdraw LB 865. Laid over.

ADJOURNMENT

At 11:59 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Friday, February 12, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

TWENTY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, February 12, 1971

Pursuant to adjournment, the Legislature met at 9:03 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> God of our fathers, their stay in trouble, their strength in conflict, their guide and deep resource, we worship Thee. Be Thou to us what our fathers have said Thou wert to them, a fortress, a high tower, a refuge in the day of trouble. We, too, are tossed about by the vicissitudes of life and the uncertainties of fate. We need security. We long for peace. We would find the things that endure. We need strength greater than our own.
>
> God of our fathers, we pray Thee today for the nation that the fathers founded. We thank Thee for the heritage that has come down to us, bought by other toil and other tears than ours. For great character, that has been woven into the fabric of this nation, blessed be Thy name! For great leaders whom in crucial times Thou hast lifted up to direct our paths, blessed be Thy name! Help us today with vivid vision to see the heroes of old who feared Thy name. Steady our hands to grasp the torch of the nations's righteousness, which they bequeathed to us. Make stable and wise our minds to understand the high entrustment, that the light of this people may not fail.

So bless us and all who like us seek Thy grace this day, that upon the President and all the humblest members of the commonwealth Thy benediction may rest until at last to us and all other peoples may come the day of brotherhood and peace. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. DeCamp, Carpenter, Proud and Savage who were excused.

LOBBY REPORT

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of all lobbyists who have registered as of February 11, 1971. Further lists will be submitted on the last legislative day of each calendar week, listing additional lobbyists who have registered during that week, until all registrations are completed.

(Signed) Vincent D. Brown
Clerk of the Legislature

Birdwell, J. Robert - Lincoln, Nebraska Congress of Parents and Teachers Association
Cash, Virgil E - Omaha, International Brotherhood of Electric Workers Local Union 1525
Critchfield, James - Lincoln, Nebraska Chapter Associated General Contractors of America
Dahlquist, Horton A. Omaha, State Association of FireFighters
McDonnell, William C. - Omaha, Omaha Association of FireFighters Local 385
McFeely, Richard L. - Grand Island, Mid-Nebraska Mental Health Center
O'Kief, Jerry - Valentine, Nebraska Stockgrowers Association
Rall, Frank - Lincoln, Nebraska Association of Osteopathic Physicians and Surgeons
Ratliff, John H. - Lincoln, John H. Ratliff
Wylie, Wm. - Elgin, Nebraska Wildlife Utilization League

NOTICE OF COMMITTEE HEARINGS

Revenue

LB 624	Monday, February 22, 1971	2:00 p.m.
LB 625	Monday, February 22, 1971	2:00 p.m.
LB 636	Monday, February 22, 1971	2:00 p.m.
LB 667	Tuesday, February 23, 1971	2:00 p.m.
LB 674	Tuesday, February 23, 1971	2:00 p.m.

LB 650	Wednesday, February 24, 1971	2:00 p.m.
LB 783	Wednesday, February 24, 1971	2:00 p.m.
LB 862	Wednesday, February 24, 1971	2:00 p.m.

(Signed) Rudolf Kokes, Chairman

Public Health And Welfare

LB 300	Monday, March 1, 1971	2:00 p.m.
LB 496	Monday, March 1, 1971	2:00 p.m.
LB 553	Monday, March 1, 1971	2:00 p.m.
LB 599	Monday, March 1, 1971	2:00 p.m.
LB 614	Monday, March 1, 1971	2:00 p.m.

(Signed) Thomas Kennedy, Chairman

STANDING COMMITTEE REPORTS

Miscellaneous Subjects

LEGISLATIVE BILL 234. Placed on General File as amended.
Standing Committee amendment to LB 234:

1. Strike section 1 and insert 22 new sections to read as follows:

"Section 1. It is the declared policy of the State of Nebraska that it is necessary to regulate and control the agreements, franchises and relationships between manufacturers of beer and their distributors for the purpose of fostering and promoting temperance in consumption thereof and to promote respect for and obedience to the laws controlling the distribution and sale of beer. It is necessary to accomplish the declared policy in order to eliminate the undue stimulation of sales of beer in this state by manufacturers inducing, coercing or attempting to induce or coerce distributors of beer to do acts detrimental to the orderly and lawful distribution thereof by threatened or actual termination of the manufacturer and distributor relationship, directly or indirectly, or by the establishment of dual distributors of a brand or brands thereof in a territory presently served by a distributor. It is the further declared policy of the State of Nebraska that temperance and the obedience to the laws controlling the distribution and ultimate sale of beer is promoted by legislation encouraging distributors of to make investments in their facilities to serve retail licensees by providing for the succession of their distributorships and to protect them against the terminations of such distributorships or other acts described herein without the manufacturers establishing good cause for such termination or other such acts in proceedings before the Nebraska Liquor Control Commission or before the courts of this state, as the case may be. The Legislature further recognizes the distinction between the nature of the distribution of beer and other alcoholic liquors in that the other distributors are franchised by manufacturers to distribute many brands of various kinds of alcoholic liquors and, therefore, are not as vulnerable to the economic pressures of the manufacturers as beer distributors, which traditionally handle mainly one brand of beer or, in rare instances, only two or three brands of beer in their distributorships.

Sec. 2. That section 53-103, Revised Statutes Supplement, 1969, be amended to read as follows:

53-103. Unless the context otherwise requires, the definitions given in this section shall apply in all cases where any one of the defined terms appears in sections 53-101 to 53-1,118.

(1) This act shall be construed as referring exclusively to said sections.

(2) Alcohol shall mean the product of distillation of any fermented liquid, whether rectified or diluted, whatever may be the origin thereof, and shall include synthetic ethyl alcohol. It shall not include denatured alcohol or wood alcohol.

(3) Spirits shall mean any beverage which contains alcohol obtained by distillation, mixed with water or other substance in solution, and shall include brandy, rum, whiskey, gin, or other spirituous liquors, and such liquors when rectified, blended, or otherwise mixed with alcohol or other substances.

(4) Wine shall mean any alcoholic beverage obtained by the fermentation of the natural contents of fruits or vegetables, containing sugar, including such beverages when fortified by the addition of alcohol or spirits, as above defined.

(5) Beer shall mean a beverage obtained by alcoholic fermentation of an infusion or concoction of barley, or other grain, malt, and hops in water, and shall include, among other things, beer, ale, stout, lager beer, near beer, porter and the like.

(6) Alcoholic liquor shall include the four varieties of liquor above defined, alcohol, spirits, wine, and beer, and every liquid or solid, patented or not, containing alcohol, spirits, wine, or beer, and capable of being consumed as a beverage by a human being. The provisions of this act shall not apply to (a) alcohol used in the manufacture of denatured alcohol

produced in accordance with acts of Congress and regulations promulgated thereunder, (b) flavoring extracts, syrups, or medicinal, mechanical, scientific, culinary, or toilet preparations, or food products unfit for beverage purposes, but shall not be construed to exclude or not apply to alcoholic liquor used in the manufacture, preparation, or compounding of such products, or (c) wine intended for use and used by any church or religious organization for sacramental purposes.

(7) Original package shall mean any bottle, flask, jug, can, cask, barrel, keg, hogshead, or other receptacle or container whatsoever, sed, corked, or capped, sealed, and labeled by the manufacturer of alcoholic liquor, to contain and to convey any alcoholic liquor.

(8) Manufacturer shall mean every brewer, fermenter, distiller, rectifier, winemaker, blender, processor, bottler, or person who fills or refills an original package and others engaged in brewing, fermenting, distilling, rectifying, or bottling alcoholic liquors as above defined.

(9) Nonbeverage user shall mean every manufacturer of any of the products set forth and described in section 53-160, when the same contains alcoholic liquor, and all laboratories, hospitals, and sanatoria using alcoholic liquor for nonbeverage purposes.

(10) Manufacture shall mean to distill, rectify, ferment, brew, make, mix, concoct, process, blend, bottle, or fill an original package with any alcoholic liquor, and shall include blending but shall not include the mixing or other preparation of drinks for serving by those persons authorized and permitted in this act to serve drinks for consumption on the premises where sold.

(11) Distributor, distributorship, wholesaler, or jobber shall mean the person, ~~as hereinafter defined,~~ importing or causing to be imported into the state, or purchasing or causing to be purchased within the state, alcoholic liquors for sale or resale to retailers licensed under this act, whether the business of the distributor, distributorship, wholesaler, or jobber is conducted under the terms of a franchise or any other form of an agreement with a manufacturer or manufacturers, or has caused alcoholic liquors to be imported into the state or purchased in the state from a manufacturer or manufacturers and was licensed to conduct such a business by the commission on May 1, 1970, or has been so licensed since that date.

(12) Person shall mean any natural person,

corporation, partnership, or association.

(13) Retailer shall mean a person who sells, or offers for sale, alcoholic liquors for use and consumption and not for resale in any form.

(14) Sell at retail and sale at retail shall refer to and mean sales for use or consumption and not for resale in any form.

(15) Commission shall mean the Nebraska Liquor Control Commission.

(16) Sale shall mean any transfer, exchange, or barter in any manner or by any means whatsoever for a consideration, and shall include all sales made by any person, whether principal, proprietor, agent, servant, or employee.

(17) To sell shall mean to solicit or receive an order for, to keep or expose for sale, or to keep with intent to sell.

(18) Restaurant shall mean any public place kept, used, maintained, advertised, and held out to the public as a place where meals are served, and where meals are actually and regularly served, without sleeping accommodations, such place being provided with adequate and sanitary kitchen and dining room equipment and capacity and having employed therein a sufficient number and kind of employees to prepare, cook, and serve suitable food for its guests.

(19) Club shall mean a corporation organized under the laws of this state, not for pecuniary profit, solely for the promotion of some common object other than the sale or consumption of alcoholic liquors, kept, used, and maintained by its members through the payment of annual dues, and owning, hiring, or leasing a building or space in a building, of such extent and character as may be suitable and adequate for the reasonable and comfortable use and accommodation of its members and their guests and provided with suitable and adequate kitchen and dining room space and equipment and maintaining a sufficient number of servants and employees for cooking, preparing, and serving food and meals for its members and their guests; Provided, that such club files with the local governing body at the time of its application for a license under this act two copies of a list of names and residences of its members, and similarly files within ten days of the election of any additional member his name and address; and provided further, that its affairs and management are conducted by a board of directors, executive committee, or similar body chosen by the members at their annual meeting, and that no member or any officer, agent, or employee of the

club is paid, or directly or indirectly receives, in the form of salary or other compensation, any profits from the distribution or sale of alcoholic liquor to the club or the members of the club or its guests introduced by members other than the amount of such salary as may be fixed and voted at any annual meeting by the members or by its board of directors or other governing body out of the general revenue of the club.

(20) Hotel shall mean every building or other structure kept, used, maintained, advertised, and held out to the public to be a place where food is actually served and consumed and sleeping accommodations are offered for adequate pay to travelers and guests, whether transient, permanent, or residential, in which twenty-five or more rooms are used for the sleeping accommodations of such guests and having one or more public dining rooms where meals are served to such guests, such sleeping accommodations and dining rooms being conducted in the same buildings in connection therewith and such building or buildings, structure or structures being provided with adequate and sanitary kitchen and dining room equipment and capacity.

(21) Nonprofit corporation shall mean a corporation, whether located within any incorporated city or village or not, organized under the laws of this state, not for profit, and which has been exempted from the payment of federal income taxes, as provided by section 501 (c), (4), (7), or (8), Internal Revenue Code of 1954, on November 22, 1963.

(22) The words bottle club shall mean an operation, whether formally organized as a club having a regular membership list, dues, officers, and meetings or not, keeping and maintaining premises where persons who have made their own purchases of alcoholic liquors congregate for the express purpose of consuming such alcoholic liquors upon the payment of a fee or other consideration, including among other services the sale of foods, ice, mixes, or other fluids for alcoholic drinks and the maintenance of space for the storage of alcoholic liquors belonging to such persons and facilities for the dispensing of such liquors through a locker system, card system, or pool system, which shall not be deemed or considered a sale of alcoholic liquor. Such operation may be conducted by a club as defined in subdivision (19) of this section, an individual, partnership, or corporation. An accurate and current membership list shall be maintained upon the premises which contains the names and residences of its members.

(23) Minor shall mean any person, male, or female, under twenty years of age, regardless of marital

status.

(24) The term brand shall mean alcoholic liquors which are identified as the product of a specific manufacturer.

(25) The terms franchise or agreement when used with reference to the relationship between a manufacturer and distributor, shall include one or more of the following: (a) A commercial relationship of a definite duration or continuing indefinite duration which is not required to be in writing: (b) the franchisee is granted the right to offer and sell brands thereof by the franchisor: (c) the franchise, as an independent business, constitutes a component of franchisor's distribution system: (d) the operation of franchisee's business is substantially associated with the franchisor's brand, advertising or other commercial symbol designating the franchisor; and (e) the operation of the franchisee's business is substantially reliant on the franchisor for the continued supply of beer.

(26) The term franchisor shall have the same meaning as the term manufacturer as defined in subsection (8) of this section.

(27) The term franchisee shall have the same meaning as the terms distributor, distributorship, wholesaler or jobber as defined in subsection (11) of this section.

(28) The terms territory or sales territory shall mean the franchisee or distributor's area of sales responsibility for the brand or brands of the manufacturer.

Sec. 3. No manufacturer shall (1) induce or coerce, or attempt to induce or coerce, any distributor to accept delivery of any alcoholic liquor, any form or advertisement, or any other commodity which shall not have been ordered by said distributor: (2) induce or coerce, or attempt to induce or coerce, any distributor to enter into any agreement with such manufacturer, or do any other act unfair to said distributor, by threatening to cancel any distributorship existing between such manufacturer, or representative thereof and such distributor, or to add competition in the distribution of the brand or brands of beer in the established territory of the existing distributor; (3) unfairly, without due regard to the equities of said distributor, cancel, induce, coerce, or attempt to induce or coerce any distributor to resign its distributorship relationship with such manufacturer, or fail to renew the distributorship of any distributor; (4) fail or refuse to deliver to a distributor having a distributorship, or contractual arrangement for the distribution of alcoholic liquor for the manufacturer, any alcoholic liquor pulicly advertised for immedicate sale within sixty days after such distributor's order shall have been received.

Sec. 4. Notwithstanding the terms, provisions or conditions of any agreement or franchise, no manufacturer shall terminate or refuse to continue any distributorship with which it has a franchise or agreement, as defined in section 53-103, or cause a distributor to resign from such franchise or agreement, unless such manufacturer has first established under the provisions of this act, that the manufacturer has good cause for the termination, noncontinuation or causing such resignation; Provided, that such good cause shall exist if a distributor's license to do business in the state is revoked under the provisions of Chapter 53.

Sec. 5. No manufacturer shall enter into any franchise or agreement for the purpose of establishing an additional distributor for its brand or brands in the territory being served by a licensed distributor unless the provisions of this act are complied with by the manufacturer and the distributor proposing to distribute such manufacturer's brand or brands.

Sec. 6. In the event that a manufacturer seeks to terminate or not continue, by causing a resignation or otherwise, to do business with its distributorship in the sales territory in Nebraska served by such distributorship as of the commencement of the licensing year, May 1, 1970, and such manufacturer desires to establish a new, replacement or additional distributorship of its brand or brands in that sales territory, the manufacturer and the new, replacement or additional distributorship shall cause an application to be filed with the commission to have the existing distributor's license terminated or not renewed and at the same time they also shall cause an application to be filed with the commission under the provisions of section 53-130 for authority to license the new, replacement or additional distributorship for that manufacturer's brand or brands.

Sec. 7. Upon receiving such applications, the commission shall enter an order fixing a time, which shall be within ninety days of the date of the order, and a place of hearing, and shall by certified or registered mail, with return receipt requested, send a copy of such order to the applicants and the involved existing distributorship. The commission may also give notice of the applications to any other persons who the commission may deem to be interested parties, with such notice to be in the form and substance and given in the manner the commission deems appropriate.

Any person who can show an interest in the applications may become a party to the hearing, whether or not such a person receives notice thereof; Provided, that a party not receiving notice shall be limited to participation at the hearing on the question of the public interest in the termination or noncontinuation of the distributor or in the establishment of a new, replacement or additional distributorship for the sale of the manufacturer's brand or brands, as the case may be.

Sec. 8. If the commission finds it desirable it may continue the date of hearing for a period of ninety days, and may upon application, but not ex parte, continue the date of hearing for an additional period of ninety days.

Sec. 9. The hearings on applications provided for in section 6 of this act shall be held at the same time and place and on a consolidated record. Upon hearing, the manufacturer and applicant for the selling of the manufacturer's brand or brands shall have the burden of proof to establish under the provisions of this act that the applications should be granted and that as a result thereof the existing distributor's commission license should be terminated, by a caused resignation or otherwise, or not renewed and that the application of the new, replacement or additional distributor to sell the manufacturer's brand or brands should be granted. Nothing contained in this act shall be construed to require any investigation not renewed and that the application of the new, replacement brand or brands should be decision solely upon the record so made.

Sec. 10. The rules of civil procedure relating to discovery and inspection shall apply to hearings held under the provisions of this act, and the commission may issue orders to give effect to such rules.

In the event issues are raised which would involve violations of any state or federal antitrust or price-fixing law, all discovery and inspection proceedings which would be available under such issues in a state or federal court action shall be available to the parties to the hearing, and the commission may issue orders to give effect to such proceedings.

Evidence which would be admissible under the issues in a state or federal court action shall be admissible in a hearing held by the commission.

Sec. 11. Notwithstanding the terms, provisions or conditions of any agreement or franchise, the following shall not constitute good cause for the termination or noncontinuation, by caused resignation or otherwise, of a distributorship by a manufacturer or for the entering into a new agreement by such manufacturer or for for the establishment of a new, replacement or additional distributorship for its brand or brands in the sales territory of the existing distributorship:

(1) The sole fact that the manufacturer desires further sales penetration of the market of its brand or brands;

(2) The fact that the distributor is selling allied or other prodicts;

(3) The change of ownership of the existing distributorship or the change of executive management of such distributorship unless the manufacturer, having the burden of proof, proves that such change of ownership or executive management will be substantially detrimental to the distribution of the manufacturer's brand or brands in such distributorship's sales territory; or

(4) The fact that the distributorship refused to purchase or accept delivery of any products or any other commodity or service not ordered by the existing distributorship or has not entered into promotional devices of such manufacturers which are unacceptable to such distributorship.

Sec. 12. In determining whether good cause has been established by the manufacturer for terminating or not continuing a distributorship by causing the resignation thereof or otherwise, the commission shall take into consideration the existing circumstances, including, but not limited to:

(1) Amount of businesss transacted by such distributorship;

(2) Investment necessarily made and obligations incurred by the distributorship in the performance of the distributor's business;

(3) Permanency of the investment;

(4) Whether the distributorship has adequate warehouse facilities, truck equipment and personnel to reasonably provide customer service for the manufacturer's brand or brands;

(5) Except as provided in section 11 of this act, failure by the distributor to substantially comply with the requirements of the manufacturer which are determined by the commission to be reasonable and material; and

(6) Except as provided in section 11 of this act, bad faith of the distributor to comply with those

requirements which are determined by the commission to be reasonable and material.

If the manufacturer has established good cause as required herein for the termination or not continuing a distributorship, by causing a resignation or otherwise, then the manufacturer shall have the further burden of proof to show that it gave to such distributorship notice of the grounds for such good cause and the distributor failed to reasonably correct the matters constituting such grounds.

Sec. 13. In determining whether good cause has been established by the manufacturer for placing an additional distributorship in an existing distributor's sales territory for the same manufacturer's brand or brands, the commission shall take into consideration the existing circumstances, including, but not limited to:

(1) Amount of business transacted by other distributorships of the same brand or brands, as the case may be, in comparable sales territories in the state or in comparable sales territories in neighboring states if the involved manufacturer's brand or brands are not distributed by another distributorship in the state;

(2) Investment necessarily made and obligations incurred by the existing distributorships as compared to the investments of other distributorships of the same brand or brands in comparable sales territories in the state or comparable sales territories in neighboring states, if the involved manufacturer's brand or brands are not distributed by another distributorship in the state;

(3) Permanency of the investment made by the existing distributorship;

(4) The effect on the existing distributor of the adding of an additional distributorship in the same sales territory; and

(5) Whether the existing distributorship is providing adequate customer care in selling the brand or brands, of the manufacturer, which shall include service facilities and qualified personnel for such distribution.

If the manufacturer has established good cause as required herein for placing an additional distributor in an existing distributor's sales territory for the same manufacturer's brand or brands, then the manufacturer shall have the further burden of proof to show that it gave such distributorship notice of the grounds for such good cause and the distributor had failed to reasonably correct such grounds.

Sec. 14. Any party to a hearing before the commission may take an appeal from any final order entered by the commission after the hearing provided for in this act in the manner provided for in section 53-1,116.

Sec. 15. In the event that a manufacturer enters into or attempts to enter into a franchise or an agreement of any nature, whether upon termination by caused resignation or otherwise, or refusal to continue an existing distributorship or upon the establishment of an additional distributorship in the same sales territory of an existing distributorship, or attempts to have its brand or brands of alcoholic liquors sold in such sales territory by a person other than such existing distributorship without complying with the requirements of the act, such act shall constitute grounds for revocation or suspension by the commission of such manufacturer's shipping permit and other commission licenses to do business in the state. Prior to such revocation or suspension, the commisssion shall notify in writing the manufacturer at its licensed place of business that it is in violation of the provisions of this act and the time and place of the hearing on the charged violation. The commission's hearing shall be held within twenty days after the commission has so notified the manufacturer by certified or registered mail, return receipt requested. In the event any person, including the existing distributorship, shall file a written complaint with the commission of a violation of this section of the act by a manufacturer, then the hearing on such written complaint shall be held not less than twenty days from the time of the filing thereof.

Sec. 16. Any party to a hearing before the commission, as provided in section 15 of this act, may take an appeal from a final order of the commission entered as a result of the hearing in the manner provided in section 53-1,116. If the commission revokes or suspends the license or permit, then, on appeal, the court, with which the appeal is filed, shall immediately restrain and enjoin the manufacturer from any further violations of section 15 of this act until the court finally determines the appeal.

Sec. 17. Notwithstanding the terms, provisions or conditions of a franchise or an agreement of any kind, it shall be unlawful for any manufacturer to not approve the transfer or change of ownership of a franchise, agreement or distributorship by the formation of a corporation wherein the present ownership owns the controlling interest in the corporation by sale thereof, or by succession by inheritance thereof; Provided, that the distributorship resulting from such transfer or ownership of the franchise, agreement or distributorship meets the requirements of an applicant for a distributor's license under the provisions of this act and will not be substantially detrimental to the representation of the manufacturer's brand or brands in the involved sales territory. In the event that the manufacturer denies such approval on the grounds of substantial detriment to the representation of its brand or brands in the involved sales territory, then the manufacturer shall have the burden of proving such grounds for denial and raise this issue at the time application is made with the commission for approval of the transfer or change of ownership under section 53-130.

Sec. 18. That section 53-123.03, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

53-123.03. A beer distributor's license shall allow the wholesale purchase, importation and storage of beer and sale of ~~beer~~ the brand or brands described in such license to licensees in this state except bottle club licensees, in the sales territory prescribed in the license for each brand, and to such persons without the state as may be permitted by law; and shall allow the licensee to do all things incident to the carrying on of the wholesale beer business.

Sec. 19. That section 53-130, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

53-130. New licenses to manufacturers, distributors, railroads, airlines, boats, and nonbeverage users of alcoholic liquors may be issued by the commission upon (1) written application in duplicate, to be filed in the manner and on such forms as the commission shall from time to time prescribe, and in which the applicant for a beer distributor's license shall set forth the sales territory in Nebraska in which it is authorized by a manufacturer or manufacturers to sell their brand or brands and the name of such brand or brands, (2) receipt of bond as provided in section 53-138.02, (3) payment in advance of the state registration fee and the license fee, and (4) such notice and hearing as the commission by its own order shall fix and a notice of such application shall be served upon the manufacturer or manufacturers listed in any application for a beer distributor's license and upon any existing distributor licensed to sell the brand or brands in the described sales territory. A license so issued may be renewed without formal application upon payment of license and registration fees; Provided, that the payment thereof shall be an affirmative representation and certification by the licensee that all answers contained in an application, if submitted, would be the same in all material respects as the answers contained in the last previous application; and provided further, that the commission may at any time require a licensee to submit an application.

Sec. 20. The provisions of sections 1 and 2 and 4 to 17 of this act shall apply to franchises, agreements, or distributorships for beer only.

Sec. 21. That original sections 53-123.03 and 53-130, Reissue Revised Statutes of Nebraska, 1943, and section 53-103, Revised Statutes Supplement, 1969, are repealed.

Sec. 22. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

(Signed) J. James Waldron, Chairman

Public Health And Welfare

LEGISLATIVE BILL 334. Placed on General File as amended. Standing Committee amendments fo LB 334:

1. Strike Section 3 and renumber Sections 4 to 7 as Sections 3 to 6, and on page 9, line 24, strike "80-305,".

(Signed) Thomas Kennedy, Chairman

FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BLLL 44.

A BILL FOR AN ACT to amend sections 22-408, 22-409, 22-410, 22-411, 22-412, 22-413, 22-416, and 79-311, Reissue Revised Statutes of Nebraska, 1943, relating to county officers; to provide for the consolidation of county offices by the joint action of the county board of the counties involved; to provide for an election when required by petitions; to provide for salaries and apportionment of costs for consolidated offices; and to repeal the original sections, and also sections 79-311.01 to 79-311.09, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett
Burbach
Carsten
Carstens
Chambers
Clark
Craft
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0

Not voting, 4:

Carpenter
DeCamp
Proud
Savage

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 62.

A BILL FOR AN ACT to amend section 17-307, Reissue Revised Statutes of Nebraska, 1943, section 17-101, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 32, Eighty-second Legislature, First Session, 1971, and section 17-201, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 32, Eighty-second Legislature, First Session, 1971, relating to cities of the second class and villages; to increase the maximum population as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett
Carsten
Carstens
Clark
Craft
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 1:

Burbach

Not voting, 5:

Carpenter Chambers DeCamp Proud Savage

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 109. With emergency.

A BILL FOR AN ACT to amend section 23-1201.01, Reissue Revised Statutes of Nebraska, 1943, relating to county government; to provide that a county board may contract for the services of a county attorney under specified conditions; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with emergency clause attached?' "

Voting in the affirmative, 44:

Barnett Burbach Carsten Carstens Clark
Craft Duis Elrod Epke Goodrich
Hasebroock Holmquist Johnson Kennedy Keyes
Kime Klaver Kokes Kremer Lewis
Luedtke Mahoney Maresh Marvel Morgan
Moylan Nore Orme Schmit Simpson
Skarda Snyder Stahmer Stromer Stull
Swanson Syas Waldo Waldron Wallwey
Warner Whitney Wiltse Ziebarth

Voting in the negative, 0

Not voting, 5:

Carpenter Chambers DeCamp Proud Savage

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 76. Placed on Select File as amended.
Enrollment and Review amendment to LB 76:

1. In lieu of the Carpenter amendment, on page 2, line 8, insert "; Provided, that no state funds shall be appropriated for the support of the aging" after "Governor".

2. In the title, line 2, insert "State" after the second "of"; in line 3, strike "Commission" and insert "Office"; in line 3, strike"and" and in line 4, insert "; and to prohibit appropriation of state funds for the support of the aging" after "duties".

LEGISLATIVE BILL 84. Placed on Select File as amended. Enrollment and Review amendment to LB 84:

1. On page 4, line 12, insert an underscored period after "another"; and in line 20, strike the period and show the same as stricken.

2. In the title, line 10, insert "to provide for transfers;" after the semicolon.

LEGISLATIVE BILL 85. Placed on Select File.

LEGISLATIVE BILL 98. Placed on Select File as amended. Enrollment and Review amendment to LB 98:

1. In new section 3, line 5, insert an underscored period after "Governor"; and in line 7, strike the period and show the same as stricken.

2. In new section 4, line 6, insert a comma after "which" as in the statutes.

3. In lieu of the Orme amendment 2, renumber original section 1 as section 5; in line 1 thereof strike "Section 1." and insert "Sec. 5."; in line 5, insert "or suspend" after "revoke"; and in line 12, insert "or suspension" after "revocation".

4. In new section 6, line 5, strike "~~81-8,~~"; and in line 6 strike "~~208~~" and insert "~~81-8,208~~".

5. In the title, strike lines 2 to 7 and insert:

"FOR AN ACT to amend sections 81-8,184, 81-8,185, 81-8,186, 81-8,194, 81-8,202, 81-8,204, and 81-8,206, Revised Statutes Supplement, 1969, relating to landscape architects; to redefine a term; to eliminate unconstitutional matter; to create a cash fund; to provide for suspensions; to provide for appeals.; to change restrictions; to provide exceptions; and to repeal the original sections, and also section 81-8,207, Revised Statutes Supplement, 1969.".

LEGISLATIVE BILL 129. Placed on Select File as amended. Enrollment and Review amendment to LB 129:

1. In standing committee amendment 1, line 2, strike "mail" and insert "mailing"; and in line 7 strike "bodies" and insert "body's".

2. Add a new section to read:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, line 6, strike "and"; and in line 7 insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 155. Placed on Select File as amended.
Enrollment and Review amendment to LB 155:

1. In the title, line 4, strike "require" and insert "permit".

LEGISLATIVE BILL 177. Placed on Select File as amended.
Enrollment and Review amendment to LB 177:

1. In lieu of the second line of the standing committee amendment, on page 2, reinstate the stricken matter in lines 10 and 11; and strike the reinstated "five" and insert "~~five~~ ten".
2. In the title, line 4, strike "remove" and insert "increase"; strike lines 5 and 6 and insert "life insurance for"; and in line 7, insert "to limit such coverage to term insurance;" after the semicolon.

LEGISLATIVE BILL 191. Placed on Select File as amended.
Enrollment and Review amendment to LB 191:

1. In lieu of the Carpenter amendment to line 21, on page 2, reinstate the stricken matter and strike the new matter.
2. On page 2, insert an underscored period after "award" in line 11.
3. Show as stricken the matter on page 2 stricken by the Carpenter amendments and also strike the period in line 13 and show the same as stricken.
4. On page 3, line 2, reinstate the stricken matter and strike the new matter.
5. Amend new section 2 to read:

"Sec. 2. That original section 76-711, Reissue Revised Statutes of Nebraska, 1943, is repealed.".

6. In the title, strike lines 2 to 9 and insert:

"FOR AN ACT to amend section 76-711, Reissue Revised Statutes
of Nebraska, 1943, relating to eminent domain;
to change condemnation provisions as prescribed;
and to repeal the original section.".

LEGISLATIVE BILL 193. Placed on Select File.

LEGISLATIVE BILL 244. Placed on Select File.

LEGISLATIVE BILL 249. Placed on Select File.

LEGISLATIVE BILL 291. Placed on Select File.

(Signed) Duke Snyder, Chairman

UNANIMOUS CONSENT—Withdraw LB 665

Mr. Barnett renewed his pending request found in the Legislative Journal on page 457 for the Twenty-Third Day to withdraw LB 665. No objections. So ordered.

UNANIMOUS CONSENT—Withdraw LB 865

Mr. Waldron renewed his pending request found in the Legislative Journal on page 470 for the Twenty-Third Day to withdraw LB 865. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 106. Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 157. Enrollment and Review amendments found in the Legislative Journal on page 456 for the Twenty-Third Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 164. Enrollment and Review amendments found in the Legislative Journal on page 456 for the Twenty-Third Day were adopted.

Advanced to Enrollment and Review for engrossment.

ADD—CO-INTRODUCER

Mr. Stromer asked unanimous consent to add his name to LB 989. No objections. So ordered.

REPORT OF EMPLOYEES

Employees, both temporary full time and temporary part time, hired to work during the 82nd Legislature totaled 101 in January, 1971. Payroll for these people amounted to $25,611.00 in January, of which $208.28 was for overtime.

Vincent D. Brown
Clerk of the Legislature

UNANIMOUS CONSENT—Unbracket Bills

Mr. Hasebroock announced that LB 126, LB 132 and LB 139 would be the non-controversial Constitutional amendments to be unbracketed.

MOTION–Suspend Rules

Mr. Morgan asked unanimous consent to suspend the rules and permit a bill to be introduced that had been lost in the Bill Drafter's office.

The motion prevailed with 37 ayes, 0 nays and 12 not voting.

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1003. By Duke Snyder, 14th District.

A BILL FOR AN ACT relating to counties in which are located a city of the metropolitan class containing over one half the population of the respective counties to create a public building commission in each such county; to provide for the activation of such commissions and the appointment of the members of the board thereof; to provide the powers of such commissions, including the power to acquire and erect buildings, structures and facilities for use jointly by the county and the city; to levy a one mill tax on all the property in the county subject to taxation, except intangible property, and to issue bonds; to define terms; to provide a method of exercise of powers of the state; to grant powers to the county and the city and other governmental units located in the county with respect to such commissions and the buildings, structures and facilities acquired or erected by them; to provide for agreements; and to declare an emergency.

GENERAL FILE

LEGISLATIVE BILL 126. Considered. Laid over.

Standing Committee amendment found in the Legislative Journal on page 210 for the 13th Day was adopted with 30 ayes, 4 nays and 15 not voting.

Mr. Whitney offered the following amendment which was adopted:
1. On page 2, line 1, strike "general" and
insert "primary"; in line 2 strike "November" and insert
"May".

Mr. Whitney's amendment found in the Legislative Journal on page 316 for the Eighteenth Day was adopted.

LEGISLATIVE BILL 132. Title read. Explained.

Mr. Whitney offered the following amendment which was adopted.
1. On page 2, line 1 strike "general" and
insert "primary"; in line 2 strike "November" and insert
"May".

Advanced to Enrollment & Review with 30 ayes, 1 nay and 18 not voting.

VISITOR

Mr. C. Carsten introduced his wife; Mr. and Mrs. Fred Ruhge; and Mr. and Mrs. Henry Smith of Avoca, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 139. Title read. Explained.

Mr. Whitney offered the following amendment which was adopted.

1. On page 2, line 3, strike "general" and insert "primary"; in line 4 strike "November" and insert "May".

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 222. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 357 for the Twentieth Day was adopted.

Mr. Marvel offered the following amendment which was adopted.
Add the emergency clause.

Advanced to Enrollment & Review with 28 ayes, 1 nay and 20 not voting.

LEGISLATIVE BILL 40. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 357 for the Twentieth Day was adopted.

Advanced to Enrollment & Review with 28 ayes, 1 nay and 20 not voting.

LEGISLATIVE BILL 48. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 358 for the Twentieth Day was adopted.

Advanced to Enrollment & Review with 34 ayes, 0 nays and 15 not voting,

ADD–CO-INTRODUCERS

Mr. Stull asked unanimous consent to add the names of Messrs. Klaver, Simpson, Elrod, Wiltse and Burbach to LB 48. No objections. So ordered.

LEGISLATIVE BILL 81. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 358 for the Twentieth Day was adopted.

Advanced to Enrollment & Review with 39 ayes, 0 nays and 10 not voting.

LEGISLATIVE BILL 97. Title read. Explained.

Advanced to Enrollment & Review with 39 ayes, 0 nays and 10 not voting.

LEGISLATIVE BILL 130. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 358 for the Twentieth Day were adopted.

Mr. Simpson asked unanimous consent to add the name of Mr. Klaver to LB 130. No objections. So ordered.

The motion to advance lost with 23 ayes, 15 nays and 11 not voting.

LEGISLATIVE BILL 147. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 359 for the Twentieth Day were adopted.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

REPORT OF RULES COMMITTEE

February 1, 1971

To amend Rule 3, Section 7 of the Rules as follows:

Sec. 7. Executive Sessions, Press. Members and reporters of regularly accredited newspapers, press associations, and radio and television stations shall be admitted to executive sessions of the standing committees, and such reporters and members of such committees shall respect as confidential the discussions of the other members of any standing or select committee.

Reports on votes by a committee shall be as follows:

1. The vote of an individual Senator on all motions except, a vote to report a bill to General File or to indefinitely postpone, may be reported at the discretion of the individual Senator only;

2. The Press may report only the gross vote, by number, on any motion except, a vote to report a bill to General File or to indefinitely postpone, made and acted upon by the committee.

3. The Press may report the vote of individual Senators by name on a motion to report a bill to General File or to indefinitely postpone.

To amend Rule 3, Section 13 of the Rules as follows:

Sec. 13. Each standing committee, with the assistance of the legislative staff, shall, when reporting a bill submit therewith a brief statement of the purpose and the provisions of the bill, etc.

(Signed) Jerome Warner, Chairman

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on February 12, 1971 at 9:45 a.m.: LB 38, LB 45, LB 80, LB 83, LB 103, LB 134, LB 138 and LB 163.

(Signed) Barbara Jackson, Enrolling Clerk

NOTICE OF COMMITTEE HEARINGS

Appropriations

Department of Health	Monday, February 22, 1971	2:00 p.m.
Department of Revenue	Tuesday, February 23, 1971	2:00 p.m.
State Patrol	Thursday, February 25, 1971	2:00 p.m.
Motor Vehicles	Thursday, February 25, 1971	3:30 p.m.

(Signed) Richard Marvel, Chairman

Agriculture and Recreation

LB 79	Thursday, February 25, 1971	2:00 p.m.
LB 248	Thursday, February 25, 1971	2:00 p.m.
LB 415	Thursday, February 25, 1971	2:00 p.m.
LB 617	Thursday, February 25, 1971	2:00 p.m.
LB 706	Thursday, February 25, 1971	2:00 p.m.
LB 709	Thursday, February 25, 1971	2:00 p.m.
LB 993	Thursday, February 25, 1971	2:00 p.m.

(Signed) Loran Schmit, Chairman

Education

LB 731	Wednesday, February 24, 1971	2:00 p.m.
LB 643	Monday, March 1, 1971	2:00 p.m.
LB 866	Monday, March 1, 1971	2:00 p.m.
LB 950	Monday, March 1, 1971	2:00 p.m.

(Signed) Don Elrod, Chairman

STANDING COMMITTEE REPORT

Education

LEGISLATIVE BILL 420. Placed on General File as amended.
Standing Committee amendment to LB 420:
1. On page 2, line 3, strike "legal" and insert "registered".

LEGISLATIVE BILL 352. Indefinitely postponed.

LEGISLATIVE BILL 366. Indefinitely postponed.

LEGISLATIVE BILL 386. Indefinitely postponed.

LEGISLATIVE BILL 400. Indefinitely postponed.

LEGISLATIVE BILL 431. Indefinitely postponed.

(Signed) Don Elrod, Chairman

GENERAL FILE

LEGISLATIVE BILL 148. Title read. Explained.

Advanced to Enrollment & Review with 26 ayes, 5 nays and 18 not voting.

LEGISLATIVE BILL 150. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 359 for the Twentieth Day was adopted.

Advanced to Enrollment & Review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 186. Title read. Explained.

Advanced to Enrollment & Review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 250. Title read. Explained.

Advanced to Enrollment & Review with 26 ayes, 5 nays and 18 not voting

LEGISLATIVE BILL 252. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 360 for the Twentieth Day was adopted.

Advanced to Enrollment & Review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 271. Title read. Explained.

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 329. Title read. Explained.

Mr. Luedtke offered the following amendments which were adopted:

1. Insert a new section to read:
   "Sec. 2. Section 1 of this act shall apply to any adoption action pending in any court on the effective date of this act which has not proceeded to final judgment.".
2. Renumber original section 2 as section 3.
3. Add a new section to read:
   "Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

Advanced to Enrollment & Review with 33 ayes, 0 nays and 15 not voting.

NOTICE OF COMMITTEE HEARINGS

Labor

LB 361	Wednesday, March 3, 1971	2:00 p.m.
LB 499	Wednesday, March 24, 1971	2:00 p.m.
LB 505	Wednesday, March 24, 1971	2:00 p.m.
LB 565	Wednesday, March 24, 1971	2:00 p.m.
LB 571	Wednesday, March 24, 1971	2:00 p.m.
LB 572	Wednesday, March 24, 1971	2:00 p.m.

(Signed) Harold T. Moylan, Chairman

ADJOURNMENT

At 11:50 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Monday, February 15, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

TWENTY-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, February 15, 1971

Pursuant to adjournment, the Legislature met at 9:07 a.m., President Marsh presiding.

PRAYER

Prayer was offered by Dr. Carroll A. Londoner.

> Almighty God the fountain of all wisdom: Guide and direct the minds of all those who are called at this time to exercise the responsibilities of elected leaders in this state. Be pleased to bless the deliberations that arise in this chamber. May they be of such power as to increase the good life for every citizen and allow him to become all that he was intended to become by virtue of his citizenship, and above all; Give us the serenity to accept what cannot be changed; Give us the courage to change what can be changed. Give us the wisdom to know one from the other. Amen.

PROGRAM

A program arranged by the Chaplain in honor of George Washington's birthday was presented by Dr. Londoner and the East High Swing Choir.

ROLL CALL

The roll was called and all members were present except Messrs. Wallwey, and Chambers who were excused.

MESSAGE FROM THE GOVERNOR

February 11, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills No. 41, 42, 43, 47, 88, 90, 95, 101. These bills were signed by me on February 11, 1971 and delivered to the Secretary of State.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw

NOTICE OF COMMITTEE HEARINGS

Banking, Commerce and Insurance

LB 720	Monday, March 8, 1971	2:00 p.m.
LB 721	Monday, March 8, 1971	2:00 p.m.
LB 722	Monday, March 8, 1971	2:00 p.m.
LB 765	Monday, March 8, 1971	2:00 p.m.
LB 750	Tuesday, March 9, 1971	2:00 p.m.
LB 755	Tuesday, March 9, 1971	2:00 p.m.
LB 757	Tuesday, March 9, 1971	2:00 p.m.
LB 766	Tuesday, March 9, 1971	2:00 p.m.
LB 767	Tuesday, March 9, 1971	2:00 p.m.

(Signed) Sam Klaver, Chairman

Miscellaneous Subjects

LB 298	Thursday, February 25, 1971	2:00 p.m.
LB 515	Thursday, February 25, 1971	2:00 p.m.
LB 613	Thursday, February 25, 1971	2:00 p.m.
LB 677	Thursday, February 25, 1971	2:00 p.m.
LB 724	Thursday, February 25, 1971	2:00 p.m.
LB 798	Thursday, February 25, 1971	2:00 p.m.
LB 916	Thursday, February 25, 1971	2:00 p.m.

Lb 586	Friday, February 26, 1971	2:00 p.m.
LB 683	Friday, February 26, 1971	2:00 p.m.
LB 701	Friday, February 26, 1971	2:00 p.m.
LB 702	Friday, February 26, 1971	2:00 p.m.
LB 704	Friday, February 26, 1971	2:00 p.m.
LB 705	Friday, February 26, 1971	2:00 p.m.
LB 714	Friday, February 26, 1971	2:00 p.m.
LB 805	Friday, February 26, 1971	2:00 p.m.
LB 666	Thursday, March 4, 1971	2:00 p.m.
LB 751	Thursday, March 4, 1971	2:00 p.m.
LB 752	Thursday, March 4, 1971	2:00 p.m.
LB 754	Thursday, March 4, 1971	2:00 p.m.
LB 773	Thursday, March 4, 1971	2:00 p.m.
LB 826	Thursday, March 4, 1971	2:00 p.m.
LB 888	Thursday, March 4, 1971	2:00 p.m.
LB 913	Thursday, March 4, 1971	2:00 p.m.

(Signed) J. James Waldron, Chairman

STANDING COMMITTEE REPORT

Miscellaneous Subjects

LEGISLATIVE BILL 91. Indefinitely postponed.

LEGISLATIVE BILL 113. Indefinitely postponed.

LEGISLATIVE BILL 207. Indefinitely postponed.

LEGISLATIVE BILL 260. Indefinitely postponed.

LEGISLATIVE BILL 161. Placed on General File.

LEGISLATIVE BILL 336. Placed on General File.

LEGISLATIVE BILL 338. Placed on General File.

(Signed) J. James Waldron, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 99. Replaced on Select File as amended.
Enrollment and Review amendments to LB 99:

1. On page 2, line 26, insert an underscored period after "directors".
2. On page 3, line 2, strike the period and show the same as stricken.

LEGISLATIVE BILL 243. Placed on Select File as amended. Enrollment and Review amendments to LB 243:

1. On page 2, line 20, strike "managers" and insert "manager".
2. In the title, strike beginning with "for" in line 4 through "dollars" in line 7 and insert "an exception".

LEGISLATIVE BILL 227. Placed on Select File as amended. Enrollment and Review amendment to LB 227:

1. In lieu of the Ziebarth amendment, on page 2, line 16, insert "or at the discretion of the State Board of Education," after the comma.

LEGISLATIVE BILL 254. Placed on Select File as amended. Enrollment and Review amendments to LB 254:

1. In standing committee amendment 1, line 2, insert "State" after "the".
2. Add a new section to read:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, line 6, strike "and"; and in line 7, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 253. Placed on Select File as amended. Enrollment and Review amendment to LB 253:

1. On page 7, line 10, strike "and" and insert "~~and~~"; and in line 13, strike the period and insert "~~.~~ ; and".

LEGISLATIVE BILL 299. Placed on Select File.

LEGISLATIVE BILL 93. Placed on Select File.

LEGISLATIVE BILL 96. Placed on Select File.

LEGISLATIVE BILL 107. Placed on Select File.

LEGISLATIVE BILL 114. Placed on Select File as amended. Enrollment and Review amendments to LB 114:

1. In lieu of the Clark amendment, in new section 1, lines 48 and 55, strike "fourteen" and insert "~~fourteen~~ twenty-one"; and after the period in line 56 insert "The dealer candling and grading the eggs shall be responsible for the maintenance of grade for a period of ten days after which the subsequent buyer is responsible; Provided, the subsequent buyer keeps the eggs at a temperature not to exceed sixty degrees Fahrenheit.".

2. Add a new section to read:

"Sec. 5. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, line 2, strike ", 81-275.23," and insert "and"; in line 3, strike "and 81-275.30,"; in line 6, strike "and"; and strike beginning with "and" in line 7 through line 8 and insert "; and to declare an emergency.".

LEGISLATIVE BILL 36. Correctly engrossed.

LEGISLATIVE BILL 51. Correctly engrossed.

LEGISLATIVE BILL 69. Correctly engrossed.

LEGISLATIVE BILL 92. Correctly engrossed.

LEGISLATIVE BILL 128. Correctly engrossed.

LEGISLATIVE BILL 135. Correctly engrossed.

LEGISLATIVE BILL 175. Correctly engrossed.

LEGISLATIVE BILL 187. Correctly engrossed.

LEGISLATIVE BILL 210. Correctly engrossed.

LEGISLATIVE BILL 212. Correctly engrossed.

LEGISLATIVE BILL 213. Correctly engrossed.

LEGISLATIVE BILL 214. Correctly engrossed.

LEGISLATIVE BILL 215. Correctly engrossed.

LEGISLATIVE BILL 216. Correctly engrossed.

LEGISLATIVE BILL 218. Correctly engrossed.

LEGISLATIVE BILL 219. Correctly engrossed.

LEGISLATIVE BILL 220. Correctly engrossed.

LEGISLATIVE BILL 62. Correctly enrolled.

LEGISLATIVE BILL 44. Correctly enrolled.

LEGISLATIVE BILL 109. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting bussiness, the President signed LB 44, LB 62 and LB 109.

ADD—CO-INTRODUCER

Mr. Moylan asked unanimous consent to add his name to LB 1003. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 63.

A BILL FOR AN ACT relating to public gatherings; to provide for protests; to provide for restraining order; to provide for hearings; to provide for notice; and to provide duties for the county board.

Mr. Stahmer moved to return LB 63 to Select File for a specific amendment as follows:

Line 2 after county, insert "who have reached majority".

The motion lost with 18 ayes, 26 nays and 5 not voting.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 25:

Burbach Carpenter Carsten Carstens Goodrich
Hasebroock Holmquist Johnson Kennedy Kime
Klaver Kremer Lewis Mahoney Marvel
Orme Savage Skarda Stromer Stull
Swanson Syas Waldo Whitney Wiltse

Voting in the negative, 21:

Barnett Clark Craft DeCamp Duis
Epke Keyes Kokes Luedtke Maresh
Morgan Moylan Nore Proud Schmit
Simpson Snyder Stahmer Waldron Warner
Ziebarth

Not voting, 3:

Chambers Elrod Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 104.

A BILL FOR AN ACT to repeal section 44-119.02, Reissue Revised Statutes of Nebraska, 1943, relating to insurance.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Keyes Kime Klaver Kokes
Kremer Lewis Luedtke Mahoney Maresh
Marvel Morgan Moylan Nore Orme
Proud Savage Schmit Simpson Skarda
Snyder Stahmer Stromer Stull Swanson
Syas Waldo Waldron Warner Whitney
Wiltse

Voting in the negative, 0

Not voting, 3:

Chambers Wallwey Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 388. With emergency.

A BILL FOR AN ACT to amend section 6, Legislative Bill 1096, Eightieth Session, Nebraska State Legislature, 1969, relating to appropriations for the state government; to transfer funds of the State Department of Education, as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with emergency clause attached?' "

Voting in the affirmative, 47:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Keyes Kime Klaver Kokes

Kremer Lewis Luedtke Mahoney Maresh
Marvel Morgan Moylan Nore Orme
Proud Savage Schmit Simpson Skarda
Snyder Stahmer Stromer Stull Swanson
Syas Waldo Waldron Warner Whitney
Wiltse Ziebarth

Voting in the negative, 0

Not voting, 2:

Chambers Wallwey

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

SELECT COMMITTEE REPORT

Committee on Committees

February 12, 1971

Mr. President:

The Committee on Committees desires to report favorably upon the appointments listed below which were submitted by Governor J. J. Exon. The Committee suggests that the appointments be confirmed by this Legislative Body, and suggests a record vote on each confirmation.

Robert W. Brandt, Director, Department of Veterans'Affairs

Committee Vote:
For: Senators Warner, Klaver, Savage, Kremer, Schmit, Clark, Carpenter and Waldron
Against: Senators Luedtke, Wiltse and Holmquist
Not voting: Senators Proud and Syas

Samuel Van Pelt: Director, Department of Insurance

Committee Vote:
For: Senators Proud, Luedtke, Warner, Wiltse, Syas, Klaver, Savage, Holmquist, Kremer, Schmit, Clark, Carpenter and Waldron
Against: none
Not voting: none

Respectfully submitted,

(Signed) Richard F. Proud, Chairman
Committee on Committees

Mr. Duis moved to print the committee report in the Journal and vote on appointments on Wednesday, February 17, 1971.

The motion lost with 14 ayes, 26 nays and 9 not voting.

Mr. Proud moved that Robert W. Brandt be approved as Director, Department of Veterans' Affairs.

Voting in the affirmative, 29:

Carpenter	Carsten	Clark	Duis	Elrod
Goodrich	Kennedy	Keyes	Klaver	Kokes
Kremer	Lewis	Mahoney	Maresh	Morgan
Moylan	Nore	Orme	Savage	Schmit
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Waldo	Whitney	Ziebarth	

Voting in the negative, 10:

Barnett	Epke	Hasebroock	Holmquist	Kime
Luedtke	Simpson	Syas	Warner	Wiltse

Not voting, 10:

Burbach	Carstens	Chambers	Craft	DeCamp
Johnson	Marvel	Proud	Waldron	Wallwey

The motion carried with 29 ayes, 10 nays and 10 not voting.

Mr. Proud moved that Samuel Van Pelt be approved as Director, Department of Insurance.

Voting in the affirmative, 43:

Barnett	Burbach	Carpenter	Carsten	Clark
Craft	DeCamp	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Kennedy	Keyes
Klaver	Kokes	Kremer	Lewis	Luedtke
Mahoney	Maresh	Marvel	Morgan	Moylan
Nore	Orme	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Waldron
Warner	Whitney	Ziebarth		

Voting in the negative, 0

Not voting, 6:

Carstens	Chambers	Johnson	Kime	Wallwey
Wiltse				

The motion prevailed with 43 ayes, 0 nays and 6 not voting.

UNANIMOUS CONSENT–Substitute LB 879

Mr. Proud asked unanimous consent that the bill on the Clerk's desk, attached to this motion, be substituted for LB 879 and that such attached bill be given the number of LB 879 because, through a printing error, LB 879 was not completely printed. No objections. So ordered.

MOTION–Amend Rules

Mr. Simpson moved to amend the Legislative Rules by deleting MTV and inserting MEM on page 24, Rule 6.
"Move to IPP after bill is read".

Referred to Rules Committee.

SELECT FILE

LEGISLATIVE BILL 76. Enrollment and Review amendments found in the Legislative Journal on page 487 for the Twenty-Fourth Day were adopted.

Mr. Carpenter asked unanimous consent to add the emergency clause. Mr. Stahmer objected.

Mr. Stahmer moved to return LB 76 to General File to strike the Carpenter amendment found on page 315 for the Eighteenth Day of the Journal.

Motion laid over.

Mr. Carpenter moved to lay over LB 76 and have the Governor give his view on the OEO Program, the effect of their operation in the State and direct or indirect effect upon the budget.

The motion prevailed with 40 ayes, 0 nays and 8 not voting.

LEGISLATIVE BILL 84. Enrollment and Review amendments found in the Legislative Journal on page 488 for the Twenty-Fourth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 85. Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 98. Enrollment and Review amendments found in the Legislative Journal on page 488 for the Twenty-Fourth Day were adopted.

Mr. Whitney asked unanimous consent to hold bill for amendment. No objections. So ordered.

LEGISLATIVE BILL 129. Enrollment and Review amendments found in the Legislative Journal on page 488 for the Twenty-Fourth Day were adopted.

Mr. Stull offerred the following amendments which were adopted:

Add a new section to amend Sec. 23-923, change July to August.

Add another section to amend Sec. 23-927, change August 1 to read August 15.

Add the emergency clause.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 155. Enrollment and Review amendment found in the Legislative Journal on page 488 for the Twenty-Fourth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 177. Enrollment and Review amendments found in the Legislative Journal on page 489 for the Twenty-Fourth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 191. Enrollment and Review amendments found in the Legislative Journal on page 489 for the Twenty-Fourth Day were adopted.

Mr. Waldron offered the following amendment which was held over.

Amend LB 191 by striking in line 9 all after "made", and by striking all of line 10 and by striking in line 11 the words "have accepted the award".

Then insert the language below following the word "made." in line 9, "The condemner shall have 60 days from the date of the award of the appraisers to deposit with the county judge the amount of the award or the proceeding will be considered as abandoned. When the amount of the award is deposited with the county Judge by the condemner, the condemner will be deemed to have accepted the award, unless he gives notice of appeal of the award of the appraisers at the time the deposit is made."

Mr. Carpenter offered the following amendment which was held over:

Add Emergency Clause.

Mr. Kremer asked unanimous consent to hold bill over. No objections. So ordered.

LEGISLATIVE BILL 193. Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 244. Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 249. Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 291. Advanced to Enrollment and Review for engrossment.

VISITORS

Mr. Stahmer introduced his daughter, Claudia, who holds the National Record for broad-jumping. This was won in the competition at Burke High School last summer.

Mr. Syas introduced his son, George Syas, Jr., and nephew, Jack Thurston.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 158. Placed on General File.

LEGISLATIVE BILL 206. Placed on General File.

LEGISLATIVE BILL 337. Placed on General File.

LEGISLATIVE BILL 59. Indefinitely postponed.

LEGISLATIVE BILL 86. Indefinitely postponed.

(Signed) Rudolf C. Kokes, Chairman

Government and Military Affairs

LEGISLATIVE BILL 327. Placed on General File.

LEGISLATIVE BILL 368. Placed on General File.

LEGISLATIVE BILL 477. Placed on General File.

LEGISLATIVE BILL 492. Placed on General File.

LEGISLATIVE BILL 557. Placed on General File.

LEGISLATIVE BILL 559. Placed on General File.

LEGISLATIVE BILL 534. Placed on General File as amended.
Standing Committee amendment to LB 534:

1. Amend the bill by adding the emergency clause.

LEGISLATIVE BILL 570. Placed on General File as amended.
Standing Committee amendment to LB 570:

1. On page 2, line 9, strike "the Nebraska State School Boards Association" and insert "a board of education of a public school district", line 13 by striking "and", and line 14 by inserting ", and a representative of the Nebraska Hospital Association" after "Health".

LEGISLATIVE BILL 296. Indefinitely postponed.

(Signed) Terry Carpenter, Chairman

MOTION–Raise LB 277

Mr. Proud moved to place LB 277 on General File notwithstanding the action of the Committee. Laid over.

WITHDRAW–Motion

Mr. Proud withdrew his motion to Raise LB 159 found in the Legislative Journal on page 440 for the Twenty-Second Day.

MOTION–Adopt Report of Rules Committee

Mr. Warner moved to adopt the Report of Rules Committee to amend Rule 3, Section 7 of the Rules, found in the Legislative Journal on page 493 for the Twenty-Fourth Day.

The motion carried with 34 ayes, 0 nays and 15 not voting.

Mr. Warner moved to adopt the Report of Rules Committee to amend Rule 3, Section 13 of the Rules, found in the Legislative Journal on page 494 for the Twenty-Fourth Day.

The motion carried with 38 ayes, 0 nays and 11 not voting.

VISITORS

Mr. Duis introduced Albert Kjar of Lexington, Nebraska.

Mr. Mahoney introduced Mr. and Mrs. George Kubat, Darrel Rose, Edward Kucircek and Frank Tenezar.

Mr. Schmit introduced Mr. Dan Hook of David City, Nebraska.

Mr. Marvel introduced Mr. and Mrs. E. James Haggart of Hastings, Nebraska

UNANIMOUS CONSENT—Delay Printing

Mr. Ziebarth asked unanimous consent to delay final printing on LB 51. No objections. So ordered.

ADJOURNMENT

At 12:00 noon, on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Tuesday, February 16, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

TWENTY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, February 16, 1971

Pursuant to adjournment, the Legislature met at 9:04 a.m., President Marsh presiding.

PRAYER

Prayer was offered by Rev. W. L. Van Auken.

> Heavenly Father, we pray for ourselves today. We do not want to miss the helps you have provided for our happiness, the peace you have preserved for our troubled spirits, the strength you have held back for us as we seek to be creative in our responsibilities. Assist us, therefore to stand with our fathers in the better part of that tradition which sought to do your will on earth as it is done in heaven. Amen.

SPEAKER HASEBROOCK PRESIDING

ROLL CALL

The roll was called and all members were present.

NOTICE OF COMMITTEE HEARINGS

Miscellaneous Subjects

LB 748 Thursday, March 4, 1971 2:00 p.m.

(Signed) J. James Waldron, Chairman

Public Works

LB 992	Thursday, February 25, 1971	2:00 p.m.
LB 868	Friday, February 26, 1971	2:00 p.m.
LB 664	Wednesday, March 3, 1971	2:00 p.m.
LB 669	Wednesday, March 3, 1971	2:00 p.m.
LB 671	Wednesday, March 3, 1971	2:00 p.m.
LB 678	Wednesday, March 3, 1971	2:00 p.m.
LB 673	Thursday, March 4, 1971	2:00 p.m.
LB 696	Thursday, March 4, 1971	2:00 p.m.
LB 700	Thursday, March 4, 1971	2:00 p.m.
LB 725	Thursday, March 4, 1971	2:00 p.m.
LB 738	Friday, March 5, 1971	2:00 p.m.
LB 756	Friday, March 5, 1971	2:00 p.m.
LB 791	Friday, March 5, 1971	2:00 p.m.
LB 711	Wednesday, March 10, 1971	2:00 p.m.
LB 744	Wednesday, March 10, 1971	2:00 p.m.
LB 801	Wednesday, March 10, 1971	2:00 p.m.
LB 903	Wednesday, March 10, 1971	2:00 p.m.
LB 662	Thursday, March 11, 1971	2:00 p.m.
LB 839	Thursday, March 11, 1971	2:00 p.m.
LB 840	Thursday, March 11, 1971	2:00 p.m.
LB 843	Thursday, March 11, 1971	2:00 p.m.
LB 892	Friday, March 12, 1971	2:00 p.m.
LB 906	Friday, March 12, 1971	2:00 p.m.
LB 927	Friday, March 12, 1971	2:00 p.m.
LB 768	Wednesday, March 17, 1971	2:00 p.m.
LB 769	Wednesday, March 17, 1971	2:00 p.m.
LB 857	Wednesday, March 17, 1971	2:00 p.m.
LB 922	Wednesday, March 17, 1971	2:00 p.m.
LB 813	Thursday, March 18, 1971	2:00 p.m.
LB 814	Thursday, March 18, 1971	2:00 p.m.
LB 815	Thursday, March 18, 1971	2:00 p.m.
LB 816	Thursday, March 18, 1971	2:00 p.m.
LB 838	Thursday, March 18, 1971	2:00 p.m.
LB 863	Friday, March 19, 1971	2:00 p.m.
LB 935	Friday, March 19, 1971	2:00 p.m.
LB 936	Friday, March 19, 1971	2:00 p.m.

LB 897	Wednesday, March 24, 1971	2:00 p.m.
LB 900	Wednesday, March 24, 1971	2:00 p.m.
LB 924	Wednesday, March 24, 1971	2:00 p.m.
LB 953	Wednesday, March 24, 1971	2:00 p.m.
LB 718	Thursday, March 25, 1971	2:00 p.m.
LB 918	Thursday, March 25, 1971	2:00 p.m.
LB 919	Thursday, March 25, 1971	2:00 p.m.

(Signed) Claire W. Holmquist, Chairman

STANDING COMMITTEE REPORTS

Constitutional Revision

LEGISLATIVE BILL 303. Placed on General File.

LEGISLATIVE BILL 311. Placed on General File.

LEGISLATIVE BILL 333. Placed on General File.

(Signed) George Syas, Chairman

Government and Military Affairs

LEGISLATIVE BILL 209. Placed on General File.

LEGISLATIVE BILL 221. Placed on General File.

LEGISLATIVE BILL 242. Placed on General File as amended.
Standing Committee amendment to LB 242:

1. Amend page 2 of the bill lines 22 and 23 by striking "fifteen cents" and inserting "~~fifteen cents~~ as fixed by the county board, but in no case less than ten cents a mile".

LEGISLATIVE BILL 344. Placed on General File.

LEGISLATIVE BILL 160. Indefinitely postponed.

(Signed) Terry Carpenter, Chairman

Labor

LEGISLATIVE BILL 314. Placed on General File as amended.
Standing Committee amendment to LB 314:

1. Amend page 2, line 5 by striking "nineteen" and inserting "eighteen".

LEGISLATIVE BILL 360. Placed on General File as amended. Standing Committee amendment to LB 360:

1. In section 1, line 14, insert an underscored period after "employment" and strike all of line 16.

(Signed) Harold T. Moylan, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 40. Placed on Select File as amended. Enrollment and Review amendment to LB 40:

1. In the title, line 4, insert "to clarify provisions;" after the semicolon.

LEGISLATIVE BILL 48. Placed on Select File as amended. Enrollment and Review amendment to LB 40:

1. In the title, line 5, strike "The Committing Court" and insert "prescribed officials".

LEGISLATIVE BILL 81. Placed on Select File as amended. Enrollment and Review amendments to LB 81:

1. Add a new section to read:

"Sec. 2. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, strike lines 2 to 7 and insert:

"FOR AN ACT relating to public health and welfare; to provide for temporary licenses to practice physical therapy as prescribed; and to declare an emergency.".

LEGISLATIVE BILL 97. Placed on Select File.

LEGISLATIVE BILL 129. Replaced on Select File as amended. Enrollment and Review amendments to LB 129:

1. Insert a new section to read:

"Section 1. That section 23-923, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

23-923. Each governing body shall prepare in writing and file with its secretary or clerk, in the year of its organization and each year thereafter, not later than the first day of ~~July~~ August of each year on forms prescribed and furnished by the auditor following consultation with representatives of such governing bodies or as otherwise authorized by state law, a proposed budget statement containing the following information, except as provided by state law:

(1) For the immediate prior fiscal year, revenue from all sources, other than revenue received from taxation, allocated to each of the several funds and separately stated as to each such

source, and for each fund the unencumbered cash balance thereof at the beginning and end of the year, the amount received by taxation allocated to each fund, and the amount of actual expenditure for each fund;

(2) For the current fiscal year, actual and estimated revenue, from all sources, other than revenue received from taxation, and separately stated as to each such source, allocated to each of the several funds, and for each fund the actual unencumbered cash balance available at the beginning of the year, the amount to be received from taxation allocated to each fund, and the amount of actual and estimated expenditures, whichever is applicable; and

(3) For the immediate ensuing fiscal year, an estimate of revenue from all sources, other than revenue to be received from taxation, and separately stated as to each such source, to be allocated to each of the several funds, and for each fund the actual or estimated unencumbered cash balances, whichever is applicable, to be available at the beginning of the year, amounts proposed to be expended during the year plus the amount of cash reserve, based on actual experience of prior years, which cash reserve shall not exceed fifty per cent of the total budget adopted exclusive of capital outlay items.".

2. Renumber original section 1 as section 2 and in line 1 thereof strike "Section 1." and insert "Sec. 2.".

3. Insert a new section to read:

"Sec. 3. That section 23-927, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

23-927. After publication and hearing thereon and within the time prescribed by law, each governing body, except as provided in section 79-2210, shall file with and certify to the levying board on or before August ~~1~~ 15 and file with the auditor, a copy of the adopted budget statement, together with the amount of the tax to be levied. Proof of publication shall be attached thereto. The governing body shall certify an amount of tax to be levied by the levying board, which levy shall not exceed the maximum levy prescribed by state law; Provided, the governing body, in certifying the amount to be so levied, may make allowance for delinquent taxes not exceeding five per cent of the amount to be levied, plus the actual percentage of delinquent taxes for the preceding tax year. Except for such allowance, a governing body shall not certify, nor a levying board levy, an amount of tax greater than the amount determined under section 23-924.".

4. Renumber present sections 2 and 3 as sections 4 and 5.

5. In the first line of renumbered section 4, strike "section 23-925," and insert "sections 23-923, 23-925, and 23-927,"; and in line 2, strike "is" and insert "are".

6. In the title, line 2, strike "section 23-925," and insert "sections 23-923, 23-925, and 23-927,"; in line 6, insert "to change dates;" after the semicolon; and in line 7, strike "section" and insert "sections".

LEGISLATIVE BILL 132. Placed on Select File as amended.
Enrollment and Review amendments to LB 132:

1. On page 4, insert a period at the end of line 2.
2. In the title, strike line 8 and insert "electors at the primary election in May,".

LEGISLATIVE BILL 139. Placed on Select File as amended.
Enrollment and Review amendments to LB 139:

1. In lieu of the Whitney amendment, on page 2, line 1, strike "general" and insert "primary"; and in line 2, strike "November" and insert "May".
2. On page 2, line 8, insert an underscored period after "Government"; and strike the period in line 11 and show the same as stricken.
3. In the title, strike line 11 and insert "primary election in May, 1971; to".

LEGISLATIVE BILL 147. Placed on Select File as amended.
Enrollment and Review amendments to LB 147:

1. On page 2, line 10, insert an underscored comma after "pathology" and strike the comma at the end of the line and show the same as stricken.
2. In the title, line 2, strike "and"; and in line 3, insert "and 71-408," after the first comma.

LEGISLATIVE BILL 148. Placed on Select File.

LEGISLATIVE BILL 150. Placed on Select File as amended.
Enrollment and Review amendments to LB 150:

1. On page 8, line 1, strike "and" and insert "~~and~~"; in line 4, strike the period and insert "~~.~~ ; and"; in line 22 insert an underscored comma after "narcotics".
2. In standing committee amendment 2, line 12, strike "said" and insert "such".
3. In the title, line 13, insert "to define terms; to provide for temporary educational permits;" after the semicolon.

LEGISLATIVE BILL 186. Placed on Select File.

LEGISLATIVE BILL 222. Placed on Select File as amended.
Enrollment and Review amendments to LB 222:

1. In standing committee amendment 1, line 7, strike the period.
2. Add a new section to read:
   "Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".
3. In the title, line 5, insert "to reallocate funds;" after the semicolon; in line 5, strike "and"; and in line 16 insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 250. Placed on Select File as amended. Enrollment and Review amendment to LB 250:

1. On page 2, line 8, insert an underscored period after the first "judge" and strike the old period and show the same as stricken.

LEGISLATIVE BILL 252. Placed on Select File as amended. Enrollment and Review amendments to LB 252:

1. On page 2, line 26, insert an underscored semicolon after "same"; and in line 27 strike the semicolon and show the same as stricken.
2. On page 3, line 12, strike "in this section provided" and insert "provided in this section".
3. In the title, line 5, insert "a" after "from".

LEGISLATIVE BILL 271. Placed on Select File as amended. Enrollment and Review amendment to LB 271:

1. On page 2, line 11, insert an underscored period after "provided"; and in line 12 strike the period and show the same as stricken.

LEGISLATIVE BILL 329. Placed on Select File as amended. Enrollment and Review amendment to LB 329:

1. In the title, line 4, strike "and" and insert "to provide for applicability to pending proceedings;"; and in line 5, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 105. Correctly engrossed.

LEGISLATIVE BILL 106. Correctly engrossed.

LEGISLATIVE BILL 157. Correctly engrossed.

LEGISLATIVE BILL 164. Correctly engrossed.

LEGISLATIVE BILL 104. Correctly enrolled.

LEGISLATIVE BILL 63. Correctly enrolled.

LEGISLATIVE BILL 388. Correctly enrolled.

(Signed) Duke Snyder, Chairman

SPEAKER SIGNS

While the Legislature was in session and capable of transacting business, the Speaker signed LB 104, LB 63 and LB 388.

UNANIMOUS CONSENT—Withdraw LB 261

Mr. DeCamp asked unanimous consent to withdraw LB 261. Laid over.

REPORT OF RULES COMMITTEE

Amend the Rules on page 29, Rule 7, Section 2, subsection (b) line 3 after votes insert "except that voice votes shall be accepted on a motion before the house while the house is under call. The presiding officer may vote by voice.

Change Rule 5, Section 6, subsection (g) to read as follows:

When any bill proposes adoption of a new program or change of an existing program which would require an appropriation of $50,000 or more to implement in the ensuing fiscal year, an appropriations bill for the purposes of funding the provisions of such bill shall be prepared from the information contained in the fiscal note. Such appropriations bill shall be placed on General File and considered as introduced by the introducer of the original bill at the time the original bill is reported to General File, shall bear the number of the original bill with the letter "A" added (for example LB 1A), and shall accompany the bill through all stages of the legislative process. However, if the original bill is reported by committee to General File with committee amendments, the "A" bill shall be introduced by the committee which is reporting the original bill to the floor and placed on General File. The "A" bill accompanying the original shall include the funding required by the committee recommended amendments.

MOTION—Raise LB 279

Mr. Goodrich moved to place LB 279 on General File notwithstanding the action of the Public Health and Welfare Committee. Laid over.

SELECT FILE

LEGISLATIVE BILL 98. Laid over at the request of Mr. Whitney.

LEGISLATIVE BILL 191. Mr. Carpenter's amendment found in the Legislative Journal on page 507 for the Twenty-Fifth Day was adopted.

Mr. Waldron's amendment found in the Legislative Journal on page 507 for the Twenty-Fifth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 99. Enrollment and Review amendments found in the Legislative Journal on page 499 for the Twenty-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 243. Enrollment and Review amendments found in the Legislative Journal on page 500 for the Twenty-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 227. Enrollment and Review amendment found in the Legislative Journal on page 500 for the Twenty-Fifth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 254. Enrollment and Review amendments found in the Legislative Journal on page 500 for the Twenty-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 253. Enrollment and Review amendment found in the Legislative Journal on page 500 for the Twenty-Fifth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 299. Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 93. Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 96. Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 107. Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 114. Enrollment and Review amendments found in the Legislative Journal on page 500 for the Twenty-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

MOTION—Return LB 51 to Select File

Mr. Ziebarth moved to return LB 51 to Select File for consideration of the specific amendment found in the Legislative Journal on page 436 for the Twenty-First Day.

Motion prevailed with 37 ayes, 0 nays and 12 not voting.

SELECT FILE

LEGISLATIVE BILL 51. Mr. Ziebarth moved for the adoption of the specific amendment found in the Legislative Journal on page 436 for the Twenty-First Day.

The motion prevailed with 36 ayes, 4 nays and 9 not voting.

Advanced to Enrollment and Review for engrossment.

GENERAL FILE

LEGISLATIVE BILL 52. Title Read. Explained.

Mr. Carpenter offered the following amendment:
Line 6–Strike "shall", insert "may".
Line 15–Strike "shall", insert "may".

The motion lost with 18 ayes, 24 nays and 7 not voting.

Advanced to Enrollment & Review with 35 ayes, 7 nays and 7 not voting.

PRESIDENT MARSH PRESIDING

LEGISLATIVE BILL 126. Title read. Explained.

Advanced to Enrollment & Review with 38 ayes, 1 nay and 10 not voting.

LEGISLATIVE BILL 140. Considered.

Mr. Carpenter withdrew his amendment found in the Legislative Journal on page 262 for the Fifteenth Day.

Mrs. Orme moved that LB 140 be indefinitely postponed.

Mrs. Orme requested that a letter from the Attorney General relative to LB 140 be read and printed in the Legislative Journal. No objections. So ordered.

February 11, 1971

Senator Fern Hubbard Orme
Nebraska State Legislature
State House
Lincoln, Nebraska 68509

Dear Senator:

Our reply to your February 11 letter regarding LB 140 will be directed only to the last question, where you ask whether our laws make provision for those suffering from loss of hearing or speech, or both, so that they can effectively understand and participate in court proceedings affecting them. It is our view that existing law in this state fully take care of any problem in this regard.

Ever since we became a state, our law has provided that, "Interpreters and translators may be allowed such compensation for their services as the court shall certify to be reasonable and just, to be taxed and collected as other costs, but the same shall not exceed two dollars per day." (Sec. 33-142) That section has been effectively and successfully used over the years to overcome language and other communication barriers, when the circumstances require it.

There is some risk in going beyond this and making the use of interpreters compulsory. This what our Court has had to say on the matter:

> "While practical necessity can require the intervention of an interpreter between counsel, witness, and the jury, the need for such an appointment is left to the sound discretion of the trial court."
>
> "But the danger of mistakes in legal proceedings is such that nothing but practical necessity can justify the intervention of an interpreter between counsel and witness or witness and jury, although it is well settled that on a proper occasion it is allowable, and the occasion must be judged of by the trial court."(Prokop v. State, 148 Neb. 582)

Even in civil cases, courts will take the proper steps to protect handicapped individuals, and in the case of a handicapped individual charged with a law violation, we feel certain that you would find the courts to be doubly solicitous in this respect.

Very truly yours,

(Signed) Clarence A. H. Meyer
Attorney General

CAHM:dnj

The motion to postpone prevailed with 43 ayes, 0 nays and 6 not voting.

LEGISLATIVE BILL 178 and 179. Laid over until February 17, 1971.

LEGISLATIVE BILL 130. Title read. Explained.

Advanced to Enrollment & Review with 30 ayes, 7 nays and 12 not voting.

LEGISLATIVE BILL 292. Title read. Explained.

Mr. Whitney offered the following amendment which was adopted.

1. Insert a new section to be known as section 13 and to read as follows:

"Sec. 13. That section 79-501, Revised Statutes Supplement, 1969, be amended to read as follows:

79-501. The annual school meeting of each school district of the first class shall be held at the schoolhouse, if there is one, or at some other suitable place within the district on the second Monday of June of each year. The annual school meeting of each school district of the second class shall be held at the schoolhouse on the second Monday of ~~July~~ June of each year. The officers elected as provided in sections 79-601 and 79-701 shall take possession of the office to which they have been elected upon the second Monday of ~~July~~ June, and the school year shall commence with that day.".

2. Renumber original sections 13 to 21 as sections 14 to 22; and on page 30, line 22, after the fourth comma insert "79-501".

Mr. Ziebarth offered the following amendment which was adopted: 1. Strike original section 20, and on page 30, line 24, after the comma insert "and also section 79-1702, Reissue Revised Statutes of Nebraska, 1943,".

Mr. Stahmer offered the following amendment:

Sec. 1. p. 2.
Line 4, after loyal, add just.
Line 5, after stable, add just.
Line 18, after liberty, add justice.

Mr. Stahmer requested a Call of the House. The Call showed 42 members present.

Mr. Whitney moved the Call be raised. The motion prevailed with 37 ayes, 2 nays and 10 not voting.

The Stahmer amendment was adopted with 20 ayes, 13 nays and 16 not voting.

Advaned to Enrollment & Review with 32 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 77. Laid over to the end of General File.

VISITORS

Mr. Stromer introduced his parents, Mr. and Mrs. Delbert Stromer, Hastings, Nebraska.

MEMBERS EXCUSED

Mrs. Orme asked unanimous consent to be excused at 11:30 until noon. No objections. So ordered.

Mr. Swanson asked unanimous consent to be excused at 11:00 for the balance of the morning. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 131. Standing Committee amendment found in the Legislative Journal on page 405 for the Twentieth Day was rejected with 5 ayes, 35 nays and 9 not voting.

Mr. Skarda moved to hold LB 131 until the Governor's Food Tax Credit bill is acted on by the Revenue Committee. The motion lost with 14 ayes, 26 nays and 9 not voting.

Advanced to Enrollment & Review with 25 ayes, 17 nays and 7 not voting.

MOTION–Hold LB 131 on Final Reading

Mr. Carpenter moved to hold LB 131 on final reading until its appropriation bill, if any, catches up with it and is voted on first on final reading.

The motion prevailed with 26 ayes, 14 nays and 9 not voting.

COMMITTEE MEETING

Telecommunication Committee will meet in Room 2101 at 1:00 p.m. for a short meeting today.

(Signed) Robert L. Clark, Chairman

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on February 16, 1971 at 9:45 a.m.:LB 44, LB 62 and LB 109.

(Signed) Barbara Jackson, Enrolling Clerk

STANDING COMMITTEE REPORTS

Urban Affairs

LEGISLATIVE BILL 57. Placed on General File as amended.
Standing Committee amendments to LB 57:

1. On page 2, line 5, after "city," insert "Provided, if the plan or program requires works of improvement outside of the city limits, it shall be submitted for review to the boards of the county or counties affected and to the state Department of Water Resources;".

2. On page 3, strike original section 2 and insert the following:

"Sec. 2. For carrying out the purposes and powers set forth in section 1 of this act, including payment of the cost thereof, the city may:

(1) Borrow money and issue its negotiable general obligation bonds upon such terms and conditions as the mayor and council may determine, without a vote of the electors;

(2) Levy a tax upon all taxable property in the city to pay such bonds and interest thereon and establish a sinking fund for such payment;

(3) Issue warrants to contractors and others furnishing services or materials or in satisfaction of other obligations created under section 1 of this act, such warrants to be issued in such amounts and on such terms and conditions as the mayor and council shall determine, which warrants shall be redeemed and paid upon the sale of bonds or receipt of other funds available for such purpose;

(4) Receive gifts, grants and funds from any source, including, but not limited to, state, federal or private sources;

(5) Cooperate and contract with any other government, governmental agency or political subdivison, whether state or federal, and any person or organization providing funds for the purposes covered by this act.".

3. On page 3, line 18, after "determine" insert "but before general obligation bonds are issued for the purposes of this act, the city council shall hold a public hearing after three-weeks notice published in a legal newspaper of general circulation in such city, and the referendum provisions of sections 19-638 to 19-644 shall apply to any ordinance or resolution authorizing issuance of such bonds.".

LEGISLATIVE BILL 166. Placed on General File.

(Signed) H. D. Simpson, Chairman

Judiciary

LEGISLATIVE BILL 379. Placed on General File as amended. Standing Committee amendment to LB 379:

1. Amend page 2, line 14, by striking "restitution" and inserting "judgment", and line 15 by striking "collected" and inserting "enforced by the property owner".

LEGISLATIVE BILL 380. Placed on General File.

LEGISLATIVE BILL 385. Placed on General File.

(Signed) Roland A. Luedtke, Chairman

Public Works

LEGISLATIVE BILL 112. Indefinitely postponed.

LEGISLATIVE BILL 324. Indefinitely postponed.

LEGISLATIVE BILL 192. Placed on General File as amended.
Standing Committee amendments to LB 192:

1. Amend page 2, line 18, by inserting ", primary or first" after "metropolitan".
2. Amend page 3, line 12, by inserting ", primary or first" after "metropolitan".
3. Amend page 4, line 3, by inserting", primary or first" after "metropolitan".
4. Amend page 4, line 19, by inserting", primary or first" after "metropolitan".

LEGISLATIVE BILL 265. Placed on General File.

LEGISLATIVE BILL 276. Placed on General File.

(Signed) Claire W. Holmquist, Chairman

NOTICE OF COMMITTEE HEARINGS

Education

LB 660	Tuesday, March 2, 1971	2:00 p.m.
LB 663	Tuesday, March 2, 1971	2:00 p.m.
LB 726	Tuesday, March 2, 1971	2:00 p.m.
LB 732	Tuesday, March 2, 1971	2:00 p.m.
LB 734	Wednesday, March 3, 1971	2:00 p.m.
LB 735	Wednesday, March 3, 1971	2:00 p.m.
LB 739	Wednesday, March 3, 1971	2:00 p.m.
LB 741	Wednesday, March 3, 1971	2:00 p.m.

LB 759	Monday, March 8, 1971	2:00 p.m.
LB 764	Monday, March 8, 1971	2:00 p.m.
LB 775	Monday, March 8, 1971	2:00 p.m.
LB 778	Monday, March 8, 1971	2:00 p.m.
LB 774	Tuesday, March 9, 1971	2:00 p.m.
LB 779	Tuesday, March 9, 1971	2:00 p.m.
LB 861	Tuesday, March 9, 1971	2:00 p.m.
LB 785	Wednesday, March 10, 1971	2:00 p.m.
LB 802	Wednesday, March 10, 1971	2:00 p.m.
LB 870	Wednesday, March 10, 1971	2:00 p.m.
LB 808	Monday, March 15, 1971	2:00 p.m.
LB 809	Monday, March 15, 1971	2:00 p.m.
LB 841	Monday, March 15, 1971	2:00 p.m.
LB 887	Tuesday, March 16, 1971	2:00 p.m.
LB 917	Tuesday, March 16, 1971	2:00 p.m.
LB 928	Tuesday, March 16, 1971	2:00 p.m.
LB 951	Wednesday, March 17, 1971	2:00 p.m.
LB 966	Wednesday, March 17, 1971	2:00 p.m.
LB 1002	Wednesday, March 17, 1971	2:00 p.m.
LB 967	Monday, March 22, 1971	2:00 p.m.
LB 968	Monday, March 22, 1971	2:00 p.m.
LB 969	Monday, March 22, 1971	2:00 p.m.
LB 970	Monday, March 22, 1971	2:00 p.m.
LB 971	Monday, March 22, 1971	2:00 p.m.
LB 972	Monday, March 22, 1971	2:00 p.m.
LB 973	Monday, March 22, 1971	2:00 p.m.
LB 974	Monday, March 22, 1971	2:00 p.m.
LB 976	Tuesday, March 23, 1971	2:00 p.m.
LB 977	Tuesday, March 23, 1971	2:00 p.m.
LB 989	Tuesday, March 23, 1971	2:00 p.m.
LB 996	Wednesday, March 24, 1971	2:00 p.m.
LB 997	Wednesday, March 24, 1971	2:00 p.m.
LB 998	Wednesday, March 24, 1971	2:00 p.m.

(Signed) Don Elrod, Chairman

Agriculture and Recreation

LB 585	Friday, February 26, 1971	2:00 p.m.
LB 600	Friday, February 26, 1971	2:00 p.m.

LB 692	Friday, February 26, 1971	2:00 p.m.
LB 733	Friday, February 26, 1971	2:00 p.m.
LB 836	Friday, February 26, 1971	2:00 p.m.
LB 846	Friday, February 26, 1971	2:00 p.m.

LB 804	Thursday, March 4, 1971	2:00 p.m.
LB 811	Thursday, March 4, 1971	2:00 p.m.
LB 812	Thursday, March 4, 1971	2:00 p.m.
LB 823	Thursday, March 4, 1971	2:00 p.m.
LB 824	Thursday, March 4, 1971	2:00 p.m.
LB 827	Thursday, March 4, 1971	2:00 p.m.

LB 777	Friday, March 5, 1971	2:00 p.m.
LB 807	Friday, March 5, 1971	2:00 p.m.
LB 855	Friday, March 5, 1971	2:00 p.m.
LB 864	Friday, March 5, 1971	2:00 p.m.
LB 914	Friday, March 5, 1971	2:00 p.m.
LB 934	Friday, March 5, 1971	2:00 p.m.

(Signed) Loran Schmit, Chairman

Public Health and Welfare

LB 638	Monday, March 8, 1971	2:00 p.m.
LB 639	Monday, March 8, 1971	2:00 p.m.
LB 640	Monday, March 8, 1971	2:00 p.m.
LB 786	Monday, March 8, 1971	2:00 p.m.
LB 787	Monday, March 8, 1971	2:00 p.m.

LB 679	Tuesday, March 9, 1971	2:00 p.m.
LB 690	Tuesday, March 9, 1971	2:00 p.m.
LB 753	Tuesday, March 9, 1971	2:00 p.m.
LB 772	Tuesday, March 9, 1971	2:00 p.m.

(Signed) Thomas Kennedy, Chairman

MOTION—Return LB 175 to Select File

Mr. Stromer moved to return LB 175 to Select File for consideration of the following specific amendment:

1. Amend the bill by adding a new section to be known as section 4 and to read as follows:

"Sec. 4. Whenever in this act board of education is referred to and the school that a student teacher or intern is referred to does not have a board of education, such term shall be the person or governing body that administers such school.".

Laid over.

RESOLUTIONS

LEGISLATIVE RESOLUTION 21.

Introduced by Claire W. Holmquist, 16th District; Richard F. Proud, 12th District; Irving F. Wiltse, 1st District.

WHEREAS, the State of Nebraska is involved on a daily basis in the process of collecting and disbursing large sums of money through thousands of different items of collections and deposits utilizing the banking system within the State of Nebraska; and

WHEREAS, these processes involve complicated and costly procedures for banks, including but not limited to: (1) Receiving, crediting and collecting checks, drafts and other items transferring funds;

(2) Processing these items for collection and credit;

(3) Paying warrants of the State Treasurer at par immediately at banks throughout the state; and

(4) Paying warrants in substantial sums for payrolls, investments, payroll taxes, and other obligations of the state duly appropriated by the Legislature; and

WHEREAS, it is in the best interest of all persons entitled to payment that there be available funds in state depository banks for payment of warrants when issued; and

WHEREAS, it is in the best interest of this state that idle funds be properly invested in short term securities qualifying under the provisions of state investment laws, which will require joint effort and cooperation of the State Treasurer and the State Investment Officer; and

WHEREAS, the members of the banking system in the State of Nebraska should be compensated for the services rendered on a fair and reasonable basis.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That, the Legislature appoint a committee, for the purpose of reviewing the processes of collection, paying, deposits and investments of funds of this state to determine the extent to which the banking system under present law, should be employed in the collection and disbursement of money of the State and to determine the manner and the amount of compensation to be paid to members of the banking system for services rendered.
2. That the committee shall consist of at least three members of the Banking, Commerce, and Insurance Committee of the Legislature.
3. That the committee shall make a report to the next session of the Legislature.

Laid over.

ADJOURNMENT

At 12:10 p.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Wednesday, February 17, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

TWENTY-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, February 17, 1971

Pursuant to adjournment, the Legislature met at 9:03 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Today I'm not going to pray. There are certain things every man must do for himself: blow his own nose, make his own love, and say his own prayers.
>
> I am going, therefore, to suggest two or three ideas as they come to my mind, and I'm going to pause for a few seconds in which you will do your own thinking and praying, not I.
>
> So, the first thought is this: am I conscious to the magnificent responsibility that has been given to me to share in the authority of God in making laws? For one day the Lord said to Pilate, "you would not have this power unless it were given to you from above." Do I ever think of that?
>
> And in my public relations, in my talk about the rights and liberties of the people, am I conscious of their origin? Rights and liberties of people do not come from government. If they did, the government could take them away. They do not come from the will of the majority, because the majority is only the custodian of the minorities' rights.
>
> The second paragraph of the Declaration of Independence answered the questions about the rights and origins with reference to liberties. It is the "self-evident principle" that the Creator has endowed man with certain inalienable rights—the right to life, liberty and the pursuit of happiness.

In all of my discussion, in all of my debates, am I conscious of this origin of our rights and liberties?

And finally, do I ever thank God that I am given a part in the government of the greatest nation on the face of the earth? This wonderful country of our has at one time been a sanctuary for the persecuted; and then against dictatorships it was an arsenal; now it is the greatest strength in the world, and I am a part of it! The State of Nebraska, and this country of America, are thrust somewhat into the role of Simon of Cyrene, the African who helped Christ with his cross, taking it up, and bearing it. He did not want to do it, but he could follow His Master's footsteps.

I see that America, and those of us in positions of responsibility in this State, are cast once more in this role in which providence is saying to us: in the face of the hunger, of the want, of the injustices of our time, take this cross of people in need, and bear it. So perhaps we are, in our service to the State, doing a finer work than we know.

What a magnificent destiny it is to be a lawmaker in this great country, a legislator in this pioneer State. So let us all thank God for our high privilege and great responsibility. Amen.

ROLL CALL

The roll was called and all members were present.

COMMUNICATION

A letter to Vincent Brown from Richard Stone, Secretary of State, State of Florida, relative to Federal Revenue Sharing was read.

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 362. Placed on General File.

LEGISLATIVE BILL 430. Placed on General File.

(Signed) Roland Luedtke, Chairman

Constitutional Revision

LEGISLATIVE BILL 304. Placed on General File.

LEGISLATIVE BILL 339. Placed on General File.

LEGISLATIVE BILL 340. Placed on General File.

LEGISLATIVE BILL 341. Placed on General File.

LEGISLATIVE BILL 306. Indefinitely postponed.

(Signed) George Syas, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 84. Correctly engrossed.

LEGISLATIVE BILL 85. Correctly engrossed.

LEGISLATIVE BILL 155. Correctly engrossed.

LEGISLATIVE BILL 177. Correctly engrossed.

LEGISLATIVE BILL 193. Correctly engrossed.

LEGISLATIVE BILL 244. Correctly engrossed.

LEGISLATIVE BILL 249. Correctly engrossed.

LEGISLATIVE BILL 291. Correctly engrossed.

(Signed) Duke Snyder, Chairman

MEMBER EXCUSED

Mr. Stromer asked unanimous consent to be excused from 2:00 p.m. today and all day Thursday and Friday, February 18 and 19, 1971. No objections. So ordered.

VISITORS

Mr. Kokes introduced 21 Seniors from St. Edward High School, St. Edward, Nebraska; Jim Barr, teacher; and sponsors: Mesdames Warren Miller, Chris Hiller and Don Baker.

Mr. Clark introduced Mrs. C. B. Dorwart (Lucille), Mother of the Year 1970, Sidney, Nebraska. Mrs. Dowart addressed the members briefly.

UNANIMOUS CONSENT–Withdraw LB 261

Mr. DeCamp renewed his request to withdraw LB 261 found in the Legislative Journal on page 518 For the Twenty-Sixth Day. No objections. So ordered.

MOTION–Return LB 175 to Select File

Mr. Stromer's motion to return LB 175 to Select File found in the Legislative Journal on page 527 for the Twenty-Sixth Day for consideration of the specific amendment prevailed with 41 ayes, 0 nays and 8 not voting.

SELECT FILE

LEGISLATIVE BILL 175. Mr. Stromer moved for the adoption of the specific amendment found in the Legislative Journal on page 527 for the Twenty-Sixth Day.

The motion prevailed with 39 ayes, 0 nays and 10 not voting.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 40. Enrollment and Review amendment found in the Legislative Journal on page 514 for the Twenty-Sixth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 48. Enrollment and Review amendment found in the Legislative Journal on page 514 for the Twenty-Sixth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 81. Enrollment and Review amendments found in the Legislative Journal on page 514 for the Twenty-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 97.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 129. Enrollment and Review amendments found in the Legislative Journal on page 514 for the Twenty-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 132. Enrollment and Review amendments found in the Legislative Journal on page 516 for the Twenty-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 139. Enrollment and Review amendments found in the Legislative Journal on page 516 for the Twenty-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 147. Enrollment and Review amendments found in the Legislative Journal on page 516 for the Twenty-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 148.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 150. Enrollment and Review amendments found in the Legislative Journal on page 516 for the Twenty-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 186.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 222. Enrollment and Review amendments found in the Legislative Journal on page 516 for the Twenty-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 250. Enrollment and Review amendment found in the Legislative Journal on page 517 for the Twenty-Sixth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 252. Enrollment and Review amendments found in the Legislative Journal on page 517 for the Twenty-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 271. Enrollment and Review amendment found in the Legislative Journal on page 517 for the Twenty-Sixth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 329. Enrollment and Review amendment found in the Legislative Journal on page 517 for the Twenty-Sixth Day was adopted.

Advanced to Enrollment and Review for engrossment.

PRESENTED TO THE GOVERNOR

Presented to the Governor on February 17, 1971 at 9:30 a.m. for approval: LB 63, LB 104 and LB 388.

(Signed) Barbara Jackson, Enrolling Clerk

NOTICE OF COMMITTEE HEARING

Labor

LB 478	Wednesday, March 3, 1971	2:00 p.m.

(Signed) Harold Moylan, Chairman

Constitutional Revision

LB 889	Thursday, March 4, 1971	2:00 p.m.
LB 940	Thursday, March 4, 1971	2:00 p.m.
LB 941	Thursday, March 4, 1971	2:00 p.m.
LB 990	Thursday, March 4, 1971	2:00 p.m.
LB 622	Friday, March 5, 1971	2:00 p.m.
LB 628	Friday, March 5, 1971	2:00 p.m.
LB 837	Friday, March 5, 1971	2:00 p.m.
LB 915	Friday, March 5, 1971	2:00 p.m.

(Signed) George Syas, Chairman

MOTION—Raise LB 281

Mr. Marvel moved to suspend the Rules and place LB 281 on General File without a public hearing.

The motion prevailed with 41 ayes, 0 nays and 8 not voting.

MOTION—Adopt Report of Rules Committee

Mr. Warner moved to adopt the Report of Rules Committee to amend Rule 7, Section 2, subsection (b) line 3, page 29, found in the Legislative Journal on page 518 for the Twenty-Sixth Day.

The motion prevailed with 41 ayes, 1 nay and 7 not voting.

Mr. Warner offered the following amendment to change Rule 5, Section 6, subsection (g) found in the Legislative Journal on page 518 for the Twenty-Sixth Day which was adopted:

Amend Rule 5, Section 5(a)
Except as provided in Rule 5, Section 6(g), no bill

shall be introduced after the twentieth legislative day except....

and

Amend Rule 5, Section 6(g) by adding

No vote, suspension of the rules, or unanimous consent shall be required for the introduction of an "A" bill.

Mr. Warner offered the following amendment to Rule 5, Section 6, subsection (g) found in the Legislative Journal on page 518 for the Twenty-Sixth Day which was adopted:

Insert after "shall" in line 5:

be prepared by the fiscal analyist and

Mr. Warner offered the following amendment to Rule 5, Section 6, subsection (g) found in the Legislative Journal on page 518 for the Twenty-Sixth Day which was adopted:

New sentence after 5-6g-21:

No bill shall be advanced from Select File unless the "A" bill, if required, carries the necessary appropriations required by the bill.

The amendments to Rule 5 were adopted with 40 ayes, 0 nays and 9 not voting.

UNANIMOUS CONSENT–Withdraw LB 652

Mr. DeCamp asked unanimous consent to withdraw LB 652 because it is a duplicate of another bill. Laid over.

MOTION–Raise LB 279

Mr. Goodrich renewed his motion to place LB 279 on General File notwithstanding the action of the Public Health and Welfare Committee found on page 518 for the Twenty-Sixth Day in the Legislative Journal.

Mr. Skarda moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 35 ayes, 6 nays and 8 not voting.

Mr. Goodrich's motion to place LB 279 on General File notwithstanding the action of the committee prevailed with 33 ayes, 11 nays and 5 not voting.

MEMBER EXCUSED

Mr. F. Carstens asked unanimous consent to be excused Friday morning, February 19, 1971. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 178. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 240 for the 14th Day were adopted with 37 ayes, 0 nays and 12 not voting.

Advanced to Enrollment & Review with 37 ayes, 6 nays and 6 not voting.

APPROPRIATION BILL

The following bill was read for the first time by title:

LEGISLATIVE BILL 178A. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT to appropriate one hundred eighty-nine thousand four hundred ninety-six dollars from the state General Fund for the period of July 1, 1971 to June 30, 1972, to the State Department of Education for Program 272 to aid in carrying out the provisions of Legislative Bill 178, Eighty-second Legislature, First Session; and to declare an emergency.

Mr. Simpson moved to advance LB 178A to Enrollment and Review for review.

The motion prevailed with 32 ayes, 7 nays and 10 not voting.

VISITORS

Mr. Skarda introduced 175 members of the Democratic Club from Cass, Douglas, Sarpy, Burt and Washington Counties, Nebraska.

SELECT FILE

LEGISLATIVE BILL 179. Title read.

Standing Committee amendment found in the Legislative Journal on page 240 for the Fourteenth Day was adopted.

Advanced to Enrollment & Review with 29 ayes, 7 nays and 13 not voting.

APPROPRIATION BILL

The following bill was read for the first time by title:

LEGISLATIVE BILL 179A. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT to appropriate one million six hundred fifty-two thousand eight hundred thirty-nine dollars from the state General Fund for the period of July 1, 1971 to June 30, 1972, to the State Department of Education for Program 272 to aid in carrying out the provisions of Legislative Bill 179, Eighty-second Legislature, First Session; and to declare an emergency.

Mr. Simpson moved to advance LB 179A to Enrollment and Review for review.

The motion prevailed with 25 ayes, 8 nays and 16 not voting.

MOTION–Raise LB 110

Mr. Barnett moved to suspend the rules and consider his motion to place LB 110 on General File notwithstanding action of the committee.

The motion to suspend the rules prevailed with 30 ayes, 10 nays and 9 not voting.

Mr. Barnett moved to place 110 on General File notwithstanding action of the committee.

Mr. Skarda moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 35 ayes, 9 nays and 5 not voting.

The motion to place LB 110 on General File notwithstanding the committee action prevailed with 32 ayes, 12 nays and 5 not voting.

NOTICE OF COMMITTEE HEARINGS

Revenue

LB 519	Monday, March 1, 1971	2:00 p.m.
LB 526	Monday, March 1, 1971	2:00 p.m.
LB 703	Monday, March 1, 1971	2:00 p.m.
LB 694	Tuesday, March 2, 1971	2:00 p.m.
LB 844	Tuesday, March 2, 1971	2:00 p.m.
LB 482	Wednesday, March 3, 1971	2:00 p.m.
LB 593	Wednesday, March 3, 1971	2:00 p.m.
LB 715	Wednesday, March 3, 1971	2:00 p.m.
LB 723	Wednesday, March 3, 1971	2:00 p.m.
LB 256	Monday, March 8, 1971	2:00 p.m.
LB 573	Monday, March 8, 1971	2:00 p.m.
LB 707	Tuesday, March 9, 1971	2:00 p.m.
LB 716	Tuesday, March 9, 1971	2:00 p.m.
LB 719	Tuesday, March 9, 1971	2:00 p.m.
LB 67	Wednesday, March 10, 1971	2:00 p.m.
LB 111	Wednesday, March 10, 1971	2:00 p.m.
LB 205	Wednesday, March 10, 1971	2:00 p.m.

LB 66	Monday, March 15, 1971	2:00 p.m.
LB 312	Monday, March 15, 1971	2:00 p.m.
LB 313	Monday, March 15, 1971	2:00 p.m.
LB 551	Monday, March 15, 1971	2:00 p.m.
LB 567	Tuesday, March 16, 1971	2:00 p.m.
LB 736	Tuesday, March 16, 1971	2:00 p.m.
LB 925	Tuesday, March 16, 1971	2:00 p.m.
LB 944	Tuesday, March 16, 1971	2:00 p.m.
LB 945	Tuesday, March 16, 1971	2:00 p.m.
LB 681	Wednesday, March 17, 1971	2:00 p.m.
LB 737	Wednesday, March 17, 1971	2:00 p.m.
LB 770	Monday, March 22, 1971	2:00 p.m.
LB 776	Monday, March 22, 1971	2:00 p.m.
LB 780	Monday, March 22, 1971	2:00 p.m.
LB 930	Monday, March 22, 1971	2:00 p.m.
LB 817	Tuesday, March 23, 1971	2:00 p.m.
LB 960	Tuesday, March 23, 1971	2:00 p.m.
LB 986	Tuesday, March 23, 1971	2:00 p.m.
LB 825	Wednesday, March 24, 1971	2:00 p.m.
LB 845	Wednesday, March 24, 1971	2:00 p.m.
LB 852	Wednesday, March 24, 1971	2:00 p.m.

(Signed) Rudolf C. Kokes, Chairman

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 309. Placed on General File as amended.
Standing Committee amendment to LB 309:

1. Amend page 2 of the bill line 5 by striking "may" and reinstating "shall", and line 9 by inserting "may be attended by" after "and"

LEGISLATIVE BILL 203. Indefinitely postponed.

(Signed) Rudolf C. Kokes, Chairman

Public Works

LEGISLATIVE BILL 308. Placed on General File.

LEGISLATIVE BILL 310. Placed on General File.

LEGISLATIVE BILL 328. Placed on General File as amended.
Standing Committee amendment to LB 328:

On page 2, line 10 insert "When an owner of such facilities located on private right-of-way is required to move the same, it shall be at the expense of the county or township." following "anchors.".

LEGISLATIVE BILL 346. Placed on General File.

LEGISLATIVE BILL 353. Indefinitely postponed.

(Signed) Claire W. Holmquist, Chairman

REFERENCE COMMITTEE REPORT

The Reference Committee asks unanimous consent to re-refer LB 667 from Revenue Committee to Retirement Committee and to cancel the hearing before Revenue Committee set for February 23, 1971.

The Reference Committee and Executive Board will meet today at 1:15 p.m. in room 2017.

(Signed) William F. Swanson, Chairman

ADJOURNMENT

At 11:56 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Thursday, February 18, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

TWENTY-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, February 18, 1971

Pursuant to adjournment, the Legislature met at 9:03 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Eternal Father of our souls, grant to the members and officers of this body a sacred moment of quiet ere they take up the duties of the day. Turn their thoughts to Thee, and open their hearts to Thy spirit, that they may have wisdom in their decisions, understanding in their thinking, love in their attitudes, and mercy in their judgments. Let them not think, when this prayer is said, that their dependence upon Thee is over, and forget Thy counsels for the rest of the day. Rather, from these moments of heart searching may there come such a sweetness of disposition that all may know Thou art in this place. From this holy interlude may there flow light and joy and power that will remain with them until night shall bring Thy whispered benediction: well done, good and faithful servant. So help us all this day, through Jesus Christ our Lord. Amen.

ROLL CALL

The roll was called and all members were present except Mr. Stromer who was excused.

MEMBERS EXCUSED

Mr. Kremer asked unanimous consent to be excused at 9:45 a.m. for the rest of the day. No objections. So ordered.

Mr. Proud asked unanimous consent to be excused at 11:00 a.m. for the rest of the day. No objections. So ordered.

INVITATION

The Clerk read an invitation to the members to attend the state high school wrestling tournament at the University of Nebraska, Friday and Saturday, February 19-20.

MESSAGE FROM THE GOVERNOR

February 15, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills No. 38, 45, 80, 83, 103, 134, 138 and 163. These bills were signed by me on February 13, 1971 and delivered to the Secretary of State.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw

REFERENCE COMMITTEE REPORT

LB	Committee
1003	Government and Military Affairs

(Signed) William F. Swanson, Chairman

NOTICE OF COMMITTEE HEARINGS

Government and Military Affairs

LB 964	Thursday, March 4, 1971	2:00 p.m.
LB 999	Thursday, March 4, 1971	2:00 p.m.

(Signed) Terry Carpenter, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 147. Replaced on Select File as amended.
Enrollment and Review amendment to LB 147:

1. In standing committee amendment 2, line 3, strike the first comma.

LEGISLATIVE BILL 148. Replaced on Select File as amended.
Enrollment and Review amendment to LB 148:

1. On page 2, line 23, insert an underscored period after "character" and strike the period and show the same as stricken.

LEGISLATIVE BILL 191. Replaced on Select File as amended.
Enrollment and Review amendments to LB 191:

1. On page 2, strike the period in line 11.
2. In the Waldron amendment, line 2, strike " 'made' " and insert "the period"; in line 3, insert "and show the same as stricken" before the period; and in line 12, strike the first "of" and insert "from".
3. Add a new section to read:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

4. In the title, line 5, strike "and"; and in line 5, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 51. Replaced on Select File as amended.
Enrollment and Review amendments to LB 51:

1. In the Ziebarth amendment, strike lines 3 to 11 and insert:

"79-1270. Provisions shall be made by the proper local school authorities for instructing the pupils in all schools ~~supported by public money, or under state control, in health education with special reference to the effects of alcoholic drinks and other stimulants and narcotics upon the human system~~ in a comprehensive health education program which shall include instruction as to the physiological, psychological, and sociological aspects of drug use, misuse, and abuse. Drugs are defined as any and all biologically active substances used in the treatment of illnesses, or for recreation or pleasure. Special emphasis shall be placed upon the commonly abused drugs of: tobacco, alcohol, marijuana, hallucinogenics, amphetamines, barbiturates, and narcotics.

2. In the Ziebarth amendment, lines 12, 19, and 23, strike "Section" and insert "Sec."; in line 13, strike "would" and

insert "may"; in line 14 strike "would" and insert "shall"; at the end of line 15 insert "requesting such materials and"; in line 17, strike "(c), sub-" and strike line 18 and insert "(5)(c) of section 79-328."; in line 20 strike "bill" and insert "act"; in line 20, strike the second "of" and insert "from"; and in line 22 strike "enforced" and insert "taken".

3. In the title, strike lines 4 and 5 and insert "schools; to provide for a health education program in all schools as prescribed; to provide duties; to provide sanctions;".

LEGISLATIVE BILL 52. Placed on Select File as amended.
Enrollment and Review amendment to LB 52:

1. On page 2, line 6, strike "shall"; in line 7, insert an underscored period after "lands"; and in line 12, strike the period and show the same as stricken.

LEGISLATIVE BILL 126. Placed on Select File as amended.
Enrollment and Review amendments to LB 126:

1. Strike the quotation marks at the end of line 6 of section 1 as amended; and in line 17b reinstate "The".

2. To harmonize the Whitney amendments, in section 1 as amended, line 1, strike "general" and insert "primary"; and in line 2, strike "November" and insert "May".

3. In the title, line 6, insert "to correct provisions;" after the semicolon; in line 8 strike "general" and insert "primary"; and in line 9, strike "November" and insert "May".

LEGISLATIVE BILL 130. Placed on Select File as amended.
Enrollment and Review amendment to LB 130:

1. In the title, strike lines 2 to 4 and insert:

"FOR AN ACT to repeal sections 68-215, 68-215.01, 68-215.02, 68-215.03, 68-215.05, 68-215.07, 68-215.10, 68-215.11, 68-215.12, and 68-215.13, Reissue Revised Statutes of Nebraska, 1943, and sections 68-215.06 and 68-215.08, Revised Statutes Supplement, 1969; and to release liens.".

LEGISLATIVE BILL 131. Placed on Select File as amended.
Enrollment and Review amendment to LB 131:

1. On page 3, line 25, strike "section 77-2703" and insert "the provisions of sections 77-2703 and 77-2715.01".

LEGISLATIVE BILL 292. Placed on Select File as amended.
Enrollment and Review amendments to LB 292:

(Note: Because of a discrepancy between the two, page numbers in these amendments refer to the bill as introduced rather than as printed.)

1. Insert an underscored comma at the end of each line of the Stahmer amendment.

2. On page 3, line 7, strike the period and insert "~~.~~;"; and in line 10 strike the period and insert "~~.~~; and".

3. On page 4, line 1, strike the period and insert "~~.~~;"; and in line 4 strike the period and insert "~~.~~; and".

4. On page 12, line 3, insert an underscored period after "people"; and in line 12 strike the period and show the same as stricken.

5. On page 22, line 20, insert an underscored period after "school: and in line 22 strike the period and show the same as stricken.

6. On page 27, line 12, insert an underscored period after "purposes"; and in line 18 strike the period and show the same as stricken.

7. Because of the passage of LB 27, strike renumbered section 20.

8. Renumber original section 21 as section 20.

9. On page 29, line 20, strike "79-1247.13, and 79-1702," and insert "and 79-1247.13,"; insert "and" at the end of line 22; and in line 23, strike "and 79-1445.15,".

10. In the title, lines 4 and 5, strike "79-1247.13, and 79-1702," and insert "and 79-1247.13,"; at the end of line 7 insert "and"; in line 8 strike "and 79-1445.15,"; in line 13 insert "to change the time for meetings and taking office;" after the semicolon; and in line 14 insert ", and also section 79-1702, Reissue Revised Statutes of Nebraska, 1943" after "sections".

(Signed) Duke Snyder, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 36.

A BILL FOR AN ACT to amend sections 49-509, 49-803, 50-310, and 50-314, Reissue Revised Statutes of Nebraska, 1943, and section 49-617, Revised Statutes Supplement, 1969, relating to the Legislature; to provide the sale price of session laws and journal of the Legislature; to provide the manner of citing statutes; to change the number of statutes to be distributed; to prescribe the manner of approving the form of application and statements of lobbyists; to change the manner of preserving statutes and journals of the Legislature; and to repeal the original sections, and also section 84-506, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Burbach Carpenter Carsten Carstens Chambers
Clark Craft DeCamp Duis Elrod
Goodrich Hasebroock Holmquist Johnson Kennedy
Keyes Klaver Kokes Kremer Lewis
Luedtke Mahoney Maresh Marvel Morgan
Moylan Nore Orme Proud Savage
Schmit Skarda Stahmer Stull Swanson
Syas Waldo Waldron Wallwey Warner
Whitney Wiltse Ziebarth

Voting in the negative, 4:

Barnett Epke Simpson Snyder

Not voting, 2:

Kime Stromer

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 69.

A BILL FOR AN ACT to amend sections 77-1226.01 and 77-1227, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to change the conditions for listing and inspection of personal property stored in warehouses as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Duis
Elrod Epke Goodrich Hasebroock Holmquist
Johnson Kennedy Kime Klaver Kokes
Kremer Lewis Luedtke Mahoney Maresh
Morgan Moylan Nore Orme Proud
Savage Schmit Simpson Skarda Snyder
Stull Swanson Syas Waldo Waldron
Wallwey Warner Whitney Wiltse Ziebarth

Voting in the negative, 1:

Keyes

Not voting, 3:

Marvel
Stahmer
Stromer

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 92.

A BILL FOR AN ACT to repeal section 23-363, Reissue Revised Statutes of Nebraska, 1943, relating to Indians.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 3:

Burbach
Nore
Stull

Not voting, 1:

Stromer

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 128.

A BILL FOR AN ACT to amend section 25-2209, Reissue Revised Statutes of Nebraska, 1943, and section 24-337.02, Revised Statutes Supplement, 1969, relating to courts; to provide for microfilming of records and journals as prescribed; to eliminate a restriction; to provide standards; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett
Burbach
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
Decamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Lewis
Luedtke
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Kremer
Mahoney
Stromer

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 135.

A BILL FOR AN ACT to amend section 23-131, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to provide for delivery of warrants to officers and employees of the county without waiting for time for appeal except as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Barnett
Burbach
Carsten
Carstens
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Luedtke
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stull
Swanson
Syas
Waldo
Waldron
Warner
Whitney
Wiltse

Voting in the negative, 4:

Epke Lewis Wallwey Ziebarth

Not voting, 5:

Carpenter Kime Kremer Mahoney Stromer

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 187.

A BILL FOR AN ACT to repeal section 29-114, Revised Statutes Supplement, 1969, relating to criminal procedure.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Duis
Elrod Epke Goodrich Hasebroock Holmquist
Johnson Keyes Kime Klaver Lewis
Luedtke Mahoney Maresh Marvel Morgan
Moylan Nore Orme Proud Savage
Schmit Simpson Skarda Snyder Stahmer
Swanson Waldron Warner Wiltse Ziebarth

Voting in the negative, 5:

Kennedy Stull Syas Wallwey Whitney

Not voting, 4:

Kokes Kremer Stromer Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 210.

A BILL FOR AN ACT to amend sections 79-202 and 79-207, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to conform a provision on attendance to other legislation; to change procedures for filing attendance reports; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Duis
Elrod Epke Goodrich Hasebroock Holmquist
Johnson Kennedy Keyes Kime Klaver
Kokes Lewis Luedtke Mahoney Maresh
Marvel Morgan Moylan Nore Orme
Proud Savage Schmit Simpson Skarda
Snyder Stahmer Stull Swanson Syas
Waldo Waldron Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 2:

Kremer Stromer

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 212.

A BILL FOR AN ACT to amend section 79-105 and 79-106, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide additional standards and authority for reclassification of school districts; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Duis
Elrod Epke Goodrich Hasebroock Holmquist
Johnson Kennedy Keyes Klaver Kokes
Lewis Luedtke Maresh Marvel Morgan
Moylan Nore Orme Proud Savage
Schmit Simpson Skarda Snyder Stahmer
Stull Swanson Syas Waldo Waldron
Wallwey Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 4:

Kime Kremer Mahoney Stromer

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 213.

A BILL FOR AN ACT to repeal sections 79-468, 79-472 to 79-477, 79-4, 144, and 79-1401 to 79-1408, Reissue Revised Statutes of Nebraska, 1943, relating to schools.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Duis
Elrod Epke Goodrich Holmquist Johnson
Keyes Klaver Kokes Lewis Luedtke
Maresh Marvel Morgan Moylan Nore
Orme Proud Savage Schmit Simpson
Snyder Stahmer Stull Swanson Syas
Waldo Waldron Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 7:

Hasebroock Kennedy Kime Kremer Mahoney
Skarda Stromer

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 214.

A BILL FOR AN ACT to amend section 79-466, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide that no member of a board of education shall be employed as a teacher in the district in which he resides; to provide an exception; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett
Burbach
Carpenter
Carsten
Carstens
Chambers
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Lewis
Luedtke
Maresh
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Clark
Hasebroock
Kremer
Mahoney
Marvel
Stromer

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 215.

A BILL FOR AN ACT to amend section 79-491, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide for contents of claims for transportation allowances and to specify where claims are to be filed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett
Burbach
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Lewis
Luedtke
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Hasebroock	Kime	Kremer	Mahoney	Stromer

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 216.

A BILL FOR AN ACT to repeal sections 79-1263 to 79-1266, Reissue Revised Statutes of Nebraska, 1943, relating to schools.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Holmquist	Johnson	Kennedy
Keyes	Klaver	Kokes	Lewis	Luedtke
Maresh	Marvel	Morgan	Moylan	Nore
Orme	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stull	Swanson
Syas	Waldo	Waldron	Wallwey	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 6:

Clark	Hasebroock	Kime	Kremer	Mahoney
Stromer				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 218.

A BILL FOR AN ACT relating to schools; to require the display of the flags of the United States and of the State of Nebraska, as prescribed; and to repeal sections 79-4,128 to 79-4,132, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft DeCamp Duis Elrod
Epke Goodrich Holmquist Johnson Kennedy
Keyes Klaver Kokes Lewis Luedtke
Maresh Marvel Morgan Moylan Nore
Orme Proud Savage Schmit Simpson
Skarda Snyder Stahmer Stull Swanson
Syas Waldo Waldron Wallwey Warner
Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 6:

Chambers Hasebroock Kime Kremer Mahoney
Stromer

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 219.

A BILL FOR AN ACT to amend sections 79-411 and 79-412, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to change the manner of giving notice for formation of new districts; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Duis
Elrod Epke Goodrich Hasebroock Holmquist
Johnson Keyes Klaver Kokes Lewis
Luedtke Maresh Marvel Morgan Moylan
Nore Orme Proud Savage Schmit
Simpson Skarda Snyder Stahmer Stull
Swanson Syas Waldron Wallwey Warner
Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 6:

Kennedy Kime Kremer Mahoney Stromer
Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 220. With emergency.

A BILL FOR AN ACT to amend section 79-321, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide that the Deputy Commissioner of Education shall perform the duties of the Commissioner of Education as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with emergency clause attached?' "

Voting in the affirmative, 45:

Barnett
Burbach
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Lewis
Luedtke
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0

Not voting, 4:

DeCamp
Kremer
Mahoney
Stromer

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 93. Correctly engrossed.

LEGISLATIVE BILL 96. Correctly engrossed.

LEGISLATIVE BILL 99. Correctly engrossed.

LEGISLATIVE BILL 107. Correctly engrossed.

LEGISLATIVE BILL 114. Correctly engrossed.

LEGISLATIVE BILL 227. Correctly engrossed.

LEGISLATIVE BILL 243. Correctly engrossed.

LEGISLATIVE BILL 253. Correctly engrossed.

LEGISLATIVE BILL 254. Correctly engrossed.

LEGISLATIVE BILL 299. Correctly engrossed.

(Signed) Duke Snyder, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 22.

Introduced by Terry Carpenter, 48th District; Robert L. Clark, 47th District; Leslie A. Stull, 49th District.

WHEREAS, President Nixon has proposed to Congress a plan for sharing Federal revenues with the state and local governments, which plan calls for the allocation of 5 billion dollars for this purpose in fiscal year 1972; and

WHEREAS, figures released by the United States Treasury Department indicate that Nebraska's share of this allocation would be approximately $39 million; and

WHEREAS, present indications are that opposition to this proposed revenue-sharing plan in the House Ways and Means Committee and elsewhere in Congress will jeopardize the chances of its passage during the present session; and

Whereas, some members of Congress, including some of the principal opponents to the revenue-sharing proposal, have expressed interest in the Federal government assuming the total costs of the welfare programs; and

WHEREAS, many of the states, including Nebraska, face imminent financial crises because of the mounting costs of these welfare programs; and

WHEREAS, the financial relief to Nebraska resulting from the Federal government's assumption of all welfare costs would nearly approximate its proposed benefits under the revenue-sharing proposal.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Congress proceed to give constructive consideration immediately to a plan for the Federal government to assume all the costs of the various welfare programs, and that positive action be taken in this direction as soon as possible.
2. That the members of the Nebraska congressional delegation be urged to support such a proposal and do all in their power to enact it into law at the earliest possible time.

Laid over.

LEGISLATIVE RESOLUTION 21.

Mr. Holmquist asked unanimous consent to refer LR 21 found in the Legislative Journal on page 528 for the Twenty-Sixth Day, to the Executive Board. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 98.

Mr. Whitney asked unanimous consent to unbracket LB 98. No objections. So ordered.

Mr. Whitney offered the following amendment which was adopted:

1. Amend the Orme amendment adopted February 9, 1971, section 7 line 26 by striking "or"; line 30 by striking the period and inserting "; or"; and after line 30 insert the following:

"(4) Any person from seeking advice or help of any other person in planning, planting, or maintaining the planting, or conservation work on any property he owns or controls or from doing such things himself.".

Advanced to Enrollment and Review for engrossment.

NOTICE OF COMMITTEE HEARINGS

Nebraska Retirement Systems Committee
Room 2102

LB 269	Friday, February 26, 1971	1:00 p.m.
LB 453	Friday, February 26, 1971	1:00 p.m.
LB 475	Friday, February 26, 1971	1:00 p.m.
LB 476	Friday, February 26, 1971	1:00 p.m.

(Signed) Claire W. Holmquist, Chairman

UNANIMOUS CONSENT—Withdraw LB 652

Mr. DeCamp renewed his request to withdraw LB 652 found in the Legislative Journal on page 535 for the Twenty-Seventh Day. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 281. Title read. Explained.

Mr. Carpenter offered the following amendment which was adopted:

1. Amend page 2 of the bill line 5 by inserting "to the State Building Commission" after "appropriated";

Mr. Carpenter offered the following amendment which was adopted:
Section 1, line 6: After "State" insert "Office"
Amend title to conform.

Mr. Carpenter asked unanimous consent to expedite LB 281. No objections. So ordered.

Advanced to Enrollment & Review with 39 ayes, 0 nays and 10 not voting.

LEGISLATIVE BILL 74. Title read. Explained.

Mr. Carpenter offered the following amendment:
Amend Carpenter amendment No. 3 after "one half" insert the following "on the basis of one dollar for each two dollars it receives".

Mr. Burbach asked unanimous consent to lay over LB 74 and amendments until a copy integrating the committee amendments and the Carpenter amendment into the original bill are distributed. No objections. So ordered.

LEGISLATIVE BILL 165. Title read. Explained.

Advanced to Enrollment & Review with 32 ayes, 0 nays and 17 not voting.

UNANIMOUS CONSENT–Bracket LB 316

Mr. Proud asked unanimous consent to bracket LB 316 until LB 412, which is now in committee, reaches consideration on general file. One bill is dependent on the other. No objections. So ordered.

LEGISLATIVE BILL 184. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 446 for the Twenty-Second Day was adopted.

Advanced to Enrollment & Review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 251. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 446 for the Twenty-Second Day was adopted.

Advanced to Enrollment & Review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 274. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 446 for the Twenty-Second Day was adopted.

Mr. Chambers moved to indefinitely postpone LB 274. The motion lost with 2 ayes, 25 nays and 22 not voting.

Mr. Wallwey offered the following amendment:
Sec. 1. Strike lines 10 through 21 inclusive.

The motion lost with 7 ayes, 22 nays and 20 not voting.

Advanced to Enrollment & Review with 33 ayes, 3 nays and 13 not voting.

STANDING COMMITTEE REPORTS

Public Health and Welfare

LEGISLATIVE BILL 268. Placed on General File.

LEGISLATIVE BILL 419. Placed on General File as amended.
Standing Committee amendment to LB 419:
1. Amend page 2 of the bill, line 16, by inserting "patient" after "and".

(Signed) Thomas C. Kennedy, Chairman

Urban Affairs

LEGISLATIVE BILL 208. Placed on General File as amended.
Standing Committee amendment to LB 208:
1. Strike original section 1 and insert the following:

"Section 1. That Section 85-133, Reissue Revised Statutes of Nebraska, 1943, and Sections 85-196, 85-197, 85-198, and 85-199, Revised Statutes Supplement, 1969, are repealed."

"Section 2. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

(Signed) H. D. Simpson, Chairman

Revenue

LEGISLATIVE BILL 367. Placed on General File.

LEGISLATIVE BILL 493. Placed on General File as amended.
Standing Committee amendment to LB 493:
1. Amend page 3 of the bill line 20 by striking "three" and inserting "two".

LEGISLATIVE BILL 479. Indefinitely postponed.

LEGISLATIVE BILL 516. Indefinitely postponed.

(Signed) Rudolf C. Kokes, Chairman

NOTICE OF COMMITTEE HEARING

Public Health and Welfare

LB 931	Monday, March 8, 1971	2:00 p.m.

(Signed) Thomas C. Kennedy, Chairman

SELECT FILE REPORT

Enrollment and Review

LEGISLATIVE BILL 281. Placed on Select File as amended.
Enrollment and Review amendments to LB 281:

1. On page 2, line 2, strike "obtaining" and insert "obtain"; in line 12, strike "fund" and insert "funds"; in line 13, strike "sum" and insert "sums"; and at the end of line 15, insert "Office".
2. In the title, line 4, insert "Office" after "State"; and in line 9, strike "obtain" and insert "obtaining".

(Signed) Duke Snyder, Chairman

SELECT FILE

LEGISLATIVE BILL 281. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

ADJOURNMENT

At 12:01 p.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Friday, February 19, 1971.

Vincent D. Brown
Clerk of the Legislature

TWENTY-NINTH DAY—FEBRUARY 19, 1971

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

TWENTY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, February 19, 1971

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> O God, our Father, in these days when men freely judge and condemn each other, remind us all of the great judgment before which we must someday appear.
>
> Thou knowest whether we have been voices or merely echoes, whether we have done thy will or our own, or worst still, have done neither.
>
> Teach us, O Lord, that only Thy "well done" will afford peace and everlasting happiness.
>
> May we strive for that rather than the approval of men, which is but for a little while. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Simpson, Stromer and F. Carstens who were excused and Mr. Goodrich who was excused until 9:30 a.m.

COMMITTEE MEETING

Mr. Syas asked unanimous consent to use the Chamber for Constitutional Revision Committee meeting. No objections. So ordered.

REPORT OF REGISTERED LOBBYISTS

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of those lobbyists who registered during the period February 12, 1971, through February 18, 1971, inclusive.

Further lists will be submitted on the last legislative day of each calendar week, listing additional lobbyists who have registered during that week, until all registrations are completed.

Vincent D. Brown
Clerk of the Legislature

Bloom, Bill I. - Omaha, Omaha Police Union, Int. Brotherhood of Police Officers
Brandt, Henry F. - Lincoln, Nebraska State Board of Agriculture
Cannalte, Donald C. - Denver, Colorado, United Airlines
Carlson, V. A. - Denver, Colorado, Frontier Airlines
Doyle, John R. - Lincoln, Nebraska Equipment Distributers Association
Edwards, Joseph R. - Lincoln, Republican Party of Nebraska
Fraizer, Ted J. - Lincoln, American Reciprocal Insurance Association
Gerhardt, Edward H. - Aurora, Colorado, Frontier Airlines
Herman, Dale G. - Omaha, Nebraska Motor Carriers
Huff, Charles P. - Lincoln, Nebraska Motel Association
Hyslop, Danny L. - Omaha, Housing Authority of the City of Omaha
Kuester, William D. - Lincoln, Lincoln Heating and Air Conditioning Association
Marti, Don L. - Lincoln, The Sperry and Hutchinson Company
McGuire, Donald F. - Chicago, Illinois, Eastern Airlines, Inc.
Rall, Frank - Lincoln, Nebraska State Schools Boards Association
Rall, Frank - Lincoln, Nebraska Wholesale Suppliers Association
Riekes, Steven J. - Omaha, Housing Authority of the City of Omaha
Ryan, James E. - Lincoln, Committee for Constitutional Amendment No. 10
Tews and Noren (David D. Tews) - Lincoln, Nebraska Limestone Association
Whitthoff, Earl J. - Lincoln, Arthur A. Whitworth

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 545	Monday, March 8, 1971	2:00 p.m.
LB 547	Monday, March 8, 1971	2:00 p.m.
LB 576	Monday, March 8, 1971	2:00 p.m.
LB 577	Monday, March 8, 1971	2:00 p.m.
LB 578	Monday, March 8, 1971	2:00 p.m.

LB 579	Monday, March 8, 1971	2:00 p.m.
LB 580	Monday, March 8, 1971	2:00 p.m.
LB 648	Monday, March 8, 1971	2:00 p.m.
LB 743	Monday, March 8, 1971	2:00 p.m.
LB 795	Monday, March 8, 1971	2:00 p.m.
LB 595	Tuesday, March 9, 1971	2:00 p.m.
LB 629	Tuesday, March 9, 1971	2:00 p.m.
LB 645	Tuesday, March 9, 1971	2:00 p.m.
LB 646	Tuesday, March 9, 1971	2:00 p.m.
LB 653	Tuesday, March 9, 1971	2:00 p.m.
LB 708	Tuesday, March 9, 1971	2:00 p.m.
LB 728	Tuesday, March 16, 1971	2:00 p.m.
LB 729	Tuesday, March 16, 1971	2:00 p.m.
LB 820	Tuesday, March 16, 1971	2:00 p.m.
LB 834	Tuesday, March 16, 1971	2:00 p.m.
LB 860	Tuesday, March 16, 1971	2:00 p.m.
LB 923	Tuesday, March 16, 1971	2:00 p.m.

(Signed) Roland Luedtke, Chairman

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 491. Placed on General File as amended.
Standing Committee amendment to LB 491:

1. On page 9 line 13 after "include" insert ",but is not limited to,".

LEGISLATIVE BILL 527. Placed on General File.

LEGISLATIVE BILL 606. Placed on General File.

LEGISLATIVE BILL 608. Indefinitely postponed.

(Signed) Rudolf C. Kokes, Chairman

Judiciary

LEGISLATIVE BILL 412. Placed on General File as amended.
Standing Committee amendments to LB 412:

1. Amend line 21, page 2, by striking "this" and inserting "his".
2. Add a new section 2 to read as follows:

"Section 2. In the event the district court shall designate an official pre-trial release agency, an order designating such agency shall be filed with the clerk of each district court in such district, and shall affect all courts within such district. The order shall set out the name of the agency, its sponsoring agencies, if any, and the terms and conditions under which such agency shall operate. Such order shall be binding on any municipal court located within such district insofar as it may affect prisoners charged with felonies; however, a municipal court may designate a pre-trial release agency and establish terms and conditions under which it shall operate with reference to any prisoner charged with a misdemeanor or violation of city ordinance, and such designation shall be an exception to the district court designation of a pre-trial release agency.".

LEGISLATIVE BILL 421. Placed on General File.

LEGISLATIVE BILL 436. Placed on General File as amended.
Standing Committee amendments to LB 436:

1. Amend the bill by adding a new section 2 to read as follows:

"Sec. 2. That section 29-1203, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

29-1203. If any person indicted for any offense, who has given bail for his appearance, shall not be brought to trial before ~~the end of the third term of the court~~ six months in which the cause is pending, held after such indictment is found, he shall be entitled to be discharged, so far as relates to such offense, unless the delay shall happen on his application, or be occasioned by the want of time to try such cause ~~at such third term~~ within six months.".

2. Strike original section 2 and insert the following:

"Sec. 3. That original sections 29-1202 and 29-1203, Reissue Revised Statutes of Nebraska, 1943, are repealed.".

LEGISLATIVE BILL 418. Indefinitely postponed.

(Signed) Roland Luedtke, Chairman

Public Works

LEGISLATIVE BILL 331. Placed on General File as amended.
Standing Committee amendment to LB 331:

1. On page 2, line 7 after "markers" insert ",traffic control or surveillance devices"; page 2, line 11 delete "two" and insert "one" and strike "fifty"; page 2, line 18

before the word "placed" insert ", traffic control or traffic surveillance device"; page 2, line 22 after "sign" insert "or device"; page 2, line 27 strike "two" and insert "one". and strike "fifty"; on page 3, line 4 after "sign" insert ", traffic control or traffic surveillance device"; and on page 3 strike lines 6 to 10.

LEGISLATIVE BILL 371. Placed on General File.

LEGISLATIVE BILL 396. Placed on General File as amended. Standing Committee amendments to LB 396:

1. In section 1, strike beginning with the comma on page 3, line 26, through "vehicle" on page 4, line 2, and show as stricken.
2. On page 6, line 23, strike the first "less" and insert "not more", and strike the second "less" and insert "not more".
3. On page 6, line 25, strike "fifty-five hundred" and insert "six thousand".
4. On page 7, line 20, strike "Outside" and insert "Temporary outside".

LEGISLATIVE BILL 413. Placed on General File as amended. Standing Committee amendments to LB 413:

1. On page 2, line 25 strike "other written statement from" and insert "written agreement between the lessee and".
2. On page 3, line 5 strike "statements" and insert "agreement with such lessees".
3. Amend page 11 by adding a new section to be known as section 14 and to read as follows:

   "Sec. 14. If any section in this act or any part of any section shall be declared invalid or unconstitutional, such declaration of invalidity shall not affect the validity of the remaining portions thereof.".
4. Renumber original section 14 as section 15.

LEGISLATIVE BILL 364. Indefinitely postponed.

LEGISLATIVE BILL 370. Indefinitely postponed.

LEGISLATIVE BILL 428. Indefinitely postponed.

LEGISLATIVE BILL 429. Indefinitely postponed.

(Signed) Claire W. Holmquist, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 222. Replaced on Select File as amended. Enrollment and Review amendment to LB 222:

1. In line 2 of E & R amendment 3 strike "16" and insert "6".

LEGISLATIVE BILL 252. Replaced on Select File as amended: Enrollment and Review amendment to LB 252:

1. On page 3, line 4, insert an underscored comma after "Court" and strike the comma after "~~court~~" and show the same as stricken.

LEGISLATIVE BILL 211. Placed on Select File as amended. Enrollment and Review amendments to LB 211:

1. In lieu of the Ziebarth amendment, on page 3, lines 1 and 6, strike "nine months" and insert "one hundred seventy-five days".
2. On page 2, line 13, strike "nine months" and insert "~~nine months~~ one hundred seventy-five days"; in line 13 insert an underscored period after "district"; and in line 19 strike the period and show the same as stricken.
3. Because of the passage of LB 213, on page 4, strike beginning with "section" in line 14 through "and" in line 15.
4. In the title, line 5, strike "nine months" and insert "one hundred seventy-five days"; and strike beginning with "section" in line 6 through "and" in line 8.

LEGISLATIVE BILL 178. Placed on Select File as amended. Enrollment and Review amendment to LB 178:

1. In the title, line 2, insert "section 43-611, Reissue Revised Statutes of Nebraska, 1943, and" after "amend"; in line 7 insert "to provide for reimbursement to educational service units;" after the semicolon; and in line 8, strike "section" and insert "sections".

LEGISLATIVE BILL 178A. Placed on Select File.

LEGISLATIVE BILL 179. Placed on Select File.

LEGISLATIVE BILL 179A. Placed on Select File as amended. Enrollment and Review amendment to LB 179A:

1. On page 2, line 2, strike "hundred-fifty two" and insert "hundred fifty-two".

LEGISLATIVE BILL 281. Correctly engrossed.

LEGISLATIVE BILL 40. Correctly engrossed.

LEGISLATIVE BILL 48. Correctly engrossed.

LEGISLATIVE BILL 81. Correctly engrossed.

LEGISLATIVE BILL 97. Correctly engrossed.

LEGISLATIVE BILL 129. Correctly engrossed.

LEGISLATIVE BILL 132. Correctly engrossed.

LEGISLATIVE BILL 139. Correctly engrossed.

LEGISLATIVE BILL 150. Correctly engrossed.

LEGISLATIVE BILL 175. Correctly re-engrossed.

LEGISLATIVE BILL 186. Correctly engrossed.

LEGISLATIVE BILL 250. Correctly engrossed.

LEGISLATIVE BILL 271. Correctly engrossed.

LEGISLATIVE BILL 329. Correctly engrossed.

LEGISLATIVE BILL 36. Correctly enrolled.

LEGISLATIVE BILL 69. Correctly enrolled.

LEGISLATIVE BILL 92. Correctly enrolled.

LEGISLATIVE BILL 128. Correctly enrolled.

LEGISLATIVE BILL 135. Correctly enrolled.

LEGISLATIVE BILL 187. Correctly enrolled.

LEGISLATIVE BILL 210. Correctly enrolled.

LEGISLATIVE BILL 212. Correctly enrolled.

LEGISLATIVE BILL 213. Correctly enrolled.

LEGISLATIVE BILL 214. Correctly enrolled.

LEGISLATIVE BILL 215. Correctly enrolled.

LEGISLATIVE BILL 216. Correctly enrolled.

LEGISLATIVE BILL 218. Correctly enrolled.

LEGISLATIVE BILL 219. Correctly enrolled.

LEGISLATIVE BILL 220. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in Session and capable of transacting business. the President signed LB 36, LB 69, LB 92, LB 128, LB 135, LB 187, LB 210, LB 212, LB 213, LB 214, LB 215, LB 216, LB 218, LB 219 and LB 220.

BILLS ON FINAL READING

The following bills were read and put upon final passage;

LEGISLATIVE BILL 105.

A BILL FOR AN ACT to repeal sections 81-829.33 and 81-829.34, Reissue Revised Statutes of Nebraska, 1943, relating to civil defense.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett
Burbach
Carpenter
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Skarda
Snyder
Stahmer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Carsten
Carstens
Goodrich
Simpson
Stromer

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 106.

A BILL FOR AN ACT to amend section 81-1311, Revised Statutes Supplement, 1969, relating to state personnel; to abolish the Personnel Coordinating Committee; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Burbach	Carpenter	Carsten	Chambers	Clark
Craft	DeCamp	Duis	Elrod	Epke
Hasebroock	Holmquist	Johnson	Kennedy	Keyes
Kime	Klaver	Kokes	Kremer	Lewis
Luedtke	Mahoney	Maresh	Marvel	Morgan
Moylan	Orme	Proud	Savage	Schmit
Skarda	Snyder	Stahmer	Stull	Swanson
Syas	Waldo	Waldron	Wallwey	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 2:

Barnett	Nore

Not voting, 4:

Carstens	Goodrich	Simpson	Stromer

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 157. With emergency.

A BILL FOR AN ACT to amend section 23-921, Reissue Revised Statutes of Nebraska, 1943, relating to political subdivisions; to exempt local governing bodies from the Nebraska Budget Act as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Burbach Carpenter Carsten Chambers Clark
Craft Duis Elrod Epke Hasebroock
Holmquist Johnson Kennedy Keyes Klaver
Kokes Kremer Lewis Luedtke Maresh
Marvel Morgan Moylan Nore Orme
Proud Savage Schmit Skarda Snyder
Stahmer Stull Syas Waldo Waldron
Wallwey Warner Whitney Wiltse Ziebarth

Voting in the negative, 3:

Barnett DeCamp Swanson

Not voting, 6:

Carstens Goodrich Kime Mahoney Simpson
Stromer

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 164. With emergency.

A BILL FOR AN ACT to amend section 3-502, Reissue Revised Statutes of Nebraska, 1943, relating to airport authorities; to eliminate the requirement for owning or operating an airport as a prerequisite for forming an airport authority; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with emergency clause attached?' "

Voting in the affirmative, 43:

Barnett Burbach Carpenter Chambers Clark
Craft DeCamp Duis Elrod Epke
Hasebroock Holmquist Johnson Kennedy Keyes
Klaver Kokes Kremer Lewis Luedtke
Mahoney Maresh Marvel Morgan Moylan
Nore Orme Proud Savage Schmit
Skarda Snyder Stahmer Stull Swanson
Syas Waldo Waldron Wallwey Warner
Whitney Wiltse Ziebarth

Voting in the negative, 1:

Carsten

Not voting, 5:

Carstens	Goodrich	Kime	Simpson	Stromer

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

RESOLUTIONS

LEGISLATIVE RESOLUTION 22. Read.

Mr. Carpenter asked that an embossed copy be sent to the President of the United States and to Congressman Wilber Mills, Chairman of the Ways and Means Committee; and a copy to be sent to the Nebraska Congressional delegation. No objections. So ordered.

Mr. Keyes asked and received unanimous consent to include all state governors.

LR 22 was adopted with 38 ayes, 3 nays and 8 not voting.

LEGISLATIVE RESOLUTION 23.

Introduced by John W. DeCamp, 40th District.

WHEREAS, on February 18, 1971, some two hundred students from the University of Nebraska visited the Nebraska State Capitol and wrote several hundred letters to the Nebraska State Legislature and to individual senators which letters expressed the students' concern over the Board of Regents' action relative to a teacher at the University of Nebraska named Dr. Rozman; and

WHEREAS, these students' letters generally asked that the Legislature take some form of action or express the Legislature's sentiment or feeling relative to the Rozman case; and

WHEREAS, the Legislature feels it is reasonable on this matter of the apparent concern to the students to formally express the Legislature's sentiment on this matter.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Legislature absolutely and completely supports the Board of Regents of the University of Nebraska in the Regents' authority to decide the Rozman case.

2. That the Legislature has no reason to believe that the Nebraska Board of Regents exercised anything other than good judgment or fair play in the determination of the Rozman case, and makes no judgment on the merit of the case.

3. That because the Legislature believes the Regents had the authority to reach a decision and, because the Legislature believes fair treatment and good judgment were in fact exercised, the Legislature finds no reason whatsoever to interfere with or upset the findings and determination of the Board of Regents.

4. The Eighty-second Legislature, First Session goes on record to caution and remind those who are students at the University as follows:

(a) The student in Nebraska who attends the University of Nebraska pays for only a small fraction of the actual cost of educating said student;

(b) The bulk of the cost of education of the student at the University of Nebraska is paid by the Nebraska taxpayers who are not in fact attending the University–in the majority of the cases;

(c) That the Board of Regents and the Legislature are responsible to all the people of the State of Nebraska and not just to the students at the University of Nebraska; and

(d) That at that time that the students actually pay all of their educational costs independent of any state aid might be the more proper time for students to challenge who the Board of Regents hires and fires.

Mr. DeCamp moved to Suspend the Rules and take up LR 23 and consider at this time. The motion prevailed with 38 ayes, 3 nays and 8 not voting.

Laid over temporarily.

SELECT FILE

LEGISLATIVE BILL 147. Enrollment and Review amendment found in the Legislative Journal on page 542 for the Twenty-Eighth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 148. Enrollment and Review amendment found in the Legislative Journal on page 542 for the Twenty-Eighth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 191. Enrollment and Review amendments found in the Legislative Journal on page 542 for the Twenty-Eighth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 51. Enrollment and Review amendments found in the Legislative Journal on page 542 for the Twenty-Eighth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 52. Enrollment and Review amendment found in the Legislative Journal on page 543 for the Twenty-Eighth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 126. Enrollment and Review amendments found in the Legislative Journal on page 543 for the Twenty-Eighth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 130. Enrollment and Review amendment found in the Legislative Journal on page 543 for the Twenty-Eighth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 131. Enrollment and Review amendment found in the Legislative Journal on page 543 for the Twenty-Eighth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 292. Enrollment and Review amendments found in the Legislative Journal on page 543 for the Twenty-Eighth Day were adopted.

Advanced to Enrollment and Review for engrossment.

(Signed) Duke Snyder, Chairman

MOTION—Raise LB 277

Mr. Proud renewed his motion to replace LB 277 on General File notwithstanding the action of the committee found on page 509 for the Twenty-Fifth Day in the Journal.

Mr. Carpenter moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 35 ayes, 0 nays and 14 not voting.

Mr. Proud's motion to place LB 277 on General File lost with 14 ayes, 24 nays and 11 not voting.

RESOLUTIONS

LEGISLATIVE RESOLUTION 23.

Mr. Waldo offered the following amendment which was adopted:

On page 2, Sec. 4(a) delete the word "small".

Mrs. Orme offered the following amendments:

1. Page 1, line 1, delete "two hundred".
2. Page 1, Sec. 1, delete "absolutely and completely".
3. Page 2, delete all of Sec. 4.

Mr. Syas moved for division of the question. So ordered.

Orme amendment No. 1 was approved with 43 ayes, 0 nays and 6 not voting.

Orme amendment No. 2 was approved.

Orme amendment No. 3 was defeated with 15 ayes, 28 nays and 6 not voting.

The Orme motion to amend LR 23 as amended was adopted with 38 ayes, 0 nays and 11 not voting.

Mr. Stahmer offered the following amendment:

Provided, that if Dr. Rozman is found innocent in court, and damages are assessed, this legislative body agrees to pay the fine equally.

The motion lost with 1 aye, 35 nays and 13 not voting.

Mr. Luedtke offered the following amendment which was adopted:

Page 1, line 3, strike "several hundred" and insert in lieu thereof "a number of".

Mr. Whitney offered the following amendment:

Page 3, Sec. 4., delete item (d).

The motion lost with 16 ayes, 23 nays and 10 not voting.

Mr. Proud offered the following amendment:

Page 2, Sec. 3., line 2, strike all words after the word "decision".

The motion lost with 12 ayes, 19 nays and 18 not voting.

Mr. Snyder moved to indefinitely postpone. Motion lost with 13 ayes, 26 nays and 10 not voting.

Mr. DeCamp renewed his motion to adopt LR 23.

Mr. Klaver requested a record vote.

Voting in the affirmative, 29:

Burbach
Carsten
Craft
DeCamp
Elrod
Goodrich
Hasebroock
Holmquist
Johnson
Kime
Klaver
Kremer
Luedtke
Mahoney
Maresh
Morgan
Moylan
Nore
Proud
Savage
Schmit
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Whitney
Wiltse

Voting in the negative, 8:

Barnett
Chambers
Clark
Duis
Epke
Keyes
Snyder
Stahmer

Not voting, 12:

Carpenter
Carstens
Kennedy
Kokes
Lewis
Marvel
Orme
Simpson
Stromer
Wallwey
Warner
Ziebarth

LR 23 was adopted with 29 ayes, 8 nays and 12 not voting.

MESSAGES FROM THE GOVERNOR

February 17, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills No. 44, 62 and 109. These bills were signed by me on February 17, 1971 and delivered to the Secretary of State.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:do

February 18, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bill No. 388. This bill was signed by me on February 18, 1971 at 3:45 and delivered to the Secretary of State.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw

RESOLUTIONS

LEGISLATIVE RESOLUTION 24.

Introduced by David H. Stahmer, 8th District.

WHEREAS, health security is important, not only to millions of Americans who need quality medical care at a cost they can afford, but will also mean genuine revenue sharing for state governments; and

WHEREAS, there are two bills pending in the Ninety-Second Congress, bills Senate bill 3, and House Roll 22; and

WHEREAS, these two bills are creating a National Health Security Program which will provide complete medical care benefits and institute needed reforms to insure all Americans the right to quality medical care; and

WHEREAS, the National Health Security Program will assume full medicaid and medicare costs, amount to savings to states and local governments of three billion dollars, permit state employees to be covered at no cost to the state, and compensate states for participation in planning, coordination, and licensing of health education and care facilities.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Legislature endorses such program and urges the Congress of the United States to enact either Senate bill 3 or House Roll 22 into law.
2. That copies of this resolution be sent to the President of the Senate, the Speaker of the House and to each member of Congress from Nebraska.

Laid over.

NOTICE OF COMMITTEE HEARINGS

Labor

LB 574	Wednesday, March 24, 1971	2:00 p.m.
LB 649	Wednesday, March 31, 1971	2:00 p.m.
LB 651	Wednesday, March 31, 1971	2:00 p.m.

LB 672	Wednesday, March 31, 1971	2:00 p.m.
LB 781	Wednesday, March 31, 1971	2:00 p.m.
LB 782	Wednesday, March 31, 1971	2:00 p.m.
LB 822	Wednesday, March 31, 1971	2:00 p.m.
LB 859	Wednesday, March 31, 1971	2:00 p.m.

(Signed) Harold T. Moylan, Chairman

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 53. Placed on General File as amended.
Standing Committee amendment to LB 53:

1. Strike Section 8, and renumber sections 9 to 17 as sections 8 to 16, and in renumbered section 15, page 23, line 25, strike "72-1244,".

LEGISLATIVE BILL 137. Placed on General File.

LEGISLATIVE BILL 185. Placed on General File as amended.
Standing Committee amendment to LB 185:

In line 8 strike period after word "Nebraska" and insert semi-colon and the following: "Provided, that such rights, powers, privileges, benefits and immunities shall not relieve such association from payment of state taxes assessed under statutory revenue measures."

LEGISLATIVE BILL 317. Placed on General File as amended.
Standing Committee amendments to LB 317:

1. Section 5, page 8, line 1—after the word "small" insert the word "employee".
2. Section 5, page 8, line 2—after the word "groups" insert "of fifty or more employees"; and after the word "occupation" delete "or association".
3. Add emergency clause.

LEGISLATIVE BILL 359. Placed on General File.

LEGISLATIVE BILL 374. Placed on General File as amended.
Standing Committee amendments to LB 374:

1. In section 1, page 2, line 15, strike "one per cent".
2. In section 1, page 3, line 24, strike the new matter and reinstate the stricken matter.
3. In section 2, page 3, line 25, strike "5C" and insert "~~5C~~ 5(c)".

LEGISLATIVE BILL 68. Indefinitely postponed.

LEGISLATIVE BILL 262. Indefinitely postponed.

LEGISLATIVE BILL 411. Indefinitely postponed.

(Signed) Sam Klaver, Chairman

Committee on Committees

February 17, 1971

Mr. President:

The Committee on Committees desires to report favorably upon the appointments listed below which were submitted by Governor J. J. Exon. The Committee suggests that the appointments be confirmed by this Legislative Body, and suggests a record vote on each confirmation.

Thomas Doyle, Director, Department of Roads

Committee Vote: For: Senators Carpenter, Clark, Holmquist, Klaver, Luedtke, Proud, Savage, Waldron, Warner and Wiltse

Against: None

Absent and Not Voting: Senators Kremer, Schmit and Syas

John Kissack, Director, Department of Motor Vehicles

Committee Vote: For: Senators Carpenter, Clark, Holmquist, Klaver, Luedtke, Proud, Savage, Waldron, Warner and Wiltse

Against: None

Absent and Not voting: Senators Kremer, Schmit and Syas

Glenn Kreuscher, Director, Department of Agriculture

Committee Vote: For: Senators Carpenter, Clark, Holmquist, Klaver, Luedtke, Proud, Savage, Waldron, Warner and Wiltse

Against: None

Absent and Not Voting: Senators Kremer, Schmit and Syas

Henry Ley, Director, Department of Banking

Committee Vote: For: Senators Carpenter, Clark, Holmquist, Klaver, Luedtke, Proud, Savage, Waldron, Warner and Wiltse

Against: None

Absent and Not Voting: Senators Kremer, Schmit and Syas

Respectfully submitted,

(Signed) Richard F. Proud, Chairman
Committee on Committees

February 17, 1971

Mr. President:

The Committee on Committees desires to report favorably upon the appointments listed below which were submitted by Governor J. J. Exon. The Committee suggests that the appointments be confirmed by this Legislative Body, and suggests a record vote on each confirmation.

William E. Peters, Tax Commissioner, Department of Revenue

Committee Vote: For: Senators Carpenter, Clark, Kremer, Klaver, Luedtke, Proud, Savage, Schmit, Syas and Waldron

Against: None

Not Voting: Senator Holmquist

Absent and Not Voting: Senators Warner and Wiltse

Gerald E. Chizek: Commissioner, Department of Labor

Committee Vote: For: Senators Carpenter, Clark, Kremer, Klaver, Luedtke, Proud, Savage, Schmit, Syas and Waldron

Against: None

Not Voting: Senator Holmquist

Absent and Not Voting: Senators Warner and Wiltse

Gus Lieske, Director, Department of Administrative Services

Committee Vote: For: Senators Carpenter, Clark, Kremer, Klaver, Luedtke, Proud, Savage, Schmit, Syas and Waldron

Against: None

Not Voting: Senator Holmquist

Absent and Not Voting: Senators Warner and Wiltse

Respectfully submitted,

(Signed) Richard F. Proud, Chairman
Committee on Committees

Mr. Proud moved that Thomas Doyle be approved as Director, Department of Roads.

Voting in the affirmative, 35:

Barnett	Carsten	DeCamp	Elrod	Epke
Goodrich	Holmquist	Johnson	Kennedy	Keyes
Kime	Klaver	Kokes	Luedtke	Mahoney
Maresh	Marvel	Morgan	Moylan	Nore
Orme	Proud	Savage	Skarda	Snyder
Stahmer	Stull	Swanson	Syas	Waldron
Wallwey	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0

Not voting, 14:

Burbach	Carpenter	Carstens	Chambers	Clark
Craft	Duis	Hasebroock	Kremer	Lewis
Schmit	Simpson	Stromer	Waldo	

The motion carried with 35 ayes, 0 nays and 14 not voting.

Mr. Proud moved that John Kisseck be approved as Director, Department of Motor Vehicles.

Voting in the affirmative, 35:

Barnett	Carsten	DeCamp	Elrod	Goodrich
Holmquist	Johnson	Kennedy	Keyes	Kime
Klaver	Kokes	Luedtke	Mahoney	Maresh
Marvel	Morgan	Moylan	Nore	Orme
Proud	Savage	Schmit	Skarda	Snyder
Stahmer	Stull	Swanson	Syas	Waldron
Wallwey	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0

Not voting, 14:

Burbach
Carpenter
Carstens
Chambers
Clark
Craft
Duis
Epke
Hasebroock
Kremer
Lewis
Simpson
Stromer
Waldo

The motion carried with 35 ayes, 0 nays and 14 not voting.

Mr. Proud moved that Glenn Kreuscher be approved as Director, Department of Agriculture.

Voting in the affirmative, 36:

Barnett
Carsten
Craft
DeCamp
Elrod
Epke
Goodrich
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Lewis
Luedtke
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Skarda
Snyder
Stahmer
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0

Not voting, 13:

Burbach
Carpenter
Carstens
Chambers
Clark
Duis
Hasebroock
Kime
Kremer
Mahoney
Simpson
Stromer
Waldo

The motion carried with 36 ayes, 0 nays and 13 not voting.

Mr. Proud moved that Henry Ley be approved as Director, Department of Banking.

Voting in the affirmative, 33:

Carsten
Craft
Elrod
Epke
Goodrich
Holmquist
Johnson
Kennedy
Klaver
Kokes
Lewis
Luedtke
Maresh
Marvel
Morgan
Moylan
Nore
Proud
Savage
Schmit
Skarda
Snyder
Stahmer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0

Not voting, 16:

Barnett Burbach Carpenter Carstens Chambers
Clark DeCamp Duis Hasebroock Keyes
Kime Kremer Mahoney Orme Simpson
Stromer

The motion carried with 33 ayes, 0 nays and 16 not voting.

Mr. Proud moved that William E. Peters be approved as Tax Commissioner, Department of Revenue.

Voting in the affirmative, 33:

Carsten Craft Epke Goodrich Holmquist
Johnson Kennedy Keyes Klaver Kokes
Luedtke Maresh Marvel Morgan Moylan
Nore Orme Proud Savage Schmit
Skarda Snyder Stahmer Stull Swanson
Syas Waldo Waldron Wallwey Warner
Whitney Wiltse Ziebarth

Voting in the negative, 0

Not voting, 16:

Barnett Burbach Carpenter Carstens Chambers
Clark DeCamp Duis Elrod Hasebroock
Kime Kremer Lewis Mahoney Simpson
Stromer

The motion carried with 33 ayes, 0 nays and 16 not voting.

Mr. Proud moved that Gerald E. Chizek be approved as Commissioner, Department of Labor.

Voting in the affirmative, 31:

Craft Epke Goodrich Holmquist Johnson
Kennedy Kokes Lewis Luedtke Mahoney
Maresh Marvel Morgan Moylan Nore
Orme Proud Savage Schmit Snyder
Stahmer Stull Swanson Syas Waldo
Waldron Wallwey Warner Whitney Wiltse
Ziebarth

Voting in the negative, 0

Not voting, 18:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark DeCamp Duis Elrod
Hasebroock Keyes Kime Klaver Kremer
Simpson Skarda Stromer

The motion carried with 31 ayes, 0 nays and 18 not voting.

Mr. Proud moved that Gus Lieske be approved as Director, Department of Administrative Services.

Voting in the affirmative, 36:

Barnett Burbach Craft Elrod Epke
Goodrich Hasebroock Holmquist Johnson Kennedy
Kime Kokes Luedtke Mahoney Maresh
Marvel Morgan Moylan Nore Orme
Proud Savage Schmit Skarda Snyder
Stahmer Stull Swanson Syas Waldo
Waldron Wallwey Warner Whitney Wiltse
Ziebarth

Voting in the negative, 0

Not voting, 13:

Carpenter Carsten Carstens Chambers Clark
DeCamp Duis Keyes Klaver Kremer
Lewis Simpson Stromer

The motion carried with 36 ayes, 0 nays and 13 not voting.

STANDING COMMITTEE REPORT

Education

LEGISLATIVE BILL 498. Placed on General File.

LEGISLATIVE BILL 528. Placed on General File.

LEGISLATIVE BILL 142. Indefinitely postponed.

LEGISLATIVE BILL 288. Indefinitely postponed.

LEGISLATIVE BILL 448. Indefinitely postponed.

(Signed) Don Elrod, Chairman

UNANIMOUS CONSENT–Cancel Hearing

Mr. Schmit asked unanimous consent to cancel the hearing on LB 993 and LB 904. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 74. Laid over.

LEGISLATIVE BILL 89. Considered.

Standing Committee amendment found in the Legislative Journal on page 463 for the Twenty-Third day was adopted.

Mr. Mahoney offered the following amendment which was adopted:

1. Add a new section 2:

"Sec. 2. That section 52-1001, Revised Statutes Supplement, 1969, be amended to read as follows:

52-1001. (a) Notices of liens upon real property for taxes payable to the United States, and certificates and notices affecting the liens shall be filed in the office of the register of deeds of the county in which the real property subject to a federal tax lien is situated.

(b) Notices of liens upon personal property, whether tangible or intangible, for taxes payable to the United States and certificates and notices affecting the liens shall be filed in the office of the ~~county clerk~~ register of deeds where the taxpayer resides at the time of filing the notice of lien or, in the case of corporations and partnerships, in the office of the ~~county clerk~~ register of deeds of the county where the principal executive office in this state is located.".

2. Add a new section 3:

"Sec. 3. That section 52-1003, Revised Statutes Supplement, 1969, be amended to read as follows:

52-1003. (a) If a notice of federal tax lien, a refiling of a notice of tax lien, or a notice of revocation of any certificate described in subsection (b) is presented to the register of deeds, ~~filing officer~~, ~~and:~~

~~(1) He is the Secretary of State, he shall cause the notice to be marked, held and indexed in accordance with the provisions of subsection (4) of section 9-403, of the Uniform Commercial Code as if the notice were a financing statement within the meaning of that code; or~~

~~(2) He is any other officer described in section 52-1001~~, he shall endorse thereon his identification and the date and time of receipt and forthwith file it alphabetically or enter it in an alphabetical index showing the name and address of the person named in the notice, the date and time of receipt, the serial number of the District Director and the total unpaid balance of the assessment appearing on the notice of lien.

~~(b) If a certificate of release, nonattachment, discharge or subordination of any tax lien is presented to the Secretary of State for filing he shall:~~

~~(1) Cause a certificate of release or nonattachment to be marked, held and indexed as if the certificate were a termination statement within the meaning of the Uniform Commercial Code, except that the notice of lien to which the certificate relates shall not be removed from the files, and~~

~~(2) Cause a certificate of discharge or subordination to be held, marked and indexed as if the certificate were a release of collateral within the meaning of the Uniform Commercial Code~~.

~~(c)~~ (b) If a refiled notice of federal tax lien referred to in subsection (a) ~~or any of the certificates or notices referred to in subsection (b)~~ is presented for filing with ~~any other filing officer~~ the register of deeds as specified in section 52-1001, he shall permanently attach the refiled notice or the certificate to the original notice of lien and shall enter the refiled notice or the certificate with the date of filing in any alphabetical federal tax lien index on the line where the original notice of lien is entered.

~~(d)~~ (c) Upon request of any person, the register of deeds ~~filing officer~~ shall issue his certificate showing whether there is on file, on the date and hour stated therein, any notice of federal tax lien or certificate or notice affecting the lien, filed on or after January 1, 1970, naming a particular person, and if a notice or certificate is on file, giving the date and hour of filing of each notice or certificate. The fee for a certificate is one dollar. Upon request the ~~filing officer~~ register of deeds shall furnish a copy of any notice of federal tax lien or notice or certificate affecting a federal tax lien for a fee of one dollar per page.".

3. Strike original section 2 and insert the following:

"Sec. 4. That original sections 52-1001, 52-1003, and 77-27,105, Revised Statutes Supplement, 1969, are repealed.".

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 190.

Mr. Waldron asked unanimous consent to print the following amendment in the Journal. So ordered.

1. In section 1, page 3, line 9, strike "and"; in line 18, strike the period and insert "; and"; and after line 18 insert:

"(7) Mortgage shall mean such classes of liens as are commonly given to secure advances on, or the unpaid purchase price of, real property under the laws of the state, together with the credit instruments, if any, secured thereby.".

2. In section 3, page 4, line 12, after "property" insert "as determined by the head of the agency".

3. In section 5, page 5, line 12, strike "and state" and insert ", state and local".

4. In section 6, page 6, line 9, after the period insert "All determinations required to carry out the provisions of this subdivision shall be made in accordance with standards established by the head of the agency making the payment.".

5. In section 6, page 7, after line 6 insert:

"(4) The amount, if any, which will compensate such displaced person for the increase in property taxes resulting from the relocation for a period of three years.".

6. In section 9, page 9, line 10, after "dwellings" insert "as defined by the head of the agency"; and in line 13 after "employment" insert ", except that the head of the agency may prescribe by regulation situations when such assurances may be waived".

7. In section 12, page 11, strike lines 1 to 5 and through the period in line 6 and insert:

"Sec. 12. Any person aggrieved by a determination as to eligibility for a payment authorized by this act, or the amount of the payment, may obtain judicial review pursuant to sections 84-917 to 84-919, Reissue Revised Statutes of Nebraska, 1943.".

8. Strike original section 13 and renumber original section 14 as section 13.

9. Add a new section 14 as follows:

"Sec. 14. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

LEGISLATIVE BILL 335. Title read. Explained.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 301. Title read. Laid over.

Standing Committee amendment found in the Legislative Journal on page 455 for the Twenty-Third Day was adopted.

LEGISLATIVE BILL 356. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 469 for the Twenty-Third Day was adopted.

Motion to advance to Enrollment and Review lost with 15 ayes, 16 nays and 18 not voting.

ADJOURNMENT

At 11:52 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Monday, February 22, 1971.

Vincent D. Brown
Clerk of the Legislature

THIRTIETH DAY—FEBRUARY 23, 1971

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

THIRTIETH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, February 23, 1971

Pursuant to adjournment, the Legislature met at 9:10 a.m., President Marsh presiding.

PRAYER

The Legislative body stood for a moment of silent prayer.

ROLL CALL

The roll was called and all members were present except Messrs. C. Carsten, Chambers, Klaver, Mahoney, Proud, Schmit, Skarda, Snyder, Stahmer, Syas and Warner who were excused. Mr. F. Carstens was excused until 10:18, Mr. Luedtke until 11:00 and Mr. DeCamp until 11:30.

STANDING COMMITTEE REPORT

Labor

LEGISLATIVE BILL 189. Placed on General File.

LEGISLATIVE BILL 381. Placed on General File as amended.
Standing Committee amendment to LB 381:

1 Amend page 2 of the bill by striking lines 4 to 27 and page 3 by striking lines 1 to 3 and inserting the following:

"33-109. The register of deeds and the county clerk shall receive for recording a deed, mortgage, release, ~~will, final decree in probate proceedings,~~ or any other instrument, ~~for the first two hundred words, four dollars, and for each ten words thereafter, six cents; copying of record, for each ten~~

~~words, six cents; certificate and seal, fifty cents; Provided, where final decree in probate proceedings is required to be filed with the register of deeds in accordance with the provisions of section 30-1302, the register of deeds or the county clerk shall receive a fee of four dollars for recording a decree entered in an intestate estate and seven dollars and fifty cents for recording a certified copy of the will, certificate of probate, and of the decree entered in a testate estate; and provided further, that where photographic processes are used in recording the above instruments, the total cost per page shall be three dollars~~ a fee of three dollars per page; recording and indexing of a will, a fee of six dollars; recording and indexing of a decree in a testate estate, a fee of nine dollars; Provided, that when the will or decree exceeds five pages, an additional fee of three dollars per page for each page more than five pages. The cost for a certified copy of any instrument filed or recorded in the office of county clerk or register of deeds shall be one dollar and fifty cents per page.".

LEGISLATIVE BILL 383. Placed on General File as amended.
Standing Committee amendment to LB 383:

Amend page 2 line 14 by striking "three" and inserting "~~three~~ five", and line 16 by striking "one dollar" and inserting "~~one dollar~~ two dollars".

LEGISLATIVE BILL 255. Indefinitely postponed.

(Signed) Harold T. Moylan, Chairman

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on February 19, 1971 at 11:30 a.m.: LB 36, LB 69, LB 92, LB 128, LB 135, LB 187, LB 210, LB 212, LB 213, LB 214, LB 215, LB 216, LB 218, LB 219, and LB 220.

(Signed) Barbara Jackson, Enrolling Clerk

NOTICE OF COMMITTEE HEARING

Miscellaneous Subjects

LB 805 Thursday, March 4, 1971 2:00 p.m.
(Re-scheduled from February 26, 1971)

(Signed) James Waldron, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 98. Replaced on Select File as amended.
Enrollment and Review amendment to LB 98:

1. In new section 8, line 2, strike the period and insert a comma.
2. In the Whitney amendment, line 5, strike "from seeking" and insert "who seeks"; and in line 8, strike "from doing" and insert "who does".

LEGISLATIVE BILL 165. Placed on Select File as amended.
Enrollment and Review amendment to LB 165:

1. On page 5, line 25, strike "Fund" and insert "Funds".

LEGISLATIVE BILL 184. Placed on Select File.

LEGISLATIVE BILL 251. Placed on Select File as amended.
Enrollment and Review amendment to LB 251:

1. In the title, line 6, strike "case" and insert "cases; and to repeal the original section".

LEGISLATIVE BILL 274. Placed on Select File as amended.
Enrollment and Review amendment to LB 274:

1. In standing committee amendment 1, line 3, strike the period; and in line 5, strike the first period.
2. On page 2, line 20, strike "of" and insert "for".
3. In the title, line 5, strike "conditional" and insert "conditioned".

LEGISLATIVE BILL 105. Correctly enrolled.

LEGISLATIVE BILL 106. Correctly enrolled.

LEGISLATIVE BILL 157. Correctly enrolled.

LEGISLATIVE BILL 164. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in Session and capable of transacting business, the President signed LB 105, LB 106, LB 157, LB 164 and LR 22.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 85.

A BILL FOR AN ACT to amend section 16-321, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first class; to increase the amount of contracts which cities of the first class may enter into without advertising for bids; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 31:

Barnett
Burbach
Carpenter
Clark
Craft
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Kokes
Kremer
Lewis
Maresh
Moylan
Nore
Orme
Savage
Simpson
Stromer
Stull
Swanson
Wallwey
Whitney
Wiltse
Ziebarth

Voting in the negative, 0

Not voting, 18:

Carsten
Carstens
Chambers
DeCamp
Klaver
Luedtke
Mahoney
Marvel
Morgan
Proud
Schmit
Skarda
Snyder
Stahmer
Syas
Waldo
Waldron
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 155.

A BILL FOR AN ACT to amend section 77-1331, Revised Statutes Supplement, 1969, relating to revenue and taxation; to permit counties to provide for use of data processing facilities for revenue collection; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 33:

Barnett
Burbach
Carpenter
Clark
Craft
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Kokes
Kremer
Lewis
Maresh
Marvel
Morgan
Moylan
Orme
Savage
Simpson
Stromer
Stull
Swanson
Waldron
Wallwey
Whitney
Wiltse
Ziebarth

Voting in the negative, 1:

Nore

Not voting, 15:

Carsten
Carstens
Chambers
DeCamp
Klaver
Luedtke
Mahoney
Proud
Schmit
Skarda
Snyder
Stahmer
Syas
Waldo
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 177.

A BILL FOR AN ACT to amend section 44-1615, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to increase the maximum coverage for life insurance for public employees as prescribed; to limit such coverage to term insurance; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 28:

Barnett
Burbach
Carpenter
Craft
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Kremer
Lewis
Maresh
Moylan
Orme
Savage
Simpson
Stromer
Stull
Swanson
Waldron
Whitney
Wiltse
Ziebarth

Voting in the negative, 3:

Clark
Nore
Wallwey

Not voting, 18:

Carsten
Carstens
Chambers
DeCamp
Klaver
Kokes
Luedtke
Mahoney
Marvel
Morgan
Proud
Schmit
Skarda
Snyder
Stahmer
Syas
Waldo
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 244.

A BILL FOR AN ACT to amend section 60-411, Revised Statutes Supplement, 1969, relating to motor vehicles; to provide for validation of drivers' licenses of persons on active duty in the armed forces of the United States; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Barnett
Burbach
Carpenter
Clark
Craft
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Kokes
Kremer
Lewis
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Savage
Simpson
Stromer
Stull
Swanson
Waldron
Wallwey
Whitney
Wiltse
Ziebarth

Voting in the negative, 0

Not voting, 15:

Carsten
Carstens
Chambers
DeCamp
Klaver
Luedtke
Mahoney
Proud
Schmit
Skarda
Snyder
Stahmer
Syas
Waldo
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 249.

A BILL FOR AN ACT to amend section 9-403, Uniform Commercial Code, relating to financing statements; to provide a separate fee for indexing; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 29:

Barnett
Burbach
Carpenter
Craft
Duis
Elrod
Epke
Goodrich
Hasebroock
Johnson
Kennedy
Keyes
Kime
Kokes
Kremer
Lewis
Maresh
Moylan
Nore
Orme
Savage
Simpson
Stromer
Stull
Swanson
Wallwey
Whitney
Wiltse
Ziebarth

Voting in the negative, 1:

Holmquist

Not voting, 19:

Carsten
Carstens
Chambers
Clark
DeCamp
Klaver
Luedtke
Mahoney
Marvel
Morgan
Proud
Schmit
Skarda
Snyder
Stahmer
Syas
Waldo
Waldron
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 291.

A BILL FOR AN ACT to amend section 79-1308.01, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to specify the classes of securities in which school district funds may be invested; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 29:

Barnett
Burbach
Carpenter
Clark
Craft
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Keyes
Kime
Kokes
Kremer
Maresh
Marvel
Moylan
Orme
Savage
Simpson
Stromer
Stull
Swanson
Wallwey
Whitney
Wiltse
Ziebarth

Voting in the negative, 3:

Kennedy Lewis Nore

Not voting, 17:

Carsten Carstens Chambers DeCamp Klaver
Luedtke Mahoney Morgan Proud Schmit
Skarda Snyder Stahmer Syas Waldo
Waldron Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—Suspend Rules

Mr. Hasebroock moved to suspend the Rules and take up bills on tomorrow's Final Reading today.

The motion prevailed with 32 ayes, 0 nays and 17 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 93.

A BILL FOR AN ACT to repeal section 81-2,165.01, Reissue Revised Statutes of Nebraska, 1943, relating to bee husbandry.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 31:

Barnett Burbach Carpenter Craft Duis
Elrod Epke Goodrich Hasebroock Holmquist
Johnson Kennedy Keyes Kime Kokes
Kremer Lewis Maresh Marvel Morgan
Moylan Orme Savage Simpson Stromer
Stull Swanson Wallwey Whitney Wiltse
Ziebarth

Voting in the negative, 1:

Nore

Not voting, 17:

Carsten
Carstens
Chambers
Clark
DeCamp
Klaver
Luedtke
Mahoney
Proud
Schmit
Skarda
Snyder
Stahmer
Syas
Waldo
Waldron
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 96.

A BILL FOR AN ACT to repeal Chapter 71, article 42, Revised Statutes Supplement, 1969, relating to the Nebraska Clean Waters Commission.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 31:

Barnett
Burbach
Carpenter
Clark
Craft
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Kennedy
Keyes
Kime
Kokes
Kremer
Lewis
Maresh
Marvel
Morgan
Moylan
Orme
Savage
Simpson
Stromer
Stull
Swanson
Wallwey
Whitney
Wiltse
Ziebarth

Voting in the negative, 1:

Nore

Not voting, 17:

Carsten
Carstens
Chambers
DeCamp
Johnson
Klaver
Luedtke
Mahoney
Proud
Schmit
Skarda
Snyder
Stahmer
Syas
Waldo
Waldron
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 99.

A BILL FOR AN ACT to amend section 82-303, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska Arts Council; to change the length of terms of directors; to remove obsolete matter; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 32:

Barnett
Burbach
Carpenter
Clark
Craft
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Kennedy
Keyes
Kime
Kokes
Kremer
Lewis
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Savage
Simpson
Stromer
Stull
Swanson
Wallwey
Whitney
Wiltse
Ziebarth

Voting in the negative, 0

Not voting, 17:

Carsten
Carstens
Chambers
DeCamp
Johnson
Klaver
Luedtke
Mahoney
Proud
Schmit
Skarda
Snyder
Stahmer
Syas
Waldo
Waldron
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 107.

A BILL FOR AN ACT to amend section 2-1504.01, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska Soil and Water Conservation Commission; to abolish an advisory committee and to require the commission to consult with other agencies as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 27:

Barnett
Carpenter
Clark
Craft
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Keyes
Kime
Kremer
Lewis
Marvel
Morgan
Moylan
Orme
Savage
Simpson
Stromer
Stull
Swanson
Waldo
Whitney
Wiltse
Ziebarth

Voting in the negative, 6:

Burbach
Kennedy
Kokes
Maresh
Nore
Wallwey

Not voting, 16:

Carsten
Carstens
Chambers
DeCamp
Johnson
Klaver
Luedtke
Mahoney
Proud
Schmit
Skarda
Snyder
Stahmer
Syas
Waldron
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—Return LB 114 to Select File

Mr. Clark moved to return LB 114 to Select File for consideration of the following specific amendment:

1. Strike the portion of the Clark amendment
adopted February 11, and of E and R amendment 1 adopted
Februarv 16, as amends new section 1, lines 48 and 55.

The motion prevailed with 31 ayes, 0 nays and 18 not voting.

BILLS ON FINAL READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 227.

A BILL FOR AN ACT to amend section 79-470, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to specify the funds lost by a school district failing to maintain classes as required; to provide an exception; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 33:

Barnett
Burbach
Carpenter
Clark
Craft
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Kokes
Kremer
Lewis
Maresh
Marvel
Morgan
Moylan
Orme
Savage
Simpson
Stromer
Stull
Swanson
Waldo
Wallwey
Whitney
Wiltse
Ziebarth

Voting in the negative, 1:

Nore

Not voting, 15:

Carsten
Carstens
Chambers
DeCamp
Klaver
Luedtke
Mahoney
Proud
Schmit
Skarda
Snyder
Stahmer
Syas
Waldron
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 243.

A BILL FOR AN ACT to amend section 70-624, Reissue Revised Statutes of Nebraska, 1943, relating to public power districts; to provide an exception; to provide for publication of certain salaries; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 32:

Burbach
Elrod
Johnson
Kremer
Nore
Stull
Wiltse
Carpenter
Epke
Kennedy
Lewis
Orme
Swanson
Ziebarth
Clark
Goodrich
Keyes
Maresh
Savage
Waldo
Craft
Hasebroock
Kime
Morgan
Simpson
Wallwey
Duis
Holmquist
Kokes
Moylan
Stromer
Whitney

Voting in the negative, 0

Not voting, 17:

Barnett
Klaver
Schmit
Waldron
Carsten
Luedtke
Skarda
Warner
Carstens
Mahoney
Snyder
Chambers
Marvel
Stahmer
DeCamp
Proud
Syas

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 253.

A BILL FOR AN ACT to amend section 77-2704, Revised Statutes Supplement, 1969, relating to taxation; to provide for the exemption of semen; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 31:

Barnett
Burbach
Carpenter
Clark
Craft
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Kime
Kokes
Kremer
Lewis
Maresh
Moylan
Nore
Orme
Savage
Simpson
Stromer
Stull
Swanson
Waldo
Wallwey
Whitney
Wiltse
Ziebarth

Voting in the negative, 0

Not voting, 18:

Carsten
Carstens
Chambers
DeCamp
Keyes
Klaver
Luedtke
Mahoney
Marvel
Morgan
Proud
Schmit
Skarda
Snyder
Stahmer
Syas
Waldron
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 299.

A BILL FOR AN ACT to amend section 77-202.22, Revised Statutes Supplement, 1969, relating to revenue and taxation; to provide that one per cent of state funds distributed pursuant to the Homestead Exemption Act shall be deposited in the county general fund; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 20:

Burbach
Craft
Duis
Holmquist
Johnson
Keyes
Kime
Kokes
Kremer
Maresh
Morgan
Moylan
Nore
Savage
Stromer
Stull
Swanson
Waldo
Whitney
Ziebarth

Voting in the negative, 8:

Barnett
Carpenter
Goodrich
Kennedy
Lewis
Orme
Simpson
Wallwey

Not voting, 21:

Carsten
Carstens
Chambers
Clark
DeCamp
Elrod
Epke
Hasebroock
Klaver
Luedtke
Mahoney
Marvel
Proud
Schmit
Skarda
Snyder
Stahmer
Syas
Waldron
Warner
Wiltse

Having failed to receive a constitutional majority voting in the affirmative, the bill failed of passage.

SELECT FILE

LEGISLATIVE BILL 114. Enrollment and Review amendment found in today's Legislative Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 222. Enrollment and Review amendment found in the Legislative Journal on page 565 for the Twenty-Ninth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 252. Enrollment and Review amendment found in the Legislative Journal on page 565 for the Twenty-Ninth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 211. Enrollment and Review amendment found in the Legislative Journal on page 565 for the Twenty-Ninth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 178. Enrollment and Review amendment found in the Legislative Journal on page 565 for the Twenty-Ninth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 178A.

Mr. Simpson offered the following amendment which was adopted:

1. Amend section 1 of the bill, line 5 by striking "272" and inserting "292"

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 179.

Motion to advance lost with 12 ayes, 11 nays and 26 not voting.

LEGISLATIVE BILL 179A. Enrollment and Review amendment found in the Legislative Journal on page 565 for the Twenty-Ninth Day was adopted.

Mr. Simpson offered the following amendment which was adopted:
1. Amend section 1 of the bill, line 5 by striking "272', and inserting "292".

Motion to advance lost with 13 ayes, 13 nays and 23 not voting. Mr. Carpenter requested a record vote.

Voting in the affirmative, 13:

Barnett Burbach Carpenter Craft Elrod
Goodrich Johnson Moylan Nore Savage
Simpson Stromer Swanson

Voting in the negative, 13:

Clark Duis Epke Hasebroock Holmquist
Kremer Maresh Marvel Morgan Orme
Stull Wallwey Whitney

Not voting, 23:

Carsten Carstens Chambers DeCamp Kennedy
Keyes Kime Klaver Kokes Lewis
Luedtke Mahoney Proud Schmit Skarda
Snyder Stahmer Syas Waldo Waldron
Warner Wiltse Ziebarth

MESSAGE FROM THE GOVERNOR

February 19, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills No. 63 and 104. These bills were signed by me on February 19, 1971 and delivered to the Secretary of State.

Yours very truly,
(Signed) J. James Exon
Governor

JJE:fw

MEMBER EXCUSED

Mr. F. Carstens asked unanimous consent to be excused Wednesday, February 24, 1971 until 10:30 a.m. No objections. So ordered.

UNANIMOUS CONSENT–Withdraw LB 748

Mr. Carpenter renewed his pending motion to withdraw LB 748 found in the Legislative Journal on page 559 for the Twenty-Eighth Day. No objections. So ordered.

UNANIMOUS CONSENT–Print in Journal

Mr. Carpenter asked unanimous consent to print the following amendments in the Journal:

Amendment to LB 234:

1. At page 4, 1.12 after the word "whatsoever," insert the word, "used" in lieu of the word "sed"
2. At page 9, 1.25 add at the end of the line after the word "the" the following: "relationship whereby the" and at page 9, 1 27 after the word "the" insert the words "relationship whereby the"
3. At page 13, 1.3 after the word "involved" add the words "manufacturer and".
4. At page 15,1.14 after the word "Allied" strike the word "or" and insert a comma ","; and after words "other" strike the word "prodicts" and insert the words "products or other brands of beer;"
5. Page 17, 1.6 after the word "grounds" strike the period "." and add the words "within a reasonable time."
6. Page 18, 1. 24 after the word "manufacturer" insert a comma and the following: "without complying with the requirements of this act," and at page 19, lines 6 and 7 strike the words "without complying with the requirements of the act," and also at line 7 after the word "such" strike the word "act" and in lieu thereof insert the word "conduct"
7. At page 22 at 1.20 after the words "section 1" strike the words "and 2" and at page 22 at 1. 21 after the word "and" strike the word "4" and in lieu thereof insert the word "3" and at the end of line 22 strike the period "." and add: and "nothing in this act shall prevent any manufacturer newly licensed under this act from appointing original distributorships in this state."

Explanation of amendments:

The Standing Committee report on L.B. 234 was not ready at time of the preparation of the amendments to the Standing Committee Amendments, therefore, the amendments were prepared from the Standing Committee starting at page 473 of the Legislative Journal.

The majority of the amendments are merely "housecleaning amendments to correct typographical errors and place bill in better language.

Amendment - by - Amendment explanations:

1. At page 4, line 12 the word "used" is mis-spelled as "sed" after the word "whatsoever"
2. At page 9, lines 25 and 27, the "phrase" relationship whereby" is inserted for better language, because the section deals with what constitutes the relationship between a franchisor and franchisee.
3. At page 13 1 3 after the word "involved" the word "manufacturer" is inserted so as to make sure the manufacturer is given notice of the commission hearings.
4. At page 14, 1.14 the word "products" is mis-spelled as "prodicts" and to clarify language there is added the words "or other brands of beer." This provision stops a termination based on the beer distributor's going into the pop business and protects the distributor from termination because he handles more than one brand of beer. This protects present situations where small wholesalers distribute more than one brand of beer and if this were not allowed to continue small brewers wouldn't be able to have a distributor.
5. There is inserted the phrase "within a reasonable time" after the word "grounds" on page 17, 1 6 and page 18 at 1.18, so that the brewer and wholesaler would both be protected by the wholesaler having a reasonable time to clean-up deficiencies. As written there is no time limitation. IMPORTANT: Can't be a day limitation, such as 30 days, because one of the brewers demands might include the wholesaler to construct a new building.
6. At page 18, 1.24, for better draftsmanship we move the phrase "without complying with the requirements of this act" from the middle of the section at lines 6 and 7 and place them at the beginning of the section.
7. At page 22, line 20 we strike the reference to section 2, because it is the definition section. This section provides that the act applies to beer only and also to answer the committee question by Senator Duis as to whether the act would prevent Coors from coming into

the state, we have specifically provided the language and "nothing in this act shall prevent any manufacturer newly licenses under this act from appointing original distributorships in this state.

Section - by - Section Analysis of LB 234:

Section (1) sets forth the declared policy of the bill and the necessity for stopping the coercion and threats by brewers to wholesalers of terminating their franchise agreements in the event that the whoealer will not "wheel and deal" as a brewer wants him to do by giving away merchandise and by directly or indirectly buying retail accounts. All of these acts amount to the undue stimulation of the sales of beer in the state. Further, there is distinction made between beer and other liquors that ordinary liquor wholesalers have many brands or various kinds of liquor that they sell and cancellations and terminations don't affect beer wholesalers, who ordinarily have only one brand of beer, or at the most two or three brands of beer and a cancellation of the franchise puts the wholesalers out of business.

Section (2) is the definition section and merely sets forth in sub-section (11) that the distributor or wholesaler is one who is in business on May 1, 1970, and since that date has been licensedby the Liquor Commission and in sub-sections (24) through (28) merely defines the terms of a franchise agreement and franchisor and franchisee.

Section (3) sets forth that the brewer shall not induce or coerce its wholesaler by threatening to cancel the distributorship or to force the distributor to resign from its franchise arrangement or to attempt to cause such termination or resignation by refusal or slowing down delivery of beer to the distributor which would have the same effect as putting the distributor out of business.

Section (4) provides that it will be unlawful for the brewer to terminate a wholesaler's franchise arrangement without establishing good cause for the termination and Section (12) at page 16 of the Standing Committee Amendments, sets forth the grounds for good cause which shall be considered by the Liquor Commission and these grounds include:

(1) Amount of business transacted by the distributor;
(2) Investment made by the distributory to do business with the brewer and the permanency of that investment;
(3) A determination of whether the distributor has adequate warehouse facilities, truck equipment and personnel to reasonably provide customer service for the brewer;
(4) The bad faith of the distributor to comply with the reasonable requests of the brewer.

These standards for good cause are necessary because the franchise agreements merely provide that the franchises can be terminated for good cause at the complete discretion of the brewery and placing standards in the act merely would result in the brewer having to have some cause which justifies the termination or cancellation of the wholesaler's franchise.

In addition to the termination of franchises the brewers can accomplish this same end result by setting up its own distributorship in the same territory as an existing distributor and, therefore, make it impossible for the existing distributor to stay in business. Therefore, in section (13) at page 17 of the Standing Committee Report, the brewer must establish good cause for the establishment of an additional distributorship and substantially the same standards for good cause are used which are set forth above for establishing good cause for termination.

PROCEDURES FOR TERMINATION AND REPLACEMENT OF WHOLESALER:

The Standing Committee Amendment is lengthy for the reason that court decisions now require that the grounds for determinations must be definitely set forth in the statutes and much of the Standing Committee Amendment involves setting forth procedures for hearings before the Nebraska Liquor Control Commission and then proceedings for appeals to the courts which hearings and appeal protect not only the rights of the wholesaler but also the rights of the manufacturer. Basically, in section (5), (6), (7), and (8) at page 12 and 13 of the Standing Committee Report, the proceedings set forth whereby the brewer and its new distributor shall apply to the Commission for the termination of the existing franchisee and approval of the new franchisee and all affected parties must be given notice of the hearing date by certified or registered mail and the hearing must be held within ninety (90) days of the Commission order setting the matter for hearing.

Section (16) provides for the appeals to be taken to the courts by either the brewer or wholesaler.

Section (17) provides that distributorships can be sold and can also be a part of a deceased distributor's estate and gives the right to the brewer to approve the transfer of ownership by either means but also provides that the brewer cannot deny the change of ownership if the applicant meets the Liquor Commission's requirements for a distributor's license and the change will "not be substantially detrimental to the representation of the manufacturer's brand or brands in the involved sales territory."

Section (18) and (19) merely amend the existing laws insofar as beer distributor's licenses and provides the brand or brands of beers and the sales territory shall be described in the beer distributor's licenses.

SECTION (20) SPECIFICALLY LIMITS THE ACT TO AFFECT BEER ONLY. THE AMENDMENT TO THE STANDING COMMITTEE REPORT WOULD ALLOW NEW MANUFACTURER'S TO COME INTO THE STATE AND SET UP ORIGINAL BEER DISTRIBUTORSHIPS WITHOUT BEING AFFECTED BY THE ACT.

Section (22) is the emergency clause.

GENERAL FILE

LEGISLATIVE BILL 377. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 469 for the Twenty-Third Day was adopted.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 334. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 485 for the Twenty-Fourth Day was adopted.

Mr. Carpenter asked unanimous consent to lay over. No objections. So ordered.

LEGISLATIVE BILL 420. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 495 for the Twenty-Fourth Day was adopted.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 336. Title read. Explained.

Advanced to Enrollment & Review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 338. Title read. Explained.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 158. Title read. Explained.

Advanced to Enrollment & Review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 206. Laid over.

MEMBER EXCUSED

Mr. Burbach asked unanimous consent to be excused for the remainer of the morning. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 368. Title read. Explained.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 477. Title read. Explained.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 492. Title read. Explained.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 534. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 509 for the Twenty-Fifth Day was adopted.

Mr. Luedtke requested a Call of the House. The Call showed 31 members present.

Mr. Swanson moved the Call be raised. The motion prevailed with 31 ayes, 0 nays and 18 not voting.

The motion to advance to Enrollment and Review lost with 20 ayes, 5 nays and 24 not voting.

UNANIMOUS CONSENT–Withdraw LB 603 and Cancel Hearing

Mr. Luedtke asked unanimous consent to withdraw LB 603 and cancel the public hearing on same. No objections. So ordered.

NOTICE OF COMMITTEE HEARING

Revenue

LB 624, 625, and 636 originally scheduled for public hearing on February 22, 1971, have been rescheduled and will be heard March 29, 1971.

(Signed) Rudolf C. Kokes, Chairman

STANDING COMMITTEE REPORT

Education

LEGISLATIVE BILL 445. Placed on General File as amended.
Standing Committee amendment to LB 445:

1. On page 2, line 3, insert a comma after "by"; in line 4 insert a comma after "attending"; and strike lines 8 to 13 and insert "under the control of such institution, or by any act or action not sanctioned by law to prevent the faculty, administrative officers, employees or students in such institution from engaging in their normal duties in connection with the operation of the institution or pursuing their studies at such institution.".

2. On page 2, line 16, strike "before" and insert "under rules and regulations for the administration of this act established by"; and in line 21 strike "ten" and insert "twenty".

3. On page 3, strike lines 1 to 3 and insert "by written order, which shall contain findings of fact upon which dismissal or expulsion is based, and shall be signed by an authorized agent of the governing"; and in line 4 strike "ten" and insert "thirty".

4. Add a new section as follows:

"Sec. 5. As used in this act, dismissal shall not include the failure to renew a probationary appointment or any faculty member or administrative staff member.".

LEGISLATIVE BILL 450. Placed on General File as amended.
Standing Committee amendments to LB 450:

1. On page 3, line 13, page 4, line 21, and page 5, lines 15 and 23, strike "assistant" and show as stricken and insert "associate".

2. On page 5, line 25, strike "proper committee" and show as stricken and insert "board of education".

LEGISLATIVE BILL 463. Placed on General File as amended.
Standing Committee amendment to LB 463:

1. On page 2, line 24, after "corporation" insert "approved by the office of mental retardation of the Department of Public Institutions"; and in line 24 strike "such" and insert "~~such~~ vocationally related".

(Signed) Don Elrod, Chairman

NOTICE OF COMMITTEE HEARINGS

Appropriations

LB 258	March 1, 1971	2:00 p.m.
LB 615	March 1, 1971	2:00 p.m.

(Signed) Richard D. Marvel, Chairman

ADJOURNMENT

At 11:32 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Wednesday, February 24, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

THIRTY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, February 24, 1971

Pursuant to adjournment, the Legislature met at 9:03 a.m., Speaker Hasebroock presiding.

PRAYER

Prayer was offered by the Chaplin.

> Lord God, as we pray for the members of this body, its officers, and all those who share in its labors, we remember that Jesus was never in a hurry and never lost his inner peace even under pressure greater than we shall ever know. But we are only human. We grow tired. We feel the strain of meeting deadlines, and we chafe under frustration. We need poise and peace of mind, and only Thou canst supply the deepest needs of tired bodies, and jaded spirits, and frayed nerves. Give to us Thy peace and refresh us in our weariness, that this may be a good day with much done and done well, that we may say with thy servant Paul: "I can do all things through Christ, who gives me strength." Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Burbach, Kennedy, Kremer, Schmit and Wallwey who were excused. Mr. Chambers was excused until 9:30 a.m., Mr. F. Carstens was excused until 11:00 a.m.

MESSAGE FROM THE GOVERNOR

February 23, 1971

Mr. President, Mr. Speaker, and
Members of the Legislature

State Capitol Building
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body I have made the following appointments requiring legislative confirmation:

Board of Trustees, Nebraska State Colleges

Robert Walker of Kearney, Nebraska, to replace James M. Knapp of Kearney who resigned and Ward Reesman of Falls City, Nebraska, to replace Bernard M. Spencer of Nebraska City.

These appointments are for six year terms expiring January 1, 1977.

Public Welfare and Public Institutions Advisory Committee

Jack Molsbee, McCook, Nebraska, who is being reappointed to a four year term expiring January 1, 1975.

Power Review Board

Leo K. Wortman of Wayne, Nebraska, replacing Harold Oldfather, of Kearney, Nebraska, for a four year term expiring January 1, 1975.

State Employees Retirement Board

Lowell Fisk and James F. Nissen both of Lincoln and are being reappointed for three year terms expiring January 1. 1974.

State Electrical Board

Norval E. Bowen of Omaha replacing Frank Phelps of Grand Island whose term has expired. The appointment is for five years expiring December 26, 1975.

We respectfully submit these names for your consideration.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:do

STANDING COMMITTEE REPORT

Urban Affairs

LEGISLATIVE BILL 188. Placed on General File as amended.

Standing Committee amendments to LB 188:

1. In section 1, page 2, line 21, strike the new matter and reinstate the stricken matter; and on page 3, line 9, after the period insert: "Any person feeling aggrieved may appeal to the district court by petition within twenty days after such final determination. The court shall hear and determine such appeal in a summary manner as in a case in equity and without a jury and shall increase or reduce the assessments as the same may be required to provide that the assessments shall be to the full extent of special benefits, and to make apportionment of benefits equitable."

2. In section 2, page 4, line 2, after "facilities" insert "; Provided, that power to construct race tracks, clubhouses, golf courses, skating rinks, auditoriums, stadiums, fieldhouses, marinas, theaters, dance halls and bowling alleys is not included in the powers herein granted".

3. In section 3, page 9, line 5, strike "seven" and insert "five".

4. Insert 2 new sections to be known as 4 and 5 and to read as follows:

"Sec. 4. Prior to the installation of any of the improvements provided for in sections 31-701 to 31-726, the plans for such improvements shall be approved by the planning department and the public works, parks, recreation and public property, public safety, or similar department of any municipality which has jurisdiction, supervision or control of like projects for such municipality when such improvements or any part thereof are within the area of the zoning jurisdiction of such municipality. Such approval shall relate to conformity with the master plan and the construction specifications and standards theretofore established by such municipality; Provided, that where a master plan or construction specifications and standards have not been established such approval shall not be required. In cases where such improvements are within the area of the zoning jurisdiction of more than one municipality, such approval shall be required only from the most populous municipality.

Sec. 5. Prior to the installation of any of the improvements provided for in sections 31-727 to 31-762, the plans for such improvements shall be approved by the planning department and the public works, parks, recreation and public property, public safety or similar department of any municipality which has jurisdiction, supervision or control of like projects for such municipality when such improvements or any part thereof are within the area of the zoning jurisdiction of such municipality. Such approval shall relate to conformity with the master plan and the construction specifications and standards theretofore established by such municipality; Provided, that where a master plan or construction specifications and standards have not been established such approval shall not be required. In cases where such improvements are within the area of the zoning jurisdiction of more than one municipality, such approval shall be required only from the most populous municipality.".

5. Renumber original section 4 as section 6.

(Signed) Harold D. Simpson, Chairman

NOTICE OF COMMITTEE HEARINGS

Agriculture and Recreation

LB 538	Thursday, March 18, 1971	2:00 p.m.
LB 540	Thursday, March 18, 1971	2:00 p.m.
LB 542	Thursday, March 18, 1971	2:00 p.m.
LB 543	Thursday, March 18, 1971	2:00 p.m.
LB 544	Thursday, March 18, 1971	2:00 p.m.
LB 117	Friday, March 19, 1971	2:00 p.m.
LB 536	Friday, March 19, 1971	2:00 p.m.
LB 537	Friday, March 19, 1971	2:00 p.m.
LB 539	Friday, March 19, 1971	2:00 p.m.
LB 541	Fricay, March 19, 1971	2:00 p.m.

(Signed) Loran Schmit, Chairman

UNANIMOUS CONSENT—Withdraw LB 465

Mrs. Orme asked unanimous consent to withdraw LB 465. Laid over.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 84. Laid over.

LEGISLATIVE BILL 193. With emergency.

A BILL FOR AN ACT to amend section 46-541, Reissue Revised Statutes of Nebraska, 1943, relating to reclamation districts; to extend the time for corporate existence; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Barnett	Carpenter	Carsten	Clark	Craft
DeCamp	Duis	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Johnson	Keyes	Kime
Klaver	Kokes	Lewis	Luedtke	Mahoney
Maresh	Marvel	Morgan	Moylan	Nore

Orme	Proud	Savage	Simpson	Skarda
Snyder	Stahmer	Stromer	Stull	Swanson
Syas	Waldo	Waldron	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 7:

Burbach	Carstens	Chambers	Kennedy	Kremer
Schmit	Wallwey			

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION–Return LB 254 to Select File

Mr. Whitney moved to return LB 254 to Select File for the consideration of the following specific amendment:

> Strike "shall" after the word
> shall in line 18, page 2.

The motion to return prevailed with 37 ayes, 1 nay and 11 not voting.

MOTION–Suspend Rules

Mr. Simpson moved to suspend the Rules and take up LB 281 on final reading today.

The motion prevailed with 37 ayes, 0 nays and 12 not voting.

BILLS ON FINAL READING

The following bill was read and put upon final passage:

LEGISLATIVE BILL 281. With emergency.

A BILL FOR AN ACT to appropriate two million seventy thousand nine hundred eighteen dollars and eighty-seven cents from the State Office Building Fund and three hundred nineteen thousand six hundred fifty-five dollars and fifty-nine cents from the state General Fund for the purpose of reimbursing the city of Lincoln and obtaining a deed for Lots one to six, Block ninety-two, Lots one to twelve, Block ninety-one, and Lots one to six, Block ninety-six, Original Plate of Lincoln, Nebraska; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with emergency clause attached?' "

Voting in the affirmative, 38:

Barnett
Carpenter
Carsten
Clark
Craft
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Keyes
Kime
Klaver
Kokes
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Simpson
Skarda
Snyder
Stahmer
Stull
Swanson
Syas
Waldo
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 2:

DeCamp
Waldron

Not voting, 9:

Burbach
Carstens
Chambers
Duis
Kennedy
Kremer
Schmit
Stromer
Wallwey

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

STANDING COMMITTEE REPORT

Education

LEGISLATIVE BILL 446. Placed on General File as amended.
Standing Committee amendments to LB 446:

1. In section 1, page 2, line 5, after "institution" insert ";but any such person may, within the scope of his employment, use and apply such amounts of force as is reasonable and necessary:

(1) to quell a disturbance, threatening physical injury to others;

(2) to obtain possession of weapons or other dangerous objects upon the person or within the control of a pupil;

(3) for the purpose of self-defense; and

(4) for the protection of persons or property;

and such acts, or any of them, shall not be construed to constitute corporal punishment within the meaning and intent of this section".

2. Add a new section to read as follows:

"Sec. 2. Any complaint of violation of section 1 of this act against any person holding a teacher's or administrator's certificate shall be investigated by the Professional Practices Commission. The commission may warn or reprimand such person or may recommend to the State Board of Education that such person's certificate be suspended.".

(Signed) Don Elrod, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 178A. Replaced on Select File as amended. Enrollment and Review amendment to LB 178A:

1. In the title, line 6, strike "272" and insert "292".

LEGISLATIVE BILL 335. Placed on Select File as amended. Enrollment and Review amendments to LB 335:

1. On page 4, line 20, strike "Said" and insert "The".
2. In the title, line 7, strike "Soldiers' and Sailors' " and insert "Veterans' ".

LEGISLATIVE BILL 85. Correctly enrolled.

LEGISLATIVE BILL 155. Correctly enrolled.

LEGISLATIVE BILL 177. Correctly enrolled.

LEGISLATIVE BILL 244. Correctly enrolled.

LEGISLATIVE BILL 249. Correctly enrolled.

LEGISLATIVE BILL 291. Correctly enrolled.

LEGISLATIVE BILL 93. Correctly enrolled.

LEGISLATIVE BILL 96. Correctly enrolled.

LEGISLATIVE BILL 99. Correctly enrolled.

LEGISLATIVE BILL 107. Correctly enrolled.

LEGISLATIVE BILL 227. Correctly enrolled.

LEGISLATIVE BILL 243. Correctly enrolled.

LEGISLATIVE BILL 253. Correctly enrolled.

(Signed) Duke Snyder, Chairman

SPEAKER SIGNS

While the Legislature was in session and capable of transacting business, the Speaker signed LB 85, LB 155, LB 177, LB 244, LB 249, LB 291, LB 93, LB 96, LB 99, LB 107, LB 227, LB 243 and LB 253.

SELECT FILE

LEGISLATIVE BILL 179 and 179A. Laid over.

LEGISLATIVE BILL 98. Enrollment and Review amendments found in the Legislative Journal on page 589 for the Thirtieth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 165. Enrollment and Review amendment found in the Legislative Journal on page 589 for the Thirtieth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 184.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 251. Enrollment and Review amendment found in the Legislative Journal on page 589 for the Thirtieth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 274. Enrollment and Review amendments found in the Legislative Journal on page 589 for the Thirtieth Day were adopted.

Laid over.

LEGISLATIVE BILL 254. Mr. Whitney's amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

MOTION–Reconsider Action on LB 299

Mr. Carpenter moved to reconsider action on LB 299 which failed on final reading on February 23, 1971.

The motion prevailed with 30 ayes, 3 nays and 16 not voting.

BILL ON FINAL READING

The following bill was read and put upon final passage:

LEGISLATIVE BILL 299.

A BILL FOR AN ACT to amend section 77-202.22, Revised Statutes Supplement, 1969, relating to revenue and taxation; to provide that one per cent of state funds distributed pursuant to the Homestead Exemption Act shall be deposited in the county general fund; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 26:

Carpenter Carsten Craft DeCamp Elrod
Epke Hasebroock Holmquist Johnson Keyes
Kime Kokes Luedtke Maresh Moylan
Nore Savage Stahmer Stromer Stull
Swanson Syas Waldo Warner Whitney
Ziebarth

Voting in the negative, 10:

Barnett Clark Goodrich Klaver Lewis
Orme Simpson Skarda Snyder Waldron

Not voting, 13:

Burbach Carstens Chambers Duis Kennedy
Kremer Mahoney Marvel Morgan Proud
Schmit Wallwey Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

UNANIMOUS CONSENT–Withdraw LB 397

Mr. Swanson asked unanimous consent to withdraw LB 397.

Mr. Swanson moved to suspend the rules and take up the request today. Motion carried with 34 ayes, 0 nays and 15 not voting.

No objections to the withdrawal of LB 397. So ordered.

MOTION–Raise LB 68

Mr. Carpenter moved to place LB 68 on General File notwithstanding the action of the Committee.

Mr. Carpenter requested a record vote:

Voting in the affirmative, 20:

Carpenter Craft DeCamp Goodrich Keyes
Kime Klaver Kokes Mahoney Maresh
Marvel Morgan Moylan Nore Savage
Stahmer Stull Syas Waldron Whitney

Voting in the negative, 19:

Barnett Carsten Clark Duis Epke
Hasebroock Holmquist Johnson Lewis Luedtke
Orme Proud Simpson Skarda Snyder
Stromer Swanson Warner Wiltse

Not voting, 10:

Burbach Carstens Chambers Elrod Kennedy
Kremer Schmit Waldo Wallwey Ziebarth

The motion to raise LB 68 failed by a vote of 20 ayes, 10 nays and 10 not voting.

MOTION—Reassign LB 868

Mr. Carpenter renewed his motion to reassign LB 868 to Urban Affairs Committee found in the Legislative Journal on page 434 for the Twenty-First Day.

Whitney moved the previous question. The question is "Shall the debate now cease?" The motion prevailed with 29 ayes, 0 nays and 20 not voting.

Mr. Carpenter's motion to reassign LB 868 lost with 10 ayes, 19 nays and 20 not voting.

STANDING COMMITTEE REPORTS

Government and Military Affairs

LEGISLATIVE BILL 231. Placed on General File as amended.
Standing Committee amendments to LB 231:
On page 2 strike all of lines 8, 9 and 10, and in line 11 strike all up to "fifty". In line 12 after "dollars" insert "per day".

On page 2 line 13 strike all after "be"; and strike all of lines 14, 15, and 16 and insert "one hundred"; and on line 17 after "dollars" insert "per day".

On page 2 line 18 strike "prior to the day on which" and insert "one week before".

On page 2 line 20 strike "cash" and insert "currency".

LEGISLATIVE BILL 257. Placed on General File as amended.
Standing Committee amendments to LB 257:
On page 3 line 16 strike the period and insert "; Provided, that before any county shall grant any franchise to construct, install, operate, or maintain a community antenna television service in any municipality located in such county, approval of the governing body of such municipality shall have been obtained and such municipality shall retain full control over all streets, alleys and public ways and the use thereof within such municipality; and, provided further, that with respect to applications for a community antenna television franchise in any city of the metropolitan class, applications shall be forwarded to such city for consideration and recommendation; and, the county board shall grant a franchise to such appli-

cant recommended by such city, excpet for good cause shown; and, the county shall not grant a franchise for such city except upon the recommendation of such city.".

On page 4 line 14 strike the period and insert "; Provided, that the proportion of all revenue generated by and derived from construction, installation, operation or maintenance of any community antenna television service within any municipality shall be paid by such county to such municipality.".

LEGISLATIVE BILL 589. Placed on General File.

LEGISLATIVE BILL 590. Placed on General File.

LEGISLATIVE BILL 591. Placed on General File as amended.
Standing Committee amendment to LB 591:
On page 2 line 6 strike "twenty-one" and show as stricken, and insert "twenty".

LEGISLATIVE BILL 637. Placed on General File.

LEGISLATIVE BILL 691. Placed on General File.

LEGISLATIVE BILL 698. Placed on General File.

LEGISLATIVE BILL 82. Indefinitely postponed.

LEGISLATIVE BILL 410. Indefinitely postponed.

(Signed) Terry Carpenter, Chairman

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on February 24, 1971 at 9:45 a.m.: LB 105, LB 106, LB 157, and LB 164.

(Signed) Barbara Jackson, Enrolling Clerk

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 668	Monday, March 15, 1971	2:00 p.m.
LB 670	Monday, March 15, 1971	2:00 p.m.
LB 676	Monday, March 15, 1971	2:00 p.m.
LB 680	Monday, March 15, 1971	2:00 p.m.
LB 793	Monday, March 15, 1971	2:00 p.m.
LB 796	Monday, March 15, 1971	2:00 p.m.
LB 797	Monday, March 15, 1971	2:00 p.m.

(Signed) Roland Luedtke, Chairman

Banking, Commerce and Insurance

LB 792	Monday, March 8, 1971	2:00 p.m.
LB 828	Tuesday, March 9, 1971	2:00 p.m.
LB 830	Tuesday, March 9, 1971	2:00 p.m.
LB 831	Monday, March 15, 1971	2:00 p.m.
LB 832	Monday, March 15, 1971	2:00 p.m.
LB 847	Monday, March 15, 1971	2:00 p.m.
LB 873	Monday, March 15, 1971	2:00 p.m.
LB 874	Monday, March 15, 1971	2:00 p.m.
LB 875	Monday, March 15, 1971	2:00 p.m.
LB 880	Monday, March 15, 1971	2:00 p.m.
LB 881	Monday, March 15, 1971	2:00 p.m.
LB 882	Tuesday, March 16, 1971	2:00 p.m.
LB 883	Tuesday, March 16, 1971	2:00 p.m.
LB 884	Tuesday, March 16, 1971	2:00 p.m.
LB 885	Tuesday, March 16, 1971	2:00 p.m.
LB 891	Tuesday, March 16, 1971	2:00 p.m.
LB 899	Monday, March 22, 1971	2:00 p.m.
LB 907	Monday, March 22, 1971	2:00 p.m.
LB 909	Monday, March 22, 1971	2:00 p.m.
LB 946	Monday, March 22, 1971	2:00 p.m.
LB 947	Monday, March 22, 1971	2:00 p.m.
LB 958	Tuesday, March 23, 1971	2:00 p.m.
LB 983	Tuesday, March 23, 1971	2:00 p.m.
LB 984	Tuesday, March 23, 1971	2:00 p.m.
LB 991	Tuesday, March 23, 1971	2:00 p.m.

The following bills set to be heard Monday, February 22, 1971 are re-scheduled for Monday, March 29, 1971.

LB 481	Monday, March 29, 1971	2:00 p.m.
LB 490	Monday, March 29, 1971	2:00 p.m.
LB 510	Monday, March 29, 1971	2:00 p.m.
LB 523	Monday, March 29, 1971	2:00 p.m.
LB 771	Tuesday, March 30, 1971	2:00 p.m.
LB 788	Tuesday, March 30, 1971	2:00 p.m.
LB 789	Tuesday, March 30, 1971	2:00 p.m.

(Signed) Sam Klaver, Chairman

COMMITTEE MEETING—Executive Session

Mr. Waldron asked unanimous consent to hold an executive session of the Miscellaneous Subjects Committee today at 1:00 p.m. in the Legislative Council Hearing Room. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 294. Title read. Explained.

Advanced to Enrollment & Review with 29 ayes, 2 nays and 18 not voting.

LEGISLATIVE BILL 301. Considered.

Mr. Syas offered the following amendment:
1. In the title, line 11, and on page 3, line 1, strike "general" and insert "primary"; and in the title, line 11, and on page 3, line 2, strike "November" and insert "May".

Mr. Syas temporarily withdrew his amendment.

Mr. Carpenter offered the following amendment which lost:
Line 25 page 2 strike 3/5 and insert majority vote of the Legislature.

The motion lost with 9 ayes, 21 nays and 19 not voting.

Mr. Syas re-offered his amendment and the motion prevailed with 32 ayes, 0 nays and 17 not voting.

Advanced to Enrollment & Review with 33 ayes, 3 nays and 13 not voting.

LEGISLATIVE BILL 305. Explained.

Mr. Syas offered the following amendment which was adopted:
1. In the title, line 9, and on page 2, line 1, strike "general" and insert "primary"; and in the title, line 10, and on page 2, line 2, strike "November" and insert "May".

Advanced to Enrollment & Review with 37 ayes, 0 nays and 12 not voting.

LEGISLATIVE BILL 333. Title read. Explained.

Mr. Syas offered the following amendment which was adopted:
1. In the title, line 8, and on page 2, line 1, strike "general" and insert "primary"; and in the title, line 9, and on page 2, line 2, strike "November" and insert "May".

Advanced to Enrollment & Review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 339. Title read. Explained.

Mr. Syas offered the following amendment which was adopted:
1. In the title, line 11, and on page 3, line 1, strike "general" and insert "primary"; and in the title,

line 11, and on page 3, line 2, strike "November" and
insert "May".

Advanced to Enrollment & Review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 340. Title read. Explained.

Mr. Syas offered the following amendment which was adopted:
1. In the title, line 7, and on page 2, line 1,
strike "general" and insert "primary"; and in the title,
line 8, and on page 2, line 2, strike "November" and
insert "May".

Advanced to Enrollment & Review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 341. Title read. Explained.

Mr. Syas offered the following amendment which was adopted:
1. In the title, line 7, and on page 2, line 1,
strike "general" and insert "primary"; and in the title,
line 8, and on page 2, line 2, strike "November" and
insert "May".

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

NOTICE OF COMMITTEE HEARINGS

The Budget and Appropriations Committee will hold the following hearings on agency budget requests. Hearings will begin at 2:00 p.m. in Room 2414 State Capitol.

March 1	Health Department
March 2	Department of Adminstrative Services
March 3	Department of Education

(Signed) Richard D. Marvel, Chairman

STANDING COMMITTEE REPORT

Education

LEGISLATIVE BILL 447. Placed on General File as amended:
Standing Committee amendments to LB 447:
1. On page 2, strike the new matter on lines
19 to 23 and insert "When any territory not included in a school district offering secondary education becomes a part of such a district, the territory's proportionate share of any balance remaining in the nonresident tuition fund as of September 15 shall be credited to the district of which the territory has become a part.".

2. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.

LEGISLATIVE BILL 470. Placed on General File.

(Signed) Don Elrod, Chairman

ADJOURNMENT

At 11:57 a.m., on a motion by Mr. Holmquist, the Legislature adjourned until 9:00 a.m., Thursday, February 25, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

THIRTY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, February 25, 1971

Pursuant to adjournment, the Legislature met at 9:03 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> We thank Thee, O Lord, that this land is still governed by the people's representatives. Let democratic processes be seen at their best in this time of testing. As these chosen men and women discharge their duties, guide them, O God, in the decisions they must make today. Give them the grace of humility, and shed now thy guiding light into every mind. Break down every will that is stubborn against thine, or that has ignored Thee. May what is done be so clearly right that it needs no incendiary justification. Soothe our still smoldering hearts and minds with the spirit of forgiveness. Let us be swayed not by emotion or ambition but by calm conviction. This we ask in Jesus' name. Amen.

ROLL CALL

The roll was called and all members were present except Mr. Moylan who was excused and Mr. Warner who was excused until 9:45 a.m.

MESSAGES FROM THE GOVERNOR

February 24, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills No. 36, 69, 92, 128, 135, 187, 210, 212, 213, 214, 215, 216, 218, 219 and 220. These bills were signed by me on February 22, 1971 and delivered to the Secretary of State.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw

February 24, 1971

Mr. Vince Brown
Clerk of the Legislature
Capitol Building
Lincoln, Nebraska

Dear Vince:

This is to document that on February 24, 1971, Legislative Bills 105, 106, 157, and 164 were signed.

These Bills were signed during Governor Exon's absence from the State and in my capacity as Acting Governor.

They have been forwarded to the Secretary of State's office which is the official repository for legislative bills.

Sincerely yours,

(Signed) Frank Marsh
Acting Governor

STANDING COMMITTEE REPORTS

Constitutional Revision

LEGISLATIVE BILL 347. Placed on General File.

LEGISLATIVE BILL 502. Placed on General File as amended.
Standing Committee amendment to LB 502:
1. Amend page 2 by striking lines 14 to 16
and inserting "Constitutional amendment repealing obsolete provisions for election of a United States Senator".

LEGISLATIVE BILL 604. Placed on General File.

LEGISLATIVE BILL 621. Placed on General File.

LEGISLATIVE BILL 392. Indefinitely postponed.

LEGISLATIVE BILL 584. Indefinitely postponed.

(Signed) Wally Barnett, Vice-Chairman

Labor

LEGISLATIVE BILL 363. Placed on General File.

(Signed) Harold T. Moylan, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 292. Replaced on Select File as amended. Enrollment and Review amendments to LB 292:

1. In line 3 of the Whitney amendment 2, insert a comma after "79-501".
2. In the title, line 7, insert "79-501," after the second comma.

LEGISLATIVE BILL 377. Placed on Select File as amended. Enrollment and Review amendment to LB 377:

1. In lieu of the standing committee amendment, on page 2, line 26, insert "a cash deposit is made or" after "when".

LEGISLATIVE BILL 420. Placed on Select File as amended. Enrollment and Review amendment to LB 420:

1. In the title, line 3, strike "legal" and insert "registered".

LEGISLATIVE BILL 336. Placed on Select File as amended. Enrollment and Review amendment to LB 336:

1. On page 2, line 12, strike the comma and show the same as stricken.

LEGISLATIVE BILL 338. Placed on Select File as amended. Enrollment and Review amendment to LB 338:

1. On page 2, line 5, strike "described" and insert "defined".

LEGISLATIVE BILL 158. Placed on Select File as amended. Enrollment and Review amendment to LB 158:

1. On page 2, insert an underscored period after "districts" in line 8 and after "rendered" in line 11; and in lines 9 and 13, strike the period and show the same as stricken.

LEGISLATIVE BILL 368. Placed on Select File.

LEGISLATIVE BILL 477. Placed on Select File as amended.
Enrollment and Review amendment to LB 477:
1. On page 2, line 2, and in the title, lines 2 and 3, insert "Nebraska" before "State".

LEGISLATIVE BILL 492. Placed on Select File.

LEGISLATIVE BILL 114. Correctly re-engrossed.

LEGISLATIVE BILL 130. Correctly engrossed.

LEGISLATIVE BILL 131. Correctly engrossed.

LEGISLATIVE BILL 147. Correctly engrossed.

LEGISLATIVE BILL 148. Correctly engrossed.

LEGISLATIVE BILL 222. Correctly engrossed.

LEGISLATIVE BILL 252. Correctly engrossed.

LEGISLATIVE BILL 211. Correctly engrossed.

LEGISLATIVE BILL 281. Correctly enrolled.

LEGISLATIVE BILL 193. Correctly enrolled.

LEGISLATIVE BILL 299. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in Session and capable of transacting business, the President signed LB 281, LB 193, LB 299, LR 17, and LR 19.

UNANIMOUS CONSENT—Withdraw LB 860

Mr. Kennedy asked unanimous consent to withdraw LB 860 and to cancel the hearing. Laid over.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 40.

A BILL FOR AN ACT to amend section 43-208, Reissue Revised Statutes of Nebraska, 1943, relating to dependent and neglected children; to clarify provisions; to provide for payment of the cost of education of such children as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft DeCamp Elrod Epke
Goodrich Holmquist Johnson Kennedy Keyes
Kime Klaver Kokes Kremer Lewis
Luedtke Mahoney Maresh Morgan Nore
Orme Proud Savage Schmit Simpson
Skarda Snyder Stahmer Stromer Stull
Swanson Syas Waldo Waldron Wallwey
Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 6:

Chambers Duis Hasebroock Marvel Moylan
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 48.

A BILL FOR AN ACT to amend section 83-187, Revised Statutes Supplement, 1969, relating to state institutions; to require the Division of Corrections to send to prescribed officials a copy of the release or discharge of all persons released from the division's custody; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft DeCamp Elrod Epke
Goodrich Hasebroock Holmquist Johnson Kennedy
Keyes Kime Klaver Kokes Kremer
Lewis Luedtke Mahoney Maresh Morgan
Nore Orme Proud Savage Schmit
Simpson Skarda Snyder Stahmer Stromer
Stull Swanson Syas Waldo Waldron
Wallwey Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 5:

Chambers Duis Marvel Moylan Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 81. With emergency.

A BILL FOR AN ACT relating to public health and welfare; to provide for temporary licenses to practice physical therapy as prescribed; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Barnett Burbach Carpenter Carsten Clark
Craft DeCamp Elrod Epke Goodrich
Hasebroock Holmquist Johnson Kennedy Keyes
Kime Klaver Kokes Kremer Lewis
Luedtke Mahoney Maresh Morgan Nore
Orme Proud Savage Schmit Simpson
Skarda Snyder Stahmer Stromer Stull
Swanson Syas Waldo Waldron Wallwey
Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 6:

Carstens Chambers Duis Marvel Moylan
Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 97.

A BILL FOR AN ACT to amend sections 68-1101, 68-1103, 68-1104, and 68-1105, Reissue Revised Statutes of Nebraska, 1943, relating to the Advisory Committee on Aging; to change the name to the Nebraska Commission on Aging; to standardize provisions on payment of expenses; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Keyes Kime Klaver Kokes
Kremer Lewis Luedtke Mahoney Maresh
Marvel Morgan Nore Orme Proud
Savage Schmit Simpson Skarda Snyder
Stahmer Stromer Stull Swanson Syas
Waldo Waldron Wallwey Whitney Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Chambers Moylan Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 129. With emergency.

A BILL FOR AN ACT to amend sections 23-923, 23-925, and 23-927, Reissue Revised Statutes of Nebraska, 1943, relating to budgets of political subdivisions; to provide exceptions to the requirement for publication of budget statements; to change dates; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with emergency clause attached?' "

Voting in the affirmative, 45:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Keyes Kime Klaver Kokes
Kremer Lewis Luedtke Mahoney Maresh
Marvel Morgan Nore Orme Proud
Savage Schmit Simpson Skarda Snyder
Stahmer Stromer Stull Syas Waldo
Waldron Wallwey Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 4:

Chambers Moylan Swanson Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 132.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 13, of the Constitution of Nebraska, relating to the Legislature; to clarify the meaning and eliminate obsolete matter; to provide for the submission of the proposed amendment to the electors at the primary election in May, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the primary election in May, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article III, section 13, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 13. The style of all bills shall be, Be it enacted by the people of the State of Nebraska, and no law shall be enacted except by bill. No bill shall be passed by the Legislature unless by the assent of a majority of all members elected and the yeas and nays on the question of final passage of any bill shall be entered upon the journal."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

> "Constitutional amendment clarifying the meaning and eliminating obsolete matter.
> For
> Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft DeCamp Duis Elrod

Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Chambers
Moylan
Warner

A constitutional four-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 139.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 22, of the Constitution of Nebraska, relating to the Legislature; to eliminate the requirement that the Legislature make appropriations until the expiration of the first quarter after adjournment of the next regular session; to provide for the submission of the proposed amendment to the electors at the primary election in May, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the primary election in May, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article III, section 22, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 22. Each Legislature shall make appropriations for the expenses of the Government. And whenever it is deemed necessary to make further appropriations for deficiencies, the same shall require a two-thirds vote of all the members elected to the Legislature. Bills making appropriations for the pay of members and officers of the Legislature, and for the salaries of the officers of the Government, shall contain no provision on any other subject."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

> "Constitutional amendment eliminating the requirement that the Legislature make appropriations until the expiration of the first quarter after the adjournment of the next regular session.
> For
> Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett Carpenter Carsten Carstens Clark
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Johnson Kennedy
Keyes Kime Klaver Kokes Kremer
Lewis Luedtke Mahoney Maresh Marvel
Morgan Nore Orme Proud Savage
Schmit Simpson Skarda Snyder Stromer
Stull Swanson Syas Waldo Waldron
Wallwey Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 5:

Burbach Chambers Moylan Stahmer Warner

A constitutional four-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 150.

A BILL FOR AN ACT to amend sections 71-1,103, 71-1,104, 71-1,104.02, 71-1,107.01, 71-1,107.02, 71-1,107.03, 71-1,107.04, 71-1,107.05, 71-107.06, 71-1,107.05, 71-1,107.06, 71-1,107.07, 71-1,107.08, 71-1,107.09, 71-1,107.10, 71-1,107.11, and 71-1,107.13, Revised Statutes Supplement, 1969, relating to medicine and surgery; to transfer duties from the State Board of Health and Director of Health to the Department of Health as prescribed; to provide qualification for issuing visiting faculty permits; to define terms; to provide for temporary educational permits; to clarify the meaning thereof; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft DeCamp Duis Epke
Goodrich Hasebroock Holmquist Johnson Kennedy
Keyes Kime Klaver Kokes Kremer
Lewis Luedtke Mahoney Maresh Marvel
Morgan Nore Orme Proud Savage
Schmit Simpson Skarda Snyder Stahmer
Stromer Stull Swanson Syas Waldo
Waldron Wallwey Warner Whitney Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Chambers Elrod Moylan

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 175.

A BILL FOR AN ACT relating to education; to define terms; to provide for student teachers or interns as prescribed; and to provide duties.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett Burbach Carsten Carstens Clark
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Johnson Kennedy
Keyes Kime Klaver Kokes Kremer
Lewis Luedtke Maresh Marvel Morgan
Nore Orme Proud Savage Schmit
Simpson Skarda Snyder Stahmer Stromer
Swanson Syas Waldo Waldron Wallwey
Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 5:

Carpenter Chambers Mahoney Moylan Stull

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 186.

A BILL FOR AN ACT to amend section 31-436, Reissue Revised Statutes of Nebraska, 1943, relating to drainage; to authorize a city of the metropolitan class to assume operation and maintenance of a drainage district as prescribed; to provide for transfer and assumption of responsibilities and obligations; to provide taxes; to provide for dividends; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Kime	Kokes	Kremer
Lewis	Luedtke	Mahoney	Maresh	Marvel
Morgan	Nore	Orme	Proud	Savage
Schmit	Simpson	Skarda	Snyder	Stahmer
Stromer	Stull	Swanson	Syas	Waldo
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 2:

Klaver Wallwey

Not voting, 3:

Chambers Moylan Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—Return LB 250 to Select File

Mr. Goodrich moved to return LB 250 to Select File for consideration of the following specific amendment:

1. Amend page 1 by striking the new matter and reinstating the stricken matter, and line 8 by inserting "In case of a tie vote, the Governor shall appoint a presiding judge." after the period.

The motion prevailed with 30 ayes, 13 nays and 6 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 271.

A BILL FOR AN ACT to amend sections 47-204 and 47-205, Reissue Revised Statutes of Nebraska, 1943, relating to jails; to provide for the keeping of certain jail records; to provide for summary reports to district courts; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett
Burbach
Carpenter
Carsten
Carstens
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Chambers
Moylan
Nore

A constitutional majority having voted in the affirmative, the bill was declared passed and title agreed to.

LEGISLATIVE BILL 329. With emergency.

A BILL FOR AN ACT to amend section 43-104, Reissue Revised Statutes of Nebraska, 1943, relating to adoption; to change the consent required; to provide for applicability to pending proceedings; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Duis
Elrod Epke Goodrich Hasebroock Holmquist
Johnson Kennedy Keyes Kime Klaver
Kokes Kremer Lewis Luedtke Mahoney
Maresh Marvel Morgan Orme Proud
Savage Schmit Simpson Skarda Snyder
Stahmer Stromer Stull Swanson Syas
Waldo Waldron Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 2:

Moylan Nore

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

UNANIMOUS CONSENT-Unbracket LB 84

Mr. F. Carstens asked unanimous consent to unbracket LB 84 on Final Reading. No objections. So ordered.

BILL ON FINAL READING

The following bill was read and put upon final passage:

LEGISLATIVE BILL 84.

A BILL FOR AN ACT to amend sections 83-170, 83-171, 83-176, and 83-1,138, Revised Statutes Supplement, 1969, relating to state institutions; to provide that the Division of Juvenile Delinquency shall have equal status with the Division of Corrections and shall operate the Boys' Training School and the Girls' Training School; to provide authority for the Deputy Director for Juvenile Delinquency; to provide for transfers; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 18:

Burbach Carpenter Carsten Carstens Chambers
Elrod Goodrich Johnson Keyes Kokes
Kremer Mahonev Schmit Simpson Stahmer
Syas Waldron Wiitse

Voting in the negative, 27:

Barnett	Clark	Craft	DeCamp	Duis
Epke	Hasebroock	Holmquist	Kennedy	Kime
Klaver	Luedtke	Maresh	Marvel	Morgan
Orme	Savage	Skarda	Snyder	Stromer
Stull	Swanson	Waldo	Wallwey	Warner
Whitney	Ziebarth			

Not voting, 4:

Lewis	Moylan	Nore	Proud

Having failed to receive a constitutional majority voting in the affirmative, the bill failed of passage.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on February 25, 1971 at 9:30 a.m.: LB 85, LB 155, LB 177, LB 244, LB 249, LB 291, LB 93, LB 96, LB 99, LB 243, LB 227, LB 107, and LB 253.

(Signed) Barbara Jackson, Enrolling Clerk

NOTICE OF COMMITTEE HEARINGS

Urban Affairs

LB 549	Wednesday, March 10, 1971	2:00 p.m.
LB 550	Wednesday, March 10, 1971	2:00 p.m.
LB 560	Wednesday, March 10, 1971	2:00 p.m.
LB 583	Wednesday, March 10, 1971	2:00 p.m.
LB 602	Wednesday, March 10, 1971	2:00 p.m.
LB 848	Wednesday, March 10, 1971	2:00 p.m.
LB 849	Wednesday, March 10, 1971	2:00 p.m.
LB 634	Wednesday, March 17, 1971	2:00 p.m.
LB 682	Wednesday, March 17, 1971	2:00 p.m.
LB 693	Wednesday, March 17, 1971	2:00 p.m.
LB 740	Wednesday, March 17, 1971	2:00 p.m.
LB 835	Wednesday, March 17, 1971	2:00 p.m.
LB 747	Wednesday, March 17, 1971	2:00 p.m.
LB 594	Wednesday, March 24, 1971	2:00 p.m.
LB 876	Wednesday, March 24, 1971	2:00 p.m.
LB 878	Wednesday, March 24, 1971	2:00 p.m.
LB 890	Wednesday, March 24, 1971	2:00 p.m.
LB 893	Wednesday, March 24, 1971	2:00 p.m.
LB 894	Wednesday, March 24, 1971	2:00 p.m.
LB 926	Wednesday, March 24, 1971	2:00 p.m.

LB 921	Wednesday, March 31, 1971	2:00 p.m.
LB 937	Wednesday, March 31, 1971	2:00 p.m.
LB 942	Wednesday, March 31, 1971	2:00 p.m.
LB 943	Wednesday, March 31, 1971	2:00 p.m.
LB 975	Wednesday, March 31, 1971	2:00 p.m.
LB 982	Wednesday, March 31, 1971	2:00 p.m.

(Signed) Harold D. Simpson, Chairman

Constitutional Revision

LB 533	Thursday, March 11, 1971	2:00 p.m.
LB 610	Thursday, March 11, 1971	2:00 p.m.
LB 611	Thursday, March 11, 1971	2:00 p.m.
LB 978	Thursday, March 11, 1971	2:00 p.m.

LB 627	Friday, March 12, 1971	2:00 p.m.
LB 763	Friday, March 12, 1971	2:00 p.m.
LB 979	Friday, March 12, 1971	2:00 p.m.

(Signed) George Syas, Chairman

STANDING COMMITTEE REPORT

Education

LEGISLATIVE BILL 469. Placed on General File as amended.
Standing Committee amendments to LB 469:

1. Strike original sections 1 and 2 and insert the following:

"Section 1. In counties which are contiguous to the boundary line of this state, the parent or legal guardian of any pupil authorized or required to attend any of grades kindergarten through twelve may apply for authority for such pupil to attend school in a district in an adjoining state. Such application shall be made on or before August 15 of each year to the board of education of the school district in which the parent or guardian resides, and shall specify the district in the adjoining state to which the parent or guardian seeks to send the pupil. The application also shall state whether any of the following conditions exists: (1) The pupil lives nearer an attendance center in the proposed receiving district than in the district of residence; (2) Natural barriers such as rivers cause transportation difficulties within the district of residence; (3) Road conditions from the pupil's home to the school in the proposed receiving district are better than to the school in the district of residence; (4) Travel time would be less to the school in the proposed receiving district; and (5) Educational advantages for the pupil exist in the proposed receiving district.

Sec. 2. Upon receipt of an application pursuant to section 1 of this act, the board of education shall inquire of the proposed receiving district if it is willing to receive the pupil. If the proposed receiving district is willing to do so, and the school which the pupil would attend is accredited, and the conditions of section 3 of this act have been met, the board of education may authorize such attendance.

Sec. 3. No application for attendance of a pupil in a school of another state pursuant to this act shall be approved unless such state has in force an act which the State Board of Education determines to be similar to the provisions of this act.

Sec. 4. When any board of education authorizes attendance at a school in an adjoining state pursuant to this act, the sending district shall pay to the receiving district tuition for each pupil for each day the pupil is actually enrolled in the receiving district up to one hundred eighty-five days per year. The daily rate of tuition shall be equal to the amount of the actual per pupil per day operating expense of the receiving district for the preceding school year.

Sec. 5. The State Board of Education shall have access to the records of the receiving district in an adjoining state in order to verify the amount charged by the receiving district, and the state board of education of an adjoining state sending students to a district in this state shall have similar access to the records of a receiving district in this state. When necessary the Commissioner of Education shall confer with the head of the department of education of an adjoining state to establish uniform methods of determining costs pursuant to this act. The Commissioner of Education also may prescribe forms to be used for applications pursuant to section 1 of this act, and shall assist local boards of education in carrying out the provisions of this act.

Sec. 6. That section 79-4,106, Reissue Revised Statutes of Nebraska, 1943, is repealed."

(Signed) Duke Snyder, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 24.

LR 24 found in the Legislative Journal on page 575 for the Twenty-Ninth Day was read.

Mr. Stahmer requested a Call of the House. The Call showed 45 members present.

Mr. Carpenter moved the Call be raised. The motion prevailed with 38 ayes, 2 nays, and 9 not voting.

The motion to adopt LR 24 prevailed with 27 ayes, 4 nays and 18 not voting.

MEMBERS EXCUSED

Mr. Kime asked unanimous consent to be excused until Tuesday, March 2, 1971. No objections. So ordered.

Mr. Lewis asked unanimous consent to be excused Friday and Monday, February 26 and March 1, 1971. No objections. So ordered.

UNANIMOUS CONSENT–Withdraw LB 465

Mrs. Orme renewed her request to withdraw LB 465 found on page 612 of the Legislative Journal for the Thirty-First Day. No objections. So ordered.

ANNOUNCEMENT

Mr. Swanson announced the Executive Board will meet at 8:00 a.m. tomorrow, February 26, in Room 2017.

UNANIMOUS CONSENT–Bracket LB 274

Mr. Waldron asked unanimous consent to bracket LB 274 on Select File until March 4, 1971. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 178A. Enrollment and Review amendment found in the Legislative Journal on page 615 for the Thirty-First Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 335. Enrollment and Review amendments found in the Legislative Journal on page 615 for the Thirty-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 250. Laid over until March 2, 1971

MOTION–Raise LB 255

Mr. Carpenter moved to place LB 255 on General File notwithstanding the action of the Committee.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 16:

Burbach Carpenter Carstens Chambers Epke
Keyes Klaver Kokes Kremer Mahoney
Morgan Schmit Stahmer Stull Waldron
Wallwey

Voting in the negative, 20:

Barnett Carsten Craft DeCamp Goodrich
Hasebroock Holmquist Kennedy Lewis Luedtke
Maresh Proud Savage Simpson Skarda
Snyder Stromer Swanson Syas Warner

Not voting, 12:

Clark Duis Elrod Johnson Kime
Marvel Moylan Nore Orme Waldo
Whitney Ziebarth

The Carpenter motion failed with 16 ayes, 20 nays and 12 not voting.

VISITORS

Mr. Barnett introduced ninety-six Fourth Grade Students from Huntington Grade School, Lincoln, Nebraska and their teachers Mesdames Davis, Woerner, and Skaar and Miss Mary Kay Kirby.

NOTICE OF COMMITTEE HEARINGS

Public Health and Welfare

LB 522	Monday, March 8, 1971 (Rescheduled from 2/22)	2:00 p.m.
LB 480	Monday, March 15, 1971 (Rescheduled from 2/22)	2:00 p.m.
LB 790	Monday, March 15, 1971	2:00 p.m.
LB 799	Monday, March 15, 1971	2:00 p.m.
LB 803	Monday, March 15, 1971	2:00 p.m.
LB 869	Monday, March 15, 1971	2:00 p.m.
LB 512	Tuesday, March 16, 1971 (Rescheduled from 2/22)	2:00 p.m.
LB 908	Tuesday, March 16, 1971	2:00 p.m.
LB 910	Tuesday, March 16, 1971	2:00 p.m.
LB 898	Monday, March 22, 1971	2:00 p.m.
LB 901	Monday, March 22, 1971	2:00 p.m.
LB 902	Monday, March 22, 1971	2:00 p.m.
LB 952	Monday, March 22, 1971	2:00 p.m.

LB 806	Tuesday, March 23, 1971	2:00 p.m.
LB 842	Tuesday, March 23, 1971	2:00 p.m.
LB 912	Tuesday, March 23, 1971	2:00 p.m.
LB 985	Tuesday, March 23, 1971	2:00 p.m.

(Signed) Thomas Kennedy, Chairman

GENERAL FILE

Mr. Waldron asked unanimous consent to replace Legislative Bill 356 and Legislative Bill 357 on bottom of General File. No objections. So ordered.

MOTION—Unbracket LB 190

Mr. Waldron asked unanimous consent to unbracket LB 190 on General File. No objections. So ordered.

LEGISLATIVE BILL 190. Considered.

Waldron's amendment found in the Legislative Journal on page 585 on the Twenty-Ninth Day was adopted by a vote of 32 ayes, 0 nays and 16 not voting.

Advanced to Enrollment & Review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 334. Title read. Explained.

Advanced to Enrollment & Review with 34 ayes, 0 nays and 12 not voting.

UNANIMOUS CONSENT—Print in Journal

Mr. Carpenter asked unanimous consent to print the following amendments in the Journal LB 234:

1. At page 2, Section 2, (7) at line 12 after the word "whatsoever." insert the word, "used" in lieu of the word "sed."
2. At page 3, Section 2, (25) at line 25 add at the end of the line after the word "the" the following: "relationship whereby the" and at line 27 of the same section, after the second word "the" insert the words "relationship whereby the".
3. At page 5, Section 7, at line 3 after the word "involved" add the words "manufacturer and".
4. At page 5, Section 11 (2), at line 14 after the word "allied" strike the word "or" and insert a comma"," and after the word "other" strike the word "prodicts" and insert the words "products or other brands of beer;"
5. At page 6, Section 12, (6) at line 6 in the second paragraph of the subsection and Section 13 (5) at line 18 in the second paragraph of the subsection after the words "grounds" strike the period"." and add the words "within a reasonable time."

6. At page 6, Section 15, Line 24, after the word "manufacturer" insert a comma and the following: "without complying with the requirements of this act," and in section 15 at page 7, lines 6 and 7 strike the words "without complying with the requirements of the act," and also at line 7 after the word "such" strike the word "act" and in lieu thereof insert the word"conduct."
7. At page 8, Section 20, line 20 after the words "section 1" strike the words "and 2" and at page 8 at line 21 the number "4" and in lieu thereof insert number "3" and at the end of Line 22 strike the period "." and add: "and nothing in this act shall prevent any manufacturer newly licensed under this act from appointing original distributorships in this state."

Laid over.

LEGISLATIVE BILL 161. Title read. Explained.

Advanced to Enrollment and Review with 39 ayes, 0 nays and 10 not voting.

ADJOURNMENT

At 11:48 a.m., on a motion by Mr. Swanson, the Legislature adjourned until 9:00 a.m., Friday, February 26, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

THIRTY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Friday, February 26, 1971

Pursuant to adjournment the Legislature met at 9:07 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> We are glad, our Father, that troubles are like cannibals - the big ones eat up the little ones. But may it not be so with our duties and responsibilities. Help our Senators to keep a sane perspective, lest the big issues overshadow the lesser ones, and they fail to do Thy will with them. In all things, big and little, reveal to us Thy wisdom and Thy love. Through Jesus Christ our Lord. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Kime, Lewis, and Morgan who were excused.

LOBBY REPORT

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of all lobbyists who have registered as of February 25, 1971. Further lists will be submitted on the last legislative day of each calendar week, listing additional lobbyists who have registered during that week, until all registrations are completed.

(Signed) Vincent D. Brown
Clerk of the Legislature

Davis, Clarence A. - Lincoln, Soap and Detergent Association
Harding, William A. - Lincoln, City of Grand Island
Martens, Laverne H. - Wahoo, City of Wahoo
Matt, Paul III - Lincoln, James E. Ryan, Attorney
Moylan, James H. - Omaha, Nebraska Hotel-Motel Association
Nelson, Richard P. - Lincoln, Nebraska Association of Cosmotology Schools
Patzel, Helen L. - Lincoln, Nebraska Woman's Christian Temperance Union
Proctor, Jack K. - Millard, Nebraska State Utility Workers Conference
Ryan, James E. - Lincoln, Retail Credit Company

STANDING COMMITTEE REPORT

Judiciary

LEGISLATIVE BILL 382. Placed on General File as amended.

Standing Committee amendments to LB 382:

1. Amend the bill by striking section 1 and inserting the following:

"Section 1. That section 38-123.01, Revised Statutes Supplement, 1969, be amended to read as follows:

38-123.01. If the personal estate of any minor or incompetent under guardianship is of the value of more than ~~one thousand~~ two hundred dollars but not more than three thousand dollars, and if the ward is not the owner of real estate, the court may in its discretion order that the assets of the ward be invested in the manner provided in section 38-121, and release the guardian from bond. Thereafter no additional accounting shall be required by the court and the guardian shall thereafter be discharged on application of the ward or guardian or upon the court's own motion following the date the ward obtains his majority or competency.

Sec. 2. That original section 38-123.01, Revised Statutes Supplement, 1969, and also section 38-123, Revised Statutes Supplement, 1969, are repealed.".

(Signed) Roland Luedtke, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 126. Replaced on Select File as amended.
Enrollment and Review amendments to LB 126:

1. In section 1, as amended, line 9, insert "~~who~~" after the stricken comma as in the Constitution.

2. In the title, line 3, strike "section 8" and insert "sections 8, 17, and 27"; and in line 9, strike the second comma and insert a semicolon.

LEGISLATIVE BILL 254. Replaced on Select File as amended. Enrollment and Review amendment to LB 254:

1. In the last line of the Whitney amendment adopted 2/24/71, strike "18" and insert "17".

LEGISLATIVE BILL 89. Placed on Select File as amended. Enrollment and Review amendment to LB 89:

1. Renumber sections as follows: Sections 1 and 2 - sections 2 and 3 added by the Mahoney amendment; section 3 - new section 1 added by standing committee amendment 1; and sections 4 and 5 - original sections 1 and 2.

2. In renumbered section 3, line 117, strike "them" and insert "him".

3. In standing committee amendment 5, line 2, strike the first period.

4. In standing committee amendment 7, line 4, strike "them" and insert "him".

5. Amend section 5 to read:

"Sec. 5. That original sections 52-1001, 52-1003, 77-2712, and 77-27,105, Revised Statutes Supplement, 1969, are repealed.".

6. In the title, strike lines 2 to 7 and insert:

"FOR AN ACT relating to tax liens; to provide for filing of notices of federal liens on personal property with the register of deeds; to provide a fee for filing notices of lien and certificates of discharge for sales, use, and income tax; to amend sections 52-1001, 52-1003, 77-2712, and 77-27,105, Revised Statutes Supplement, 1969; and to repeal the original sections.".

LEGISLATIVE BILL 294. Placed on Select File as amended. Enrollment and Review amendment to LB 294:

1. On page 2, line 16, insert an underscored comma after "gambling".

LEGISLATIVE BILL 301. Placed on Select File as amended. Enrollment and Review amendment to LB 301:

1. On page 5, line 17 and in the title, line 7, strike "speaker" and insert "Speaker of the Legislature".

LEGISLATIVE BILL 305. Placed on Select File.

LEGISLATIVE BILL 333. Placed on Select File as amended. Enrollment and Review amendment to LB 333:

1. On page 2, line 17, insert an underscored period after "court"; and in line 18, strike the period and show the same as stricken.

LEGISLATIVE BILL 339. Placed on Select File as amended. Enrollment and Review amendments to LB 339:

1. In the Syas amendment insert "of the printed bill," at the end of line 1 and after the third comma in line 3.
2. On page 2, line 12, insert "of this article," after "2"; in line 16, insert an underscored period after "same"; and strike the period in line 18 and show the same as stricken.

LEGISLATIVE BILL 340. Placed on Select File.

LEGISLATIVE BILL 341. Placed on Select File as amended. Enrollment and Review amendment to LB 341:

1. On page 2, line 18, insert "by eliminating reference to a two-house Legislature" after "thereof".

LEGISLATIVE BILL 51. Correctly re-engrossed.

LEGISLATIVE BILL 52. Correctly engrossed.

LEGISLATIVE BILL 98. Correctly engrossed.

LEGISLATIVE BILL 165. Correctly engrossed.

LEGISLATIVE BILL 184. Correctly engrossed.

LEGISLATIVE BILL 191. Correctly engrossed.

LEGISLATIVE BILL 251. Correctly engrossed.

(Signed) Duke Snyder, Chairman

UNANIMOUS CONSENT—Withdraw LB 860

Mr. Kennedy renewed his request found in the Legislative Journal on page 627 for the Thirty-First Day to withdraw LB 860. No objections. So ordered.

VISITORS

The President introduced the American Field Service students. They are attending a Regional Conference which is being held in Lincoln, Nebraska.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LR 24.

SPEAKER HASEBROOCK PRESIDING

MOTION—Information to Senators

Mr. Carpenter moved that the State Investment Council direct the State Investment Officer each month to forward to the Executive Board, who in turn will forward to each individual Senator; and if not in session, to his home address, the following information:

The itemization of all investments in all categories showing the original purchase price, the current value each month as reflected in the various exchanges in this country indicating the loss or gain in each investment during the time the investment has been held, and the loss or gain in the previous month as above outlined; and also to forward the same information to be obtained from any bank or banks or insurance companies for the State of Nebraska as authorized in the present law, and giving the same information.

Mr. Carpenter added the following amendment to his motion which was adopted:
They report the commissions paid and who received them on each monthly report.

Laid over.

MEMBER EXCUSED

Mr. Kremer asked unanimous consent to be excused for the balance of the day.

SELECT FILE

LEGISLATIVE BILL 292. Enrollment and Review amendment found in the Legislative Journal on page 626 for the Thirty-Second Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 377. Enrollment and Review amendment found in the Legislative Journal on page 626 for the Thirty-Second Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 420. Enrollment and Review amendment found in the Legislative Journal on page 626 for the Thirty-Second Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 336. Enrollment and Review amendment found in the Legislative Journal on page 626 for the Thirty-Second Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 338. Enrollment and Review amendment found in the Legislative Journal on page 626 for the Thirty-Second Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 158. Enrollment and Review amendment found in the Legislative Journal on page 626 for the Thirty-Second Day was adopted.

Mr. Carpenter asked unanimous consent to add the emergency clause. No objections. So ordered.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 368.

Mr. Carpenter asked unanimous consent to add the emergency clause. No objections. So ordered.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 477. Enrollment and Review amendment found in the Legislative Journal on page 627 for the Thirty-Second Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 492.

Advanced to Enrollment and Review for engrossment.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 40. Correctly enrolled.

LEGISLATIVE BILL 48. Correctly enrolled.

LEGISLATIVE BILL 81. Correctly enrolled.

LEGISLATIVE BILL 97. Correctly enrolled.

LEGISLATIVE BILL 129. Correctly enrolled.

LEGISLATIVE BILL 132. Correctly enrolled.

LEGISLATIVE BILL 139. Correctly enrolled.

LEGISLATIVE BILL 150. Correctly enrolled.

LEGISLATIVE BILL 175. Correctly enrolled.

LEGISLATIVE BILL 186. Correctly enrolled.

LEGISLATIVE BILL 271. Correctly enrolled.

LEGISLATIVE BILL 329. Correctly enrolled.

(Signed) Duke Snyder, Chairman

SPEAKER SIGNS

While the Legislature was in session and capable of transacting business, the Speaker signed LB 40, LB 48, LB 81, LB 97, LB 129, LB 132, LB 139, LB 150, LB 175, LB 186, LB 271, and LB 329.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on February 25, 1971 at 4:00 p.m.: LB 281, LB 299, and LB 193.

(Signed) Barbara Jackson, Enrolling Clerk

MEMBER EXCUSED

Mr. Duis asked unanimous consent to be excused at 11:30 a.m. No objections. So ordered.

MOTION–Raise Pay

Mr. Swanson moved to ratify the decision of the executive board to raise the pay of all part time employees 5% effective March 1, 1971.

Mr. Elrod moved to amend the Swanson motion to read 10%.

Mr. Carpenter moved the previous question. The question is, 'Shall the debate now cease?" The motion prevailed with 31 ayes, 4 nays and 14 not voting.

Mr. Elrod's amendment prevailed with 36 ayes, 1 nay and 12 not voting.

Mr. Carpenter moved to amend the Swanson motion to provide that in no event shall wages be less than $1.60 per hour.

Mr. Carpenter's amendment prevailed with 33 ayes, 2 nays and 14 not voting.

Mr. Swanson's motion as amended prevailed with 34 ayes, 0 nays and 15 not voting.

UNANIMOUS CONSENT—Withdraw LB 935

Mr. Nore asked unanimous consent to withdraw LB 935 and cancel the hearing. Laid over.

COMMITTEE MEETING

Mr. Holmquist asked unanimous consent to hold Public Works committee hearing set for today in the Legislative Chambers. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 206. Title read. Explained.

Mr. Carpenter offered the following amendment:
1. On page 6, line 18, after "all" insert
"residential".

Mr. Carpenter requested a Call of the House. The Call showed 41 members present.

Mr. Holmquist moved the Call be raised. The motion prevailed with 37 ayes 0 nays and 12 not voting.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 13:

Barnett
Carpenter
Elrod
Keyes
Klaver
Luedtke
Mahoney
Maresh
Moylan
Orme
Simpson
Swanson
Waldron

Voting in the negative, 21:

Burbach
Carsten
Clark
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kokes
Nore
Proud
Schmit
Skarda
Snyder
Stromer
Stull
Syas
Waldo
Wallwey
Warner
Whitney

Not voting, 15:

Carstens	Chambers	Craft	DeCamp	Duis
Kennedy	Kime	Kremer	Lewis	Marvel
Morgan	Savage	Stahmer	Ziebarth	

Mr. Carpenter's motion to adopt the amendment lost with 13 ayes, 21 nays and 15 not voting.

PRESIDENT MARSH PRESIDING

Mr. Carpenter offered the following amendment:
1. On page 6, strike lines 12 to 19 and
show the old matter as stricken.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 10:

Carpenter	Elrod	Klaver	Luedtke	Mahoney
Orme	Schmit	Simpson	Swanson	Waldron

Voting in the negative, 26:

Barnett	Burbach	Carsten	Craft	DeCamp
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kokes	Maresh	Moylan	Nore	Proud
Savage	Skarda	Snyder	Stromer	Stull
Waldo	Wallwey	Warner	Whitney	Wiltse
Ziebarth				

Not voting, 13:

Carstens	Chambers	Clark	Duis	Kennedy
Keyes	Kime	Kremer	Lewis	Marvel
Morgan	Stahmer	Syas		

Mr. Carpenter's motion to adopt the amendment lost with 10 ayes, 26 nays and 13 not voting.

Mr. Carpenter moved to indefinitely postpone LB 206.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 8:

Carpenter	Duis	Klaver	Marvel	Orme
Stull	Syas	Waldron		

Voting in the negative, 28:

Barnett
Burbach
Carsten
Clark
Craft
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kokes
Luedtke
Maresh
Moylan
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stromer
Swanson
Waldo
Wallwey
Warner
Whitney

Not voting, 13:

Carstens
Chambers
DeCamp
Elrod
Kime
Kremer
Lewis
Mahoney
Morgan
Nore
Stahmer
Wiltse
Ziebarth

Mr. Carpenter's motion to indefinitely postpone lost with 8 ayes, 28 nays and 13 not voting.

Mr. Burbach moved to advance LB 206 to Enrollment and Review. The motion prevailed with 30 ayes, 5 nays and 14 not voting.

LEGISLATIVE BILL 327. Title read. Explained.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 534. Considered.

Mr. Luedtke moved to advance to Enrollment and Review.

Mr. Luedtke requested a Call of the House. The Call showed 31 members present.

Mr. Kokes moved the Call be raised. The motion prevailed with 31 ayes, 0 nays and 17 not voting.

Mr. Luedtke's motion to advance to Enrollment and Review lost with 20 ayes, 10 nays and 19 not voting.

Mr. Kokes moved to indefinitely postpone LB 534. The motion lost with 11 ayes, 26 nays and 12 not voting.

Mr. Luedtke moved to advance to Enrollment and Review.

Mr. Luedtke requested a Call of the House. The Call showed 40 members present.

Mr. Kokes moved the Call be raised. The motion prevailed with 39 ayes, 0 nays and 10 not voting.

Mr. Luedtke's motion to advance to Enrollment and Review prevailed with 25 ayes, 12 nays and 12 not voting.

LEGISLATIVE BILL 557. Title read. Explained.

Advanced to Enrollment & Review with 27 ayes, 1 nay and 21 not voting.

LEGISLATIVE BILL 559. Title read. Explained.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 570. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 509 for the Twenty-Fifth Day was adopted with 30 ayes, 0 nays and 19 not voting.

Mr. Barnett offered the following amendment which was adopted:
On line 14, to add after "Health", (8) "and a representative of the Department of Public Welfare."

Mrs. Orme offered the following amendment which was adopted:
After Committee, line 23, page 2, a new sentence–Each member of the board shall be reimbursed for his actual and necessary expenses on the same basis and subject to the same conditions as full time state employees.

Laid over until Monday.

NOTICE OF COMMITTEE HEARINGS

Government and Military Affairs

LB 710	Thursday, March 11, 1971	2:00 p.m.
LB 879	Thursday, March 11, 1971	2:00 p.m.
LB 1001	Thursday, March 11, 1971	2:00 p.m.
LB 1003	Thursday, March 11, 1971	2:00 p.m.

(Signed) Terry Carpenter, Chairman

Education

LB 525	Monday, March 15, 1971	2:00 p.m.
LB 569	Monday, March 15, 1971	2:00 p.m.
LB 659	Tuesday, March 16, 1971	2:00 p.m.
LB 524	Wednesday, March 17, 1971	2:00 p.m.

(Signed) Don Elrod, Chairman

STANDING COMMITTEE REPORT

Judiciary

LEGISLATIVE BILL 384. Placed on General File.

LEGISLATIVE BILL 483. Placed on General File as amended.
Standing Committee amendment to LB 483:
1. Amend lines 2 and 3, page 11, by striking "twenty-one years or more," and showing the same as stricken and inserting "majority".

LEGISLATIVE BILL 485. Placed on General File.

LEGISLATIVE BILL 486. Placed on General File.

LEGISLATIVE BILL 487. Placed on General File.

LEGISLATIVE BILL 488. Placed on General File.

LEGISLATIVE BILL 489. Placed on General File as amended.
Standing Committee amendment to LB 489:
1. Amend page 2, line 14, by striking "such" and showing the same as stricken and inserting after "shareholders" ", directors, and officers except the secretary and the assistant secretary" and line 26 by inserting after "applicant" ", except the secretary and the assistant secretary,".

(Signed) Roland Luedtke, Chairman

ADJOURNMENT

At 11:46 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Monday, March 1, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

THIRTY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, March 1, 1971

Pursuant to adjournment, the Legislature met at 9:09 a.m., President Marsh presiding.

ROLL CALL

The roll was called and all members were present except Messrs. Kime and Lewis who were excused.

STATEHOOD MEMORIAL PROGRAM

Escort Former Governor Crosby

Former Governor Crosby was escorted to the front of the Chambers by Senators Barnett, Craft and Duis.

Escort Former Governor Burney

Former Governor Burney was escorted to the front of the Chambers by Senators Burbach, Carpenter and Marvel.

Escort Governor Exon

Governor Exon was escorted to the front of the Chambers by Senators Kokes, Kremer and Holmquist.

PRAYER

Prayer was offered by Ardean J. Edgar.

God of our Forefathers, you who was their strength in the hour of need, their stay in the time of discouragement, and their guide and deep resource in their search for life, it is to you we come in this hour. We are celebrating this day the beginning of our Statehood. We only ask that you will be to each of us what you were to each one of our Forefathers, a mighty fortress, a high tower, a refuge in the time of trouble. Today our society in parts of our state is tossed about by troubled waters. We are shaken by the force of human need. We are plagued by problems that call for the best that is within us.

Our Pioneers said as in the long ago, that you were to them a pillar of cloud by day and a cloud of fire by night; that you did lead them through the wilderness to fields of plenty. In those trying hours you gave our own pioneers insight, endurance, courage and determination.

And now, O God, we as members and friends of this legislature come together to pay tribute to those who have gone before us, to dedicate ourselves anew to the present and to dream of the future. May the actions and laws enacted by this body be a tribute to those who so nobly gave their all that those who follow might live.

This day we reverently pause to give Thanks for our heritage and to ask that we may prove worthy of so great a beginning. Let not, our Father, their sufferings, their hardships, their efforts to have been in vain.

We are very much aware that these are difficult days also. We do not ask to be released from them but rather we pray that we may be equal to this hour to which we are called. Help us to put on the whole armour and to fight the good fight and to keep the faith, so that when the long hard day is over, and the shadows length, and the sun is gone down on another day, and we are called to lie down for rest, that we may be assured in our own minds that we have done our best and that we have not betrayed our trust.

O God, keep us from taking our heritage for granted. Bless this our State it's Governor and all men and women who are in places of authority and responsibility. May we the citizens of this great state never lose sight or the fact that "the salvation of the state is in the watchfulness of its citizens."

We ask, O God, this day, for strength to take the torch from our Forefathers and run the course and keep the faith as it would please them to have us do. Let us remind ourselves again that they have given unto us "a great unfinished task which they so nobly began."

With fervor and deep desire, we pray, that the ideals of our Pioneers so adequately expressed in this Great Capitol, be taken from the symbol on it's lofty tower and make it a reality in the hearts and minds of all of us and as we go forth to sow, as they went forth to sow, may the coming generations call our names blessed. Amen

Former Governors Crosby, Burney and Governor Exon spoke briefly to the members.

A Nebraska State flag, flown over the North Pole, was presented to Governor Exon by Captain Clifford.

RECESS

At 9:46 a.m., the Legislature recessed.

AFTER RECESS

The Legislature reconvened at 10:15, President Marsh presiding.

The roll was called and all members were present except Messrs. Kime and Lewis who were excused.

COMMUNICATIONS

A letter and House Joint Resolution No. 503 from the South Dakota Legislature dealing with revenue sharing was read and filed with the Clerk.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on March 1, 1971 at 9:00 a.m.: LB 40, LB 48, LB 81, LB 97, LB 129, LB 132, LB 139, LB 150, LB 175, LB 186, LB 271, and LB 329.

(Signed) Barbara Jackson, Enrolling Clerk

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 161. Placed on Select File as amended.
Enrollment and Review amendment to LB 161:

1. In the title, insert "authorize ordinances to" at the end of line 2.

LEGISLATIVE BILL 190. Placed on Select File as amended.
Enrollment and Review amendments to LB 190:

1. On page 6, line 6, strike "sa nitary" and insert "sanitary"; and in line 23, strike "remainder" and insert "remaining".
2. In standing committee amendment 4, line 4, strike the first period and insert a semicolon.
3. On page 7, line 1, strike the period and insert a semicolon; and in line 6, strike the period and insert "; and".

4. On page 10, line 13, insert "Reissue Revised Statutes of Nebraska, 1943, and amendments thereto," after the second comma.

5. In standing committee amendment 7, line 7, insert ", and amendments thereto" after "1943".

6. In the title, line 6, strike "and"; and in line 8, insert "; and to declare an emergency" after "1969".

LEGISLATIVE BILL 334. Placed on Select File as amended. Enrollment and Review amendments to LB 334:

1. On page 2, line 10, insert an underscored semicolon after "80-401.01"; and in line 13 strike the semicolon and show the same as stricken.

2. On page 8, line 18, insert an underscored comma after "80-401.01"; and in line 21, strike the first comma and show the same as stricken.

3. In the title, line 2, strike "80-305,".

(Signed) Duke Snyder, Chairman

STANDING COMMITTEE REPORTS

Urban Affairs

LEGISLATIVE BILL 236. Placed on General File as amended. Standing Committee amendment to LB 236:

1. On page 2, strike "determined by the" on line 16 and all of line 17, and insert "raised by the payroll wage and earnings tax. When the property tax levy is so reduced, it shall not be increased unless such increase is approved by a vote of the electors of the city.".

LEGISLATIVE BILL 237. Placed on General File as amended. Standing Committee amendment to LB 237:

1. On page 15, line 4, after "areas" insert "on publicly-owned property located beneath any elevated Interstate highway or portion thereof"; in line 5 strike the semicolon and insert an underscored period; and strike lines 6 to 10.

LEGISLATIVE BILL 238. Placed on General File as amended. Standing Committee amendments to LB 238:

1. On page 2, line 15, after "facilities" insert "on property located beneath any elevated Interstate highway or portion thereof"; at the endof line 21 insert "or"; in line 23 strike "or through the condemnation of property,".

2. On page 3, line 12, after the second comma insert "or", and strike "or condemnation"; in line 20 strike "six" and insert "eight"; strike lines 22 and 23 and insert "and shall be sold at public sale without premium or discount.".

3. On page 4, strike "If any city" on line 3 and all of lines 4 to 7 and insert "The city may pledge the revenue from any facility as security for the bonds issued for that facility, but may not pledge revenue from one facility as security for bonds issued for another facility.".

4. Strike section 10 and renumber sections 11 and 12 as sections 10 and 11; and strike "11" and insert "10" on page 5, line 5 and line 9, page 6, line 21, page 7, line 4, line 6, line 10, line 14, and line 25.

LEGISLATIVE BILL 399. Placed on General File.

LEGISLATIVE BILL 440. Placed on General File.

LEGISLATIVE BILL 532. Indefinitely postponed.

(Signed) Harold D. Simpson, Chairman

Miscellaneous Subjects

LEGISLATIVE BILL 325. Placed on General File.

LEGISLATIVE BILL 376. Placed on General File as amended.
Standing Committee amendment to LB 376:

1. Amend page 3, line 15 by striking "1972" and inserting "1975".

LEGISLATIVE BILL 398. Placed on General File.

LEGISLATIVE BILL 401. Placed on General File.

LEGISLATIVE BILL 424. Placed on General File as amended.
Standing Committee amendment to LB 424:

1. Amend page 2, lines 15 to 18 by striking "(3) A maximum of five characters may be used, not more than one numeral may be used, and when a numeral is used it must appear in combination with at least one letter." and showing the same as stricken and inserting "(3) A maximum of six characters may be used and no more than one numeral may be used."

LEGISLATIVE BILL 459. Placed on General File.

LEGISLATIVE BILL 273. Indefinitely postponed.

LEGISLATIVE BILL 289. Indefinitely postponed.

LEGISLATIVE BILL 552. Indefinitely postponed.

(Signed) J. James Waldron, Chairman

UNANIMOUS CONSENT—Cancel Hearing

Mr. Waldron asked unanimous consent to cancel the hearing on LB 748 set before the Miscellaneous Subjects Committee on March 4th. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 425	Monday, March 8, 1971 (Rescheduled from 2/22)	2:00 p.m.
LB 464	Monday, March 8, 1971 (Rescheduled from 2/22)	2:00 p.m.
LB 441	Tuesday, March 9, 1971 (Rescheduled from 2/22)	2:00 p.m.
LB 458	Tuesday, March 9, 1971 (Rescheduled from 2/22)	2:00 p.m.
LB 471	Tuesday, March 9, 1971 (Rescheduled from 2/22)	2:00 p.m.
LB 821	Monday, March 22, 1971	2:00 p.m.
LB 872	Monday, March 22, 1971	2:00 p.m.
LB 877	Monday, March 22, 1971	2:00 p.m.
LB 911	Monday, March 22, 1971	2:00 p.m.
LB 948	Monday, March 22, 1971	2:00 p.m.
LB 956	Tuesday, March 23, 1971	2:00 p.m.
LB 957	Tuesday, March 23, 1971	2:00 p.m.
LB 959	Tuesday, March 23, 1971	2:00 p.m.
LB 961	Tuesday, March 23, 1971	2:00 p.m.
LB 981	Tuesday, March 23, 1971	2:00 p.m.

(Signed) Roland Luedtke, Chairman

UNANIMOUS CONSENT—Withdraw LB 935

Mr. Nore renewed his request to withdraw LB 935 found on page 652 of the Legislative Journal for the Twenty-Third Day. No objections. So ordered.

MOTION—State Office Building Committee

Mr. Carpenter moved that the new State Office Building Committee make a study and report back not later than thirty (30) days whether or not the new Educational Television Building should be used as a substitute for the new office building or an additional facility to it before the ETV equips and moves into it, so that more knowledge of its practibility can be made before that time.

Motion prevailed with 29 ayes, 5 nays and 14 not voting.

UNANIMOUS CONSENT–Print in Journal amendments to LB 74

Mr. Carpenter asked unanimous consent to have the following printed in the Journal. No objections. So ordered.

February 22, 1971

Senator Terry Carpenter
State House
Lincoln, Nebraska

Dear Sir:

After my conversation with you and Ralph Nelson, special council for the City of Lincoln, I have prepared a copy of L.B. 74 as it would read with the amendments prepared by the Large Cities section of the Nebraska League of Municipalities and Senator Stull.

I have also prepared a second copy of L.B. 74 with the Large Cities amendments modified to incorporate your desire to reduce the matching requirements for Second Class Cities and Villages.

This second proposal is the one which the representatives of the First Class Cities, which I talked to over the week end, feel is acceptable to them, except as noted. The following people are the ones whom I have found home and talked with this week end.

Alliance - W. Miel Colerick, Mayor--favors Stull Amendment
Blair - Roy Brown, City Administrator
Chadron - Carleton Rhembrandt, City Manager
Fairbury - Dr. C. B. Schwab, Mayor--Favors Stull Amendment
Falls City - M. O. Armbruster, Mayor
Grand Island - John M. Carpenter, City Manager
Holdrege - Herbert Bierhaus, Mayor
Kearney - Ray Lundy, City Manager
Lexington - Terry Henry, City Manager
Norfolk - Paul Harm, City Administrator
North Platte - Robert Phares, Mayor
Omaha - Greg Stuve, Legislative Coord.
Plattsmouth - James F. MacMillan, Mayor
Scottsbluff - Frank U. Koehler, City Manager
Sidney - John Baudek, City Manager
South Sioux City - Ernest L. Albertson, Mayor
York - Jack Kidder, City Administrator

Most of these men worked with Senator Warner's committee prior to the submission of the "roads package" which was adopted in 1969 and they feel that the compromise which was reached then is fair.

Most of them feel that the needs for street construction in their first class cities are such that the present matching requirements will not create problems for them. They are compassionate enough to want to help the second class cities and villages if this need exists.

Thank you,
(Signed) John M. Carpenter
City Manager (Grand Island, Nebraska)

JMC:kaf

ADDENDUM to L.B. 74 letter
Senator Terry Carpenter
State House
Lincoln, Nebraska 68500

The following persons were contacted on Monday and Tuesday, February 22, and 23, 1971, after the original letter was written. They are basically in agreement with the proposals of the representatives of the First Class Cities, except as indicated.

None of the persons on this list indicated that their City is having any particular problem in matching the State allocations according to the current formula.

Beatrice - Earl Ahlschwede, City Attorney
Columbus - John Whitehead, City Attorney
Fremont - Jack Sutton, City Administrator
Gering - W. Richard Prohs, Mayor
McCook - Lanford Jorgensen, City Manager

LEGISLATURE OF NEBRASKA
EIGHTY-SECOND LEGISLATURE
FIRST SESSION
LEGISLATIVE BILL 74

(With proposed amendments, from Large Cities Section of the League of Nebraska Municipalities, incorporated therein)

A BILL

FOR AN ACT to amend sections 39-2519, and 39-2520, Revised Statutes Supplement, 1969, relating to municipalities; to change the manner of allocation of funds to municipalities for street purposes and public parking as prescribed; and to repeal the original sections.

Be it enacted by the people of the State of Nebraska,

Section 1. That section 39-2519, Revised Statutes Supplement, 1969, be amended to read as follows:

39-2519. (1) Each ~~municipality~~ city of the metropolitan and primary class and first class city shall be entitled to the first one-third of its annual allocation with no requirement of matching, but shall be required to match the second one-third, on the basis of one dollar for each dollar it receives, with funds provided locally for street purposes, and shall be required to match the final one-third, on the basis of one dollar for each two dollars it receives, with funds so provided, and ~~each incorporated first~~ and second class city and village shall be entitled to one half of its annual allocation with no requirement of matching, but shall be required to match second one half, on the basis of one dollar for each two dollars it receives, with any available funds. Commencing in 1972, any municipality which, during the preceding calendar year failed to provide the matching funds required by this subsection shall, except as provided in subsection (2) or (3) of this section, forfeit so much of its allocation as it fails to match. Any amount so forfeited shall be reallocated and distributed to the municipalities which have met the full matching provisions of this subsection. Such reallocation shall be made in the manner provided in sections 39-2517 and 39-2518.

(2) Any municipality may, for any year, certify to the State Treasurer that it relinquishes, to the county in which it is situated in whole or in part, all or a part of the state funds allocated to it for that year and the amount so relinquished shall be available for distribution to such county subject to the same matching as would have been required of the municipality had it not relinquished such funds and without regard to, the provisions of sections 39-2501, to 39-2510. Any amount so distributed to the county shall be used exclusively for road purposes within the trade area of the relinquishing municipality as may be agreed upon by the county and municipal governing bodies

(3) Any municipality may certify to the State Treasurer that it relinquishes, to the county in which it is situated in whole or in part, all or a part of the state funds allocated to it for not to exceed three years and the amount so relinquished shall be available for distribution to such county subject to the same matching as would have been required of the municipality had it not relinquished such funds and without regard to the provisions of sections 39-2501 to 39-2510. Any relinquishment under this subsection shall be made pursuant to an agreement between the relinquishing municipality and the county, to which other political subdivisions may also be parties, which provides for the accumulation and investment by the county of the amount relinquished for not to exceed three years so as to provide funds for one or more specific road improvement projects.

(4) For the purposes of this section, funds provided locally shall include, but not be limited to, money provided for street purposes through the following; Provided,that there shall not be duplication in the following in the determination of the total:

(a) Local motor vehicle or wheel taxes;

(b) Property taxes levied by action of the local governing body for construction, improvement, maintenance, and repair of streets and bridges, for curbs, for snow removal, for street cleaning, for grading of dirt and gravel streets and roads, for traffic signs and signals, for construction of storm sewers directly related to streets, off street public parking owned by the municipality, and property taxes levied for the payment of the principal and interest on general obligation bonds for any of the foregoing;

(c) Special assessments levied for street paving or improvement districts, and off street public parking owned by the municipality; and

(d) Local costs in the acquisition of street right-of-way, including incidental expenses directly related to such acquisition.

(e) Any other funds provided solely for street purposes.

Section 2. That section 39-2520, Revised Statutes Supplement, 1969, be amended to read as follows:

39-2520. No money derived from fees, excises, or license fees relating to registration, operation, or use of vehicles on the public highways, or to fuels used for the propulsion of such vehicles, shall be expended for other than cost of administering laws under which such money is derived, statutory refunds and adjustments provided therein, payment of highway obligations, cost of construction, reconstruction, maintenance and repair of public highways and bridges and county, city, township and village roads, streets off street public parking owned by the municipality, and bridges, and all facilities, appurtenances and structures, deemed necessary or desirable in connection with such highways, bridges, roads and streets; Provided, that the provisions of this section shall not apply to money derived from the motor vehicle tax imposed under Article VIII, section 1, of the Constitution of Nebraska, motor vehicle operators' license fees, or to money received from parking meter proceeds, fines and penalties.

Section 3. That original section 39-2519 and 39-2520, Revised Statutes Supplement, 1969, are repealed.

Amendment to Legislative Bill 74:

1. On page 2, line 12 strike "municipality" and show as stricken and insert "second-class city and village"; and in line 14 strike " land legally dedicated for street purposes" and insert "open and used streets as filed in the office of the register of deeds in each county".

VISITORS

Mr. Kremer introduced sixteen members of the Women's Republican Club from Polk, Nebraska.

MOTION—State Investment Council

Mr. Carpenter offered the following motion in lieu of the motion found in the Legislative Journal on page 649 for the Thirty-Third Day which was adopted:

That the State Investment Council direct the State Investment officer and that the State Retirement Board direct the Director of Retirement Systems of the State of Nebraska to forward to the Executive Board the following information relating to the investments that each has under their control who, in turn, shall forward to each individual Senator upon his request:

> The itemization of par, shares, or units of all investments showing the date of purchase, the original unit purchase price, the total cost value, the current unit market value each month as reflected in the various exchanges in this country and the amount of commissions paid each brokerage firm during the time the investment has been held.

UNANIMOUS CONSENT–Withdraw LB 250

Mr. Luedtke asked unanimous consent to withdraw LB 250. Laid over.

SELECT FILE

LEGISLATIVE BILL 126. Enrollment and Review amendments found in the Legislative Journal on page 646 for the Thirty-Third Day were adopted.

Advanced to Enrollment and Review for engrossment.

1971 EASTER SEAL CHILD

Speaker Hasebroock introduced Mary Garvin, 1971 Easter Seal Child, together with her parents, Mr. and Mr. Eugene Garvin, and two brothers, Randall and Thomas; and Tom J. Plummer Jr., Brule, Nebraska; Mrs. Maurine Bregert, Shickley, Nebraska; Mrs. Ella Cram, Tekamah, Nebraska; Mrs. Grace Burney, Polk, Nebraska; and Mrs. Letitia Simmons, Acting Director.

Speaker Hasebroock read the following proclamation from the Governor:

WHEREAS the Nebraska Easter Seal Society for Crippled Children and adults is dedicated to the rehabilitation of Nebraska's crippled persons; and

WHEREAS the Nebraska Easter Seal Society offers a myriad of services including day and resident camping for children and adults, transportation to special schools, and in some cases to medical centers; the rental of hospital equipment; the purchase of hearing aids, orthopedic shoes, braces; and the purchase of physical and speech therapy; and

WHEREAS the Nebraska Easter Seal Society has a program to help in the removal of architectural barriers to make public buildings more easily accessible to the handicapped; and

WHEREAS the Nebraska Easter Seal Society offers scholarships yearly to qualified students planning careers in a health field; and funds research to discover ways to improve rehabilitation services; and

WHEREAS the Nebraska Easter Seal Society selects a child each year as a representative for fund raising efforts across the state:

NOW, THEREFORE, I, J. James Exon, Governor of the State of Nebraska, DO HEREBY PROCLAIM the month of March, 1971 as "NEBRASKA EASTER SEAL MONTH" and I proclaim Mary Frances Garvin as the official Nebraska Easter Seal child of 1971. I urge all Nebraskans to participate in the important Easter Seal work this month through financial contributions.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Nebraska to be affixed.

DONE at the State Capitol, Lincoln
Nebraska, this 26th day of February
SEAL in the Year of Our Lord One Thousand
Nine Hundred and Seventy-One
(Signed) J. James Exon, Governor

SELECT FILE

LEGISLATIVE BILL 254. Enrollment and Review amendment found in the Legislative Journal on page 647 for the Thirty-Third Day was adopted.

Re-advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 89. Enrollment and Review amendments found in the Legislative Journal on page 647 for the Thirty-Third Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 294. Enrollment and Review amendment found in the Legislative Journal on page 647 for the Thirty-Third Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 301. Enrollment and Review amendment found in the Legislative Journal on page 647 for the Thirty-Third Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 305.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 333. Enrollment and Review amendment found in the Legislative Journal on page 648 for the Thirty-Third Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 339. Enrollment and Review amendments found in the Legislative Journal on page 648 for the Thirty-Third Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 340.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 341. Enrollment and Review amendment found in the Legislative Journal on page 648 for the Thirty-Third Day was adopted.

Advanced to Enrollment and Review for engrossment.

UNANIMOUS CONSENT—Executive Session

Mr. Waldron asks unanimous consent to hold an executive session of the Miscellaneous Subjects Committee today at 1:00 p.m. in the Legislative Council Hearing Room. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 234. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 473 for the Twenty-Fourth Day were adopted. Amendments to the Committee amendments found on page 602 for the Thirtieth Day were adopted.

Advanced to Enrollment and Review with 36 ayes, 0 nays and 12 not voting.

LEGISLATIVE BILL 337. Title read. Explained.

Mr. Keyes asked unanimous consent to print the following amendments to LB 337 in the journal. No objections. So ordered.
Add new section to Amend Section 77-202.12

(1) Homestead shall mean a residence in this state actually occupied as such by a natural person who is the owner of record thereof as of January 1 in each year or so occupied during the remainder of such tax year by the surviving spouse and minor children, if any, of such owner of record, or so much thereof as shall be so occupied; and

(2) Owner shall mean the owner of record ~~or his surviving spouse~~ and shall further mean a bona fide owner and not one for the primary purpose of deriving the benefits of the homestead exemption.

Amend present section 1 of LB 337 as follows:

(1) In line 7 of page 2 strike "twenty-five" and insert "fifty".
(2) In 9, after "less" insert "to persons sixty-five years or more".
(3) In line 9 of page 2, strike "twenty" and insert "forty".
(4) In line 12, after "dollars" insert "to persons sixty-five years".
(5) in line 23 of page 2, strike "thirty-five" and insert "sixty" and in the same line strike "thirty" and insert "fifty-five".

Amend section 1 of LB 337 by inserting at line 27 of page 2, the following new language:

"The provisions of subdivisions (1) and (2) of this section shall not apply if the total federal adjusted gross income of all members of the taxpayer's family residing in such household exceeds seventy-five hundred dollars per year."

Mr. Burbach asked unanimous consent to print the following amendments to LB 337 in the journal. No objections. So ordered.
Line 23 - Delete the words thirty-five and replace with fifty. Delete the word thirty and replace with the words forty-five.

Line 26 - following the word widow, add the following: OR WIDOWER

Line 27 - following the word veteran, add the following: OR THE HUSBAND OR WIFE OF ANY SUCH VETERAN WHEN THE VETERAN IS NOT THE OWNER OF RECORD

LEGISLATIVE BILL 570. Title read. Explained.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 303. Title read. Explained.

Mr. Syas offered the following amendment which was adopted:
Sec. 1 strike general, insert primary, Strike Nov. insert May. Amend title to conform

Advanced to Enrollment & Review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 209. Title read. Explained.

Mr. Carpenter offered the following amendment which was adopted:
Add the emergency clause.

Mr. Stull offered the following amendment which was adopted:
Amend LB 209 Section 1, line 12, strike "may" insert "shall"

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

VISITORS

Mrs. Orme introduced 32 students and their teachers, Miss Houts and Miss Haurahan, Rousseau Grade School, Lincoln, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 221. Title read. Explained.

Mr. Chambers asked unanimous consent to add his name to LB 221. No objections. So ordered.

Mr. Swanson offered the following amendment which was adopted:
Line 1, Sec. 1, strike "general," insert "primary," strike "November," insert "May". Amend title to conform.

Advanced to Enrollment & Review with 38 ayes, 2 nays and 9 not voting.

VISITORS

President Marsh introduced 16 Japanese boys that are part of the Japanese Agric. Training program associated with the 4-H organization with their instructors Messrs. Alan W. Baumfalk and John Kingan.

GENERAL FILE

LEGISLATIVE BILL 242. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page

513 for the Twenty-Sixth Day were adopted.

Mr. Carpenter offered the following amendment which was adopted:
Add emergency clause

Mr. Waldron moved to indefinitely postpone LB 242. Withdrew temporarily.

Laid over.

UNANIMOUS CONSENT—Print in Journal

Mr. Luedtke asked unanimous consent to print the following amendment to LB 148 in the journal. No objections. So ordered.

1. On page 2, line 16, insert "written" after "All"; in lines 17 and 18, strike "~~or compiled by~~ but not originating in"; and reinstate the stricken matter in line 23.

2. Strike section 3 and insert two new sections to read:

"Sec. 3. Any physician, surgeon, hospital administrator, nurse, technologist, and any other person engaged in work in or about a licensed hospital and having any information or knowledge relating to the medical and hospital care provided in such hospital or the efficient use of such hospital facilities shall be obligated, when requested by a hospital medical staff committee or a utilization review committee, to provide such committee with all of the facts or information possessed by such individual with reference to such care or use when requested to do so by any such hospital committee. Any person making a report or providing information to a hospital medical staff committee or a utilization review committee of a hospital upon request of such committee has a privilege to refuse to disclose and to prevent any other person from disclosing the report or information so provided, except as provided in section 4 of this act.

Sec. 4. The proceedings, minutes, records, and reports of any medical staff committee or utilization review committee as defined in section 1 of this act, together with all communications originating in such committees are privileged communications which may not be disclosed or obtained by legal discovery proceedings unless (1) the privilege is waived by the patient and (2) a court of record, after a hearing and for good cause arising from extraordinary circumstances being shown, orders the disclosure of such proceedings, minutes, records, reports, or communications. Nothing in this act shall be construed as providing any privilege to hospital medical records kept with respect to any patient in the ordinary course of business of operating a hospital nor to any facts or information contained in such records nor shall this act preclude or affect discovery of or production of evidence relating to hospitalization or treatment of any patient in the ordinary course of hospitalization of such patient.".

3. Renumber original section 4 as section 5.

UNANIMOUS CONSENT—Withdraw LB 1001

Mr. Stahmer asked unanimous consent to withdraw LB 1001 and cancel the hearing. Laid over.

NOTICE OF COMMITTEE HEARING

Appropriations

State Colleges	Tuesday, March 9, 1971	2:00 p.m.
Executive Session	Wednesday, March 10, 1971	2:00 p.m.
University of Nebraska	Thursday, March 11, 1971	2:00 p.m.
Executive Session University of Nebr.	Friday, March 12, 1971	2:00 p.m.

(Signed) Richard Marvel, Chairman

STANDING COMMITTEE REPORTS

Agriculture and Recreation

LEGISLATIVE BILL 321. Placed on General File.

LEGISLATIVE BILL 322. Placed on General File as amended.
Standing Committee amendment to LB 322:

1. Amend page 2 of the bill line 16 by striking "or otherwise dispose of" and show same as stricken matter, line 19 by striking the comma after "buy" and insert "or", line 19 by striking "or otherwise receive", and line 24 by striking "or otherwise disposing of".

LEGISLATIVE BILL 323. Placed on General File as amended.
Standing Committee amendments to LB 323:

1. Amend the bill by adding a new section to be known as Section 24 and to read as follows:

"Section 24. The Nebraska Brand Committee, in their discretion, may authorize and direct their employees to disseminate or otherwise distribute various materials promoting the cattle industry."

2. Renumber original Section 24 as Section 25.

(Signed) Loran Schmit, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 267. Placed on General File as amended. Standing Committee amendments to LB 267:

1. Strike sections 1 to 12 and insert one new section to read:

"Section 1. With respect to a sale or lease to a natural person of goods or services purchased or leased primarily for personal, family, household, or agricultural purposes, it shall be unlawful for a seller or lessor to use or employ any referral or chain referral sales technique, plan, arrangement, or agreement whereby the seller or lessor gives or offers to give a rebate or discount or otherwise pays or offers to pay value to the buyer or lessee as an inducement for a sale or lease in consideration of the buyer or lessee giving to the seller or lessor the names of prospective buyers or lessees or otherwise aiding the seller or lessor in making a sale or lease to another person if the earning of the rebate, discount, or other value is contingent upon the occurrence of an event subsequent to the time the buyer or lessee agrees to buy or lease. If a buyer or lessee is induced by a violation of this act to enter into a sale or lease, the agreement is unenforceable by the seller or lessor and the buyer or lessee, at his option, may rescind the agreement or retain the merchandise delivered and the benefit of any services performed without any obligation to pay for them. In any case in which it is found that a seller or lessor has violated this act, the court may award reasonable attorney's fees incurred by the buyer or lessee.".

2. In the title, strike lines 2 to 5 and insert:

"FOR AN ACT relating to consumer protection; to declare
referral sales and leases unlawful; and to
provide remedies.

LEGISLATIVE BILL 597. Placed on General File as amended. Standing Committee amendments to LB 597:

1. On page 2 line 19 strike "may" and insert "~~may~~ shall", line 23 strike "or" and insert "~~or~~ may", lines 23 and 24 reinstate the stricken matter, and line 25 insert "public inspection at the time of filing." after the stricken matter.

2. On page 3 line 19 strike "may" and insert "~~may~~ shall", line 24 strike "or" and insert "~~or~~ and", lines 24 and 25 reinstate the stricken matter, and line 26 insert "public inspection at the time of filing." after the stricken matter.

LEGISLATIVE BILL 563. Indefinitely postponed.

(Signed) E. Thome Johnson, Vice-Chairman

Education

LEGISLATIVE BILL 582. Placed on General File.

LEGISLATIVE BILL 635. Indefinitely postponed.

(Signed) Don Elrod, Chairman

ADJOURNMENT

At 12:01 p.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Tuesday, March 2, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

THIRTY-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, March 2, 1971

Pursuant to adjournment, the Legislature met at 9:05 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> O God, be merciful when we pray with half our heart or listen with half our mind, and pity us that we are torn as we are, and bedeviled with compromises. Vainly we long for life without such difficult decisions, yet we know that we have only ourselves to blame for the tensions in which we live. We need to pray that our own eyes be opened to the truth. Deliver us from the reservations that would pray: "Thy Kingdom come - but not yet; Thy will be done on earth - by other people." Help each one of us to see that if Thou art to lead our State, Thou must be permitted to lead us. If Thy will is to be done, we must do it. O God, most merciful, consider not our cowardice but forgive our failings. Hearken to those prayers of our hearts which come to us in high moments when we forget ourselves and think of Thee. Amen.

ROLL CALL

The roll was called and all members were present.

MESSAGE FROM THE GOVERNOR

February 26, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bill No. 281. This bill was signed by me on February 26, 1971 and delivered to the Secretary of State.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw

NOTICE OF COMMITTEE HEARING

Committee on Committees

March 2, 1971

The Committee on Committees will meet at 1:00 p.m. on Tuesday, March 9, 1971, in the Legislative Council Hearing Room for the purpose of hearing the following Governor appointments:

Ward Reesman - Board of Trustees, Nebraska State Colleges
Maurice Gerleman - Nebraska Investment Council
John B. Greenholtz - Board of Parole
Harry Henatsch - Court of Industrial Relations
Dr. Bernard Moran - Board of Health
L. William Myers - Board of Parole
Jack D. Obbink - Games and Parks Commission

(Signed) Richard F. Proud, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 292. Replaced on Select File as amended.
Enrollment and Review amendment to LB 292:
1. On page 5, line 6, strike "(6)" and insert "~~(6)~~ (7)".

LEGISLATIVE BILL 206. Placed on Select File as amended.
Enrollment and Review amendment to LB 206:
1. For correlation purposes, after "1969" in line 2 of page 2, line 7 of page 9, and line 3 of the title, insert ", as amended by section 1, Legislative Bill 253, Eighty-second Legislature, First Session, 1971"; on page 7, line 10, strike "and"; in line 13, strike the period and insert "; and "; and after line 13 insert:

"(p) Sales and purchases of semen for use in ranching, farming, commercial or industrial uses.".

LEGISLATIVE BILL 327. Placed on Select File.

LEGISLATIVE BILL 534. Placed on Select File as amended. Enrollment and Review amendments to LB 534:

1. On page 12, lines 14 and 15, strike "more than" and insert "~~more than~~".
2. On page 34, line 14, strike "not less than" and insert "~~not less than~~".
3. Because of the passage of LB 83, strike section 15 and renumber sections 16 to 31 as sections 15 to 30.
4. For correlation purposes, on page 31, line 2, insert ", as amended by section 1, Legislative Bill 80, Eighty-second Legislature, First Session" after "1943"; in line 5, insert ", including equipment," after "property"; in line 5, strike "county board of the"; and in line 9, strike "upon approval of" and insert "or to a hospital district established pursuant to section 23-343.20 and in which such city or village is located. Any such gift shall be approved by".
5. Add a new section to read:

   "Sec. 31. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".
6. On page 35, line 19, and in the title, line 5, strike "17-534,"; on page 35, line 20, and in the title, line 7, strike "23-343.13,"; and on page 35, line 22, and in the title, line 9, insert ", and section 23-343.13, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 80, Eighty-second Legislature, First Session, 1971" after "1943".
7. In the title, line 13, strike "and"; and in line 14, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 557. Placed on Select File as amended. Enrollment and Review amendments to LB 557:

1. On page 3, lines 24 and 25, strike "section 76-701" and insert "sections 76-704".
2. In the title, strike lines 4 to 6 and insert "counties; to provide election procedures; to provide for the power of eminent domain; and to repeal the".

LEGISLATIVE BILL 559. Placed on Select File as amended. Enrollment and Review amendment to LB 559:

1. In the title, strike line 4 and through the semicolon in line 5 and insert "cities of the first class;"; in line 6, insert "of park commissioners" after "boards"; and in line 7 insert "to provide for voting;" after the semicolon.

LEGISLATIVE BILL 158. Correctly engrossed.

LEGISLATIVE BILL 178. Correctly engrossed.

LEGISLATIVE BILL 178A. Correctly engrossed.

LEGISLATIVE BILL 335. Correctly engrossed.

LEGISLATIVE BILL 336. Correctly engrossed.

LEGISLATIVE BILL 338. Correctly engrossed.

LEGISLATIVE BILL 377. Correctly engrossed.

LEGISLATIVE BILL 420. Correctly engrossed.

LEGISLATIVE BILL 477. Correctly engrossed.

LEGISLATIVE BILL 492. Correctly engrossed.

(Signed) Duke Snyder, Chairman

STANDING COMMITTEE REPORTS

Government and Military Affairs

LEGISLATIVE BILL 232. Placed on General File.

LEGISLATIVE BILL 675. Placed on General File.

LEGISLATIVE BILL 713. Placed on General File.

LEGISLATIVE BILL 745. Placed on General File as amended.
Standing Committee amendment to LB 745:

1. On page 6, line 1, strike "No" and insert "Except as provided in subsection (4) of this section, no"; and after line 14 insert the following:

"(4) Imported beer may be sold in such size containers as provided by the producer thereof if the labelling requirements of section 4 of this act are complied with.".

LEGISLATIVE BILL 819. Placed on General File as amended.
Standing Committee amendments to LB 819:

1. Amend page 2, line 1, after "The" by inserting "Nebraska"; line 4, by striking "without rigid geographic guidelines" and inserting "from the six Supreme Court districts as they existed on January 1, 1971".

2. Strike sections 3 to 6.

3. Add a new section 3 to read as follows:

"Sec. 3. The commission shall make its own rules, transact its business, and designate the specific duties of its officers in accordance with the provisions of its by-laws.".

4. Renumber original sections 7, 8, and 9, as sections 4, 5, and 6 respectively.

5. In renumbered section 5, lines 3 and 4, strike "commission shall elect members to fill", line 4, by striking "on" and inserting "shall include", and lines 13 to 15, by striking the last two sentences of the section.

6. Add a new section 7 to read as follows:

"Sec. 7. The commission shall make an annual report to the Governor and to the Legislature of its activities.".

7. Strike section 10.

LEGISLATIVE BILL 689. Indefinitely postponed.

LEGISLATIVE BILL 850. Indefinitely postponed.

LEGISLATIVE BILL 851. Indefinitely postponed.

(Signed) Terry Carpenter, Chairman

Constitutional Revision

LEGISLATIVE BILL 503. Placed on General File as amended. Standing Committee amendment to LB 503:

1. On page 3 strike lines 20 to 24 and insert "Constitutional amendment providing for the clarification of Article XV, section 2".

LEGISLATIVE BILL 688. Placed on General File as amended. Standing Committee amendment to LB 688:

1. Amend page 2 line 27 by striking "to manufacturing and" inserting "suitable for use by manufacturing or".

LEGISLATIVE BILL 687. Indefinitely postponed.

(Signed) George Syas, Chairman

Education

LEGISLATIVE BILL 731. Indefinitely postponed.

(Signed) Don Elrod, Chairman

VISITORS

Mr. Maresh introduced Messrs. Miller, Burroughs, Cadwallader, Whitehead, Walls and Goldenstein from World War I Barracks Legislative Comm.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

MOTION—Return to Select File

Mr. Clark moved to return LB 114 to Select File for consideration of the following specific amendment:

Line 6 Page 4 after grading strike "The dealer candling and grading the eggs shall be responsible for the maintenance of grade for a period of ten days after which the subsequent buyer is responsible; Provided, the subsequent buyer keeps the eggs at a temperature not to exceed sixty degrees Fahrenheit."

The motion to return prevailed with 38 ayes, 0 nays and 11 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 130.

A BILL FOR AN ACT to repeal sections 68-215, 68-215.01, 68-215.02, 68-215.03, 68-215.05, 68-215.07, 68-215.10, 68-215.11, 68-215.12, and 68-215.13, Reissue Revised Statutes of Nebraska, 1943, and sections 68-215.06 and 68-215.08, Revised Statutes Supplement, 1969; and to release liens.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett
Carpenter
Carsten
Carstens
Chambers
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Luedtke
Mahoney
Maresh
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wiltse

Voting in the negative, 0.

Not voting, 7:

Burbach Clark Lewis Marvel Wallwey
Whitney Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 131.

A BILL FOR AN ACT to amend section 77-2715, Revised Statutes Supplement, 1969, relating to taxation; to change the food sales tax credit; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 27:

Barnett Burbach Carsten Carstens Craft
Duis Elrod Epke Goodrich Hasebroock
Holmquist Johnson Keyes Kime Kremer
Lewis Luedtke Proud Schmit Simpson
Snyder Stahmer Stull Swanson Syas
Waldron Warner

Voting in the negative, 21:

Carpenter Chambers Clark DeCamp Kennedy
Klaver Kokes Mahoney Maresh Marvel
Morgan Moylan Nore Orme Savage
Skarda Stromer Waldo Wallwey Whitney
Wiltse

Not voting, 1:

Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—Return to Select File

Mr. Lewis moved to return LB 147 to Select File for consideration of the following specific amendment:

Add the "emergency clause".

The motion to return prevailed with 40 ayes, 1 nay and 8 not voting.

MOTION—Return to Select File

Mr. Luedtke moved to return LB 148 to Select File for consideration of the following specific amendment:

1. On page 2, line 16, insert "written" after "All"; in lines 17 and 18, strike "~~or compiled by~~ but not originating in"; and reinstate the stricken matter in line 23.

2. Strike section 3 and insert two new sections to read:

"Sec. 3. Any physician, surgeon, hospital administrator, nurse, technologist, and any other person engaged in work in or about a licensed hospital and having any information or knowledge relating to the medical and hospital care provided in such hospital or the efficient use of such hospital facilities shall be obligated, when requested by a hospital medical staff committee or a utilization review committee, to provide such committee with all of the facts or information possessed by such individual with reference to such care or use when requested to do so by any such hospital committee. Any person making a report or providing information to a hospital medical staff committee or a utilization review committee of a hospital upon request of such committee has a privilege to refuse to disclose and to prevent any other person from disclosing the report or information so provided, except as provided in section 4 of this act.

Sec. 4. The proceedings, minutes, records, and reports of any medical staff committee or utilization review committee as defined in section 1 of this act, together with all communications originating in such committees are privileged communications which may not be disclosed or obtained by legal discovery proceedings unless (1) the privilege is waived by the patient and (2) a court of record, after a hearing and for good cause arising from extraordinary circumstances being shown, orders the disclosure of such proceedings, minutes, records, reports, or communications. Nothing in this act shall be construed as providing any privilege to hospital medical records kept with respect to any patient in the ordinary course of business of operating a hospital nor to any facts or information contained in such records nor shall this act preclude or affect discovery of or production of evidence relating to hospitization or treatment of any patient in the ordinary course of hospitalization of such patient.".

3. Renumber original section 4 as section 5.

The motion to return prevailed with 40 ayes, 0 nays and 9 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 211.

A BILL FOR AN ACT to amend sections 79-201 and 79-420, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to require that school terms be not less than one hundred seventy-five days; and to repeal the original sections, and also section 79-431, Revised Statutes Supplement, 1969.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett
Burbach
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Orme
Proud
Savage
Schmit
Simpson
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse

Voting in the negative, 1:

Nore

Not voting, 2:

Skarda
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 222. With emergency.

A BILL FOR AN ACT to amend section 37-429, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to restrict the use of the Land and Water Conservation Fund as prescribed; to reallocate funds; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with emergency clause attached?' "

Voting in the affirmative, 47:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Duis
Elrod Epke Goodrich Hasebroock Holmquist
Johnson Kennedy Keyes Kime Klaver
Kokes Kremer Lewis Luedtke Mahoney
Maresh Marvel Morgan Moylan Nore
Orme Proud Savage Schmit Simpson
Snyder Stahmer Stromer Stull Swanson
Syas Waldo Waldron Wallwey Warner
Whitney Wiltse

Voting in the negative, 0.

Not voting, 2:

Skarda Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 252.

A BILL FOR AN ACT to amend section 48-182, Reissue Revised Statutes of Nebraska, 1943, relating to workmen's compensation; to revise the procedure for appeal from a workmen's compensation court decision; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Duis
Elrod Epke Goodrich Hasebroock Holmquist
Johnson Kennedy Kime Klaver Kokes
Kremer Lewis Luedtke Mahoney Maresh
Marvel Morgan Moylan Nore Orme
Proud Savage Schmit Simpson Skarda
Snyder Stahmer Stromer Stull Swanson
Syas Waldo Waldron Wallwey Warner
Whitney Wiltse

Voting in the negative, 0.

Not voting, 2:

Keyes Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

VISITORS

Mr. Stull introduced Mr. Hugh Purcell, Administrator of Service Unit 12 and Mr. Martin Petersen, Supt. of Alliance City Schools from Alliance, Nebr.

Mr. C. Carsten introduced Messrs. Wehnhein, Benson Jr., Felt, Hansen, Smith, Todd, Taylor and Mr. and Mrs. Herman Hornendick from the Nebraska Farm Bureau Federation.

RESOLUTIONS

LEGISLATIVE RESOLUTION 25.

Introduced by Robert L. Clark, 47th District; Claire W. Holmquist, 16th District.

WHEREAS, the State of Nebraska shares a number of the problems faced by other states in this general region; and

WHEREAS, joint efforts of the affected states may speed the resolution of common problems and the understanding of common interests; and

WHEREAS, the States of Montana, North Dakota, South Dakota, and Wyoming have formed a regional organization known as the Four-State Legislative Conference; and

WHEREAS, Nebraska is concerned with the same problems as these states because of its location in the Missouri River Basin; and

WHEREAS, Nebraska would benefit from participating in the deliberations and activities of these four states.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY- SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Legislature of Nebraska hereby recognizes its community of interests with these four states, and declares its desire to join the Four-State Legislative Conference.
2. That the Executive Board of the Legislative Council take the steps necessary to become a member of such regional organization.

Laid over.

UNANIMOUS CONSENT–Withdraw LB 1001

Mr. Stahmer renewed his motion to withdraw LB 1001 found on page 672 of the Legislative Journal for the Thirty-Fourth Day. No objections. So ordered.

UNANIMOUS CONSENT—Withdraw LB 250

Mr. Luedtke renewed his motion to withdraw LB 250 found on page 667 of the Legislative Journal for the Thirty-Fourth Day. No objections. So ordered.

EXPLANATION OF VOTE

Had I been present I would have voted "aye" on LB 250.

(Signed) Orval Keyes

SELECT FILE

LEGISLATIVE BILL 161. Enrollment and Review amendments found in the Legislative Journal on page 659 for the Thirty-Fourth Day were adopted.

Mr. Waldron offered the following amendment which was adopted:
Amend LB 161, line 5 after "ancestry" insert "sex".

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 190. Enrollment and Review amendments found in the Legislative Journal on page 659 for the Thirty-Fourth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 334. Enrollment and Review amendments found in the Legislative Journal on page 660 for the Thirty-Fourth Day were adopted.

UNANIMOUS CONSENT—Bracket LB 334

Mr. Carpenter asked unanimous consent to bracket LB 334. No objections So ordered.

SELECT FILE

LEGISLATIVE BILL 114. Mr. Clark's amendment found in today's journal was adopted with 32 ayes, 0 nays and 17 not voting.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 148. Mr. Luedtke's amendments found in today's journal were adopted with 28 ayes, 1 nay and 20 not voting.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 147. Mr. Lewis's amendment found in today's journal was adopted with 31 ayes, 0 nays and 18 not voting.

Advanced to Enrollment and Review for engrossment.

VISITORS

The President introduced 68 Fourth Grade students from May Morley School and their Principal, Miss Victoria Martinson, and teachers, Mesdames Weisser, Johnson and Block, Lincoln, Nebraska.

Mr. Kokes introduced 25 students from Albion High School and their teacher, Randall Henning, Albion, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 74. Considered.

MR. SWANSON PRESIDING

Mr. Carpenter moved to reject the committee amendments to LB 74 found in the Legislative Journal on page 428 for the Twenty-First Day, his amendment found on page 557 for the Twenty-Eighth Day; and adopt his amendment found on page 664 for the Thirty-Fourth Day.

The motion prevailed with 19 ayes, 14 nays and 16 not voting.

Advanced to Enrollment & Review with 26 ayes, 15 nays and 8 not voting.

VISITORS

Mrs. Orme introduced 32 Fourth Grade students from Maude Rousseau School and their teachers, Mrs. King and Miss Hanrahan, Lincoln, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 337. Title read. Explained.

Mr. Keyes moved for the adoption of his amendments found in the Legislative Journal on page 669 for the Thirty-Fourth Day.

Mr. Nore moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 38 ayes, 0 nays and 11 not voting.

The motion to adopt Mr. Keyes amendments lost with 5 ayes, 34 nays and 10 not voting.

Mr. Burbachs first amendment found in the Legislative Journal on page 669 for the Thirty-Fourth Day was considered.

Laid over at the request of Mr. Goodrich.

LEGISLATIVE BILL 242. Title read. Laid over.

LEGISLATIVE BILL 344. Title read. Explained.

SPEAKER HASEBROOCK PRESIDING

Advanced to Enrollment & Review with 30 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 314. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 513 for the Twenty-Sixth Day was adopted.

Advanced to Enrollment & Review with 30 ayes, 1 nay and 18 not voting.

LEGISLATIVE BILL 360. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 514 for the Twenty-Sixth Day was adopted.

Mr. Carpenter offered the following amendment which was adopted:
Add the emergency clause.

Advanced to Enrollment & Review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 77. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 428 for the Twenty- First Day was adopted.

Mr. Whitney offered the following amendment which was adopted:
Insert the words, per month, after the word maximum in line 20.

Mr. Carpenter offered the following amendment which was adopted:
Add the emergency clause.

PRESIDENT MARSH PRESIDING

Advanced to Enrollment & Review with 32 ayes, 9 nays and 8 not voting.

LEGISLATIVE BILL 57. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 523 for the Twenty-Sixth Day were adopted.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 166. Title read. Explained.

Advanced to Enrollment & Review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 379. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 524 for the Twenty-Sixth Day was adopted.

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 380. Title read. Explained.

Advanced to Enrollment & Review with 30 ayes, 1 nay and 18 not voting.

LEGISLATIVE BILL 385. Title read. Explained.

Advanced to Enrollment & Review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 192. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 525 for the Twenty-Sixth Day were adopted.

Advanced to Enrollment & Review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 265. Title read. Explained. Laid over.

NOTICE OF COMMITTEE HEARING

Committee on Committees

March 2, 1971

The Committee on Committees will meet at 1:00 PM on Wednesday, March 10, 1971, in the Legislative Council Hearing Room for the purpose of hearing the following Governor appointments:

Richard Person - State Personnel Board
Dale Sailors - Motor Vehicle Dealers License Board
C. Winfield Saults - Board of Health
Dr. R. L. Tollefson - Board of Health
Robert Walker - Board of Trustees, Nebraska State Colleges
Lee Wells-Game and Parks Commission
Jack Molsbee - Public Welfare and Public Institutions Advisory Committee
Norval E. Bowen - State Electrical Board
James F. Nissen - State Employees' Retirement Board

(Signed) Richard F. Proud, Chairman

STANDING COMMITTEE REPORTS

Miscellaneous Subjects

LEGISLATIVE BILL 78. Placed on General File as amended.
Standing Committee amendments to LB 78:

1. Amend pages 2 and 3 by striking section 1 and inserting the following:

"Section 1. That section 28-921, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

28-921. Whoever knowingly sells or offers for sale, or gives to another, or otherwise circulates or publishes or causes to be circulated or published, or has in his possession with intent to sell, loan, or give to another, or to otherwise circulate or publish or cause to be circulated or published, any obscene, lewd, indecent, or lascivious book, pamphlet, paper, movie films, drawing, lithograph, engraving, picture, photograph, model, cast, or any instrument or article of obscene, lewd, indecent or lascivious use, or advertises the same for sale, or writes or prints any letter, circular, handbill, card, book, pamphlet, advertisement, or notice of any kind, giving information, directly or indirectly, when, where, how, or by what means any of the articles or things hereinbefore mentioned can be purchased or otherwise obtained or made, shall, upon conviction thereof, be punished by a fine of not more than one thousand dollars nor less than fifty dollars, or by imprisonment in the county jail not more than one year, or both; Provided, that no motion picture machine operator shall be held criminally liable for exhibiting or possessing with the intent to exhibit any obscene film if the operator is under the direct supervision of a theater manager who is a resident of this state, who is himself subject to prosecution under this section, and such operator has no financial interest in the entertainment presented other than his wages or salary; and provided further, that no stage hand, cashier, doorman, usher, concession employee or other theater employee having no financial interest in the theater shall be subject to prosecution under this section. Upon such conviction the court may enjoin the defendant from further sale, gift, circulation, or publication of the matter with respect to which the conviction is obtained, if the prosecuting officer requests such injunction and if the court finds it necessary to prevent repeated or additional sale, gift, circulation, or publication of such matter by the defendant.

Sec. 2. That original section 28-921, Reissue Revised Statutes of Nebraska, 1943, is repealed.".

LEGISLATIVE BILL 182. Indefinitely postponed.

(Signed) J. James Waldron, Chairman

Public Works

LEGISLATIVE BILL 402. Placed on General File.

LEGISLATIVE BILL 494. Placed on General File.

LEGISLATIVE BILL 530. Placed on General File as amended.
Standing Committee amendment to LB 530:
On page 2, lines 12, 13, 14, and 15, strike "', including but not limited to, truck and full trailer; tractor, semitrailer, and trailer; or truck, semitrailer, and trailer,'' and show the old matter as stricken.

LEGISLATIVE BILL 554. Placed on General File.

LEGISLATIVE BILL 566. Placed on General File.

LEGISLATIVE BILL 581. Placed on General File.

LEGISLATIVE BILL 588. Placed on General File.

LEGISLATIVE BILL 561. Indefinitely postponed.

LEGISLATIVE BILL 601. Indefinitely postponed.

(Signed) Claire W. Holmquist, Chairman

MEMBERS EXCUSED

Messrs. Mahoney and Skarda asked unanimous consent to be excused Wednesday, March 3, 1971. No objections. So ordered.

ADJOURNMENT

At 11:45 a.m., on a motion by Mr. Hasebroock, the Legislature adjourned until 9:00 a.m., Wednesday, March 3, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

THIRTY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, March 3, 1971

Pursuant to adjournment, the Legislature met at 9:05 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> O God, we turn to Thee in the faith that Thou dost understand and art very merciful. Some of us are not sure concerning Thee; not sure how Thou dost reveal Thy will to us; not sure that it is possible for us to know, in every deciion, just what Thou desirest Thy servants to do. But if we could say, "This is what God wants us to do," none would vote against it, and how much time and temper and money would be saved. Make each one of us willing to yield himself to Thee in prayer and obedience. Come and deliver us, O Holy Spirit, for we have no hope in ourselves. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Mahoney and Skarda who were excused.

MESSAGE FROM THE GOVERNOR

March 1, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills No. 40, 48, 81, 85, 93, 96, 97, 99, 107, 129, 132, 139, 150, 155, 175, 177, 186, 193, 227, 243, 244, 249, 253, 271, 291, 299, 329. These bills were signed by me on March 1, 1971 and delivered to the Secretary of State.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 89. Replaced on Select File as amended.
Enrollment and Review amendment to LB 89:

1. In renumbered section 3, line 85, insert "the" after "of" as in the statutes.

LEGISLATIVE BILL 333. Replaced on Select File as amended.
Enrollment and Review amendment to LB 333:

1. In the title, line 9, strike the second comma and insert a semicolon.

LEGISLATIVE BILL 339. Replaced on Select File as amended.
Enrollment and Review amendment to LB 339:

1. On page 2, line 10, reinstate the stricken "and".

LEGISLATIVE BILL 209. Placed on Select File as amended.
Enrollment and Review amendments to LB 209:

1. In lieu of the Stull amendment, on page 2, line 12, strike "may" and insert "~~may~~ shall".
2. Add a new section to read:
   "Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".
3. In the title, line 6, strike "and"; and in line 7, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 221. Placed on Select File as amended.
Enrollment and Review amendment to LB 221:

1. In lieu of the Swanson amendment, on page 2, line 1, and in the title, line 8, strike "general" and insert "primary"; and on page 2, line 2, and in the title, line 8, strike "November" and insert "May".

LEGISLATIVE BILL 303. Placed on Select File as amended. Enrollment and Review amendments to LB 303:

1. In lieu of the Syas amendment, on page 2, line 1, and in the title, line 10, strike "general" and insert "primary"; and on page 2, line 2, and in the title, line 11, strike "November" and insert "May".
2. On page 2, line 10, strike the comma and show the same as stricken; and in line 24, strike "or to" and insert "and".

LEGISLATIVE BILL 570. Placed on Select File as amended. Enrollment and Review amendments to LB 570:

1. In standing committee amendment 1, line 4, strike the second "and" and insert "(8)".
2. In lieu of the Barnett amendment, in standing committee amendment 1, line 5, insert ", and (9) a representative of the Department of Public Welfare" after "Association".
3. On page 2, line 10, strike "inspecting" and insert "inspection"; and in line 15, strike "taking office" and insert "the effective date of this act".
4. In the Orme amendment, line 2, strike "committee" and insert "the period"; and in line 3, strike "board" and insert "committee".
5. On page 3, line 2, strike "outlined" and insert "presented"; in line 10, strike "on" and insert "or"; in line 15, strike "days" and insert "days' "; in line 15, strike "will" and insert "shall"; and strike line 25 and insert "building or structure subject to his jurisdiction.".

LEGISLATIVE BILL 254. Correctly re-engrossed.

LEGISLATIVE BILL 126. Correctly engrossed.

LEGISLATIVE BILL 294. Correctly engrossed.

LEGISLATIVE BILL 301. Correctly engrossed.

LEGISLATIVE BILL 305. Correctly engrossed.

LEGISLATIVE BILL 340. Correctly engrossed.

LEGISLATIVE BILL 341. Correctly engrossed.

LEGISLATIVE BILL 130. Correctly enrolled.

LEGISLATIVE BILL 131. Correctly enrolled.

LEGISLATIVE BILL 211. Correctly enrolled.

LEGISLATIVE BILL 222. Correctly enrolled.

LEGISLATIVE BILL 252. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 130, LB 131, LB 211, LB 222 and LB 252.

STANDING COMMITTEE REPORT

Constitutional Revision

LEGISLATIVE BILL 761. Placed on General File.

LEGISLATIVE BILL 762. Placed on General File.

LEGISLATIVE BILL 500. Indefinitely postponed.

LEGISLATIVE BILL 686. Indefinitely postponed.

(Signed) George Syas, Chairman

NOTICE OF COMMITTEE HEARINGS

Constitutional Revision

LB 575	Thursday, March 18, 1971	2:00 p.m.
LB 592	Thursday, March 18, 1971	2:00 p.m.
LB 685	Thursday, March 25, 1971	2:00 p.m.

(Signed) George Syas, Chairman

EXPLANATION OF VOTE

Had we been present Tuesday, February 23, Thirteenth Day, we would have voted "aye" on LB 85, LB 155, LB 177, LB 244, LB 249, LB 291, LB 93, LB 96, LB 99, LB 107, LB 227, LB 243, LB 253 and LB 299.

(Signed) George Syas
(Signed) Duke Snyder
(Signed) Calvin Carsten

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 51.

A BILL FOR AN ACT to amend section 79-1270, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide for a health education program in all schools as prescribed; to provide duties; to provide sanctions; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Duis
Elrod Epke Goodrich Hasebroock Holmquist
Johnson Kennedy Keyes Kime Klaver
Kokes Kremer Lewis Luedtke Maresh
Marvel Morgan Moylan Nore Orme
Proud Savage Schmit Simpson Snyder
Stahmer Stull Swanson Syas Waldo
Waldron Wallwey Warner Whitney Wiltse
Ziebarth

Voting in the negative, 0

Not voting, 3:

Mahoney Skarda Stromer

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 52. With emergency.

A BILL FOR AN ACT to amend section 72-202, Revised Statutes Supplement, 1969, relating to school lands; to provide for investment of funds from sale of school lands as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 37:

Barnett Carpenter Carsten Chambers Clark
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Johnson Keyes

Kime Klaver Kokes Kremer Luedtke
Maresh Marvel Morgan Moylan Proud
Savage Stahmer Stromer Stull Swanson
Syas Waldron Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 9:

Burbach Carstens Kennedy Lewis Nore
Schmit Simpson Snyder Waldo

Not voting, 3:

Mahoney Orme Skarda

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 98.

A BILL FOR AN ACT to amend sections 81-8,184, 81-8,185, 81-8,186, 81-8,194, 81-8,202, 81-8,204, and 81-8,206, Revised Statutes Supplement, 1969, relating to landscape architects; to redefine a term; to eliminate unconstitutional matter; to create a cash fund; to provide for suspensions; to provide for appeals; to change restrictions; to provide exceptions; and to repeal the original sections, and also section 81-8,207, Revised Statutes Supplement, 1969.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Barnett Carpenter Carsten Carstens Chambers
Craft Duis Elrod Epke Goodrich
Hasebroock Johnson Kennedy Keyes Kime
Klaver Kokes Kremer Luedtke Maresh
Marvel Moylan Orme Proud Savage
Schmit Simpson Snyder Stahmer Stromer
Stull Swanson Syas Waldo Waldron
Wallwey Warner Wiltse Ziebarth

Voting in the negative, 3:

Burbach Nore Lewis

Not voting, 7:

Clark DeCamp Holmquist Mahoney Morgan
Skarda Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 165. With emergency.

A BILL FOR AN ACT to amend sections 3-155 and 3-156, Reissue Revised Statutes of Nebraska, 1943, relating to aeronautics; to change the conditions of sale as prescribed; to restate the use of proceeds of the sale and the investment thereof; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with emergency clause attached?' "

Voting in the affirmative, 47:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Duis
Elrod Epke Goodrich Hasebroock Holmquist
Johnson Kennedy Keyes Kime Klaver
Kokes Kremer Lewis Luedtke Maresh
Marvel Morgan Moylan Nore Orme
Proud Savage Schmit Simpson Snyder
Stahmer Stromer Stull Swanson Syas
Waldo Waldron Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 0

Not voting, 2:

Mahoney Skarda

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 184.

A BILL FOR AN ACT to amend section 26-112, Revised Statutes Supplement, 1969, relating to municipal Courts; to increase fees as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett
Burbach
Carpenter
Carsten
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Lewis
Luedtke
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 1:

Chambers

Not voting, 4:

Carstens
Kime
Mahoney
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 191.

Mr. Waldron asked unanimous consent to hold bill for amendments. No objections. So ordered.

LEGISLATIVE BILL 251.

A BILL FOR AN ACT to amend section 48-179, Reissue Revised Statutes of Nebraska, 1943, relating to workmen's compensation; to provide that tape recordings may be used to make a record in certain workmen's compensation court cases; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett
Burbach
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver

Kokes Kremer Lewis Luedtke Maresh
Marvel Morgan Moylan Nore Orme
Proud Savage Schmit Simpson Snyder
Stahmer Stromer Stull Swanson Syas
Waldo Waldron Wallwey Warner Wiltse
Ziebarth

Voting in the negative, 0

Not voting, 3:

Mahoney Skarda Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

VISITORS

Mr. Warner introduced 60 Fifth Grade students from Waverly District 145 and their teachers, Mrs. Elaine Taylor and Mrs. Adella Bulling, Waverly, Nebraska.

Mrs. Orme introduced 19 Fourth Grade students from Bryan School and their teachers, Mrs. Leota Hurd and Mrs. Piranio, Lincoln, Nebraska.

RESOLUTIONS

LEGISLATIVE RESOLUTION 25.

LR 25 found in the Legislative Journal on page 685 for the Thirty-Fifth Day was adopted with 31 ayes, 0 nays and 18 not voting.

BILLS ON FIRST READING

The following bills were read by the title for the first time:

LEGISLATIVE BILL 1004. At the request of the Governor by the Judiciary Committee, Roland Luedtke, 28th District; P. J. Morgan, 4th District; Terry Carpenter, 48th District; John DeCamp, 40th District; Harold D. Simpson, 46th District; Walter H. Epke, 24th District; Fred Carstens, 30th District.

A BILL FOR AN ACT relating to crimes and punishment; to make it unlawful to assault a peace officer with a deadly weapon; and to provide a penalty.

LEGISLATIVE BILL 1005. At the request of the Governor by the Judiciary Committee, Roland Luedtke, 28th District; Fred W. Carstens, 30th District; Walter H. Epke, 24th District; Harold D. Simpson, 46th District; John DeCamp, 40th District; Terry Carpenter, 48th District; P. J. Morgan, 4th District.

A BILL FOR AN ACT relating to paroles; to provide that persons who murder a police officer, law enforcement officer, or lawfully designated guard and who shall be sentenced to life imprisonment shall not be eligible for parole or release from imprisonment until such individuals shall have served at least fifty years of the sentence.

SELECT FILE

LEGISLATIVE BILL 292. Mr. Snyder asked unanimous consent to hold LB 292 on Select File. No objections. So ordered.

LEGISLATIVE BILL 206. Enrollment and Review amendments found in the Legislative Journal on page 676 for the Thirty-Fifth Day were adopted.

Mr. Burbach offered the following amendment which was adopted:

Add emergency clause

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 327.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 534. Enrollment and Review amendments found in the Legislative Journal on page 677 for the Thirty-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 557. Enrollment and Review amendments found in the Legislative Journal on page 677 for the Thirty-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 559. Enrollment and Review amendment found in the Legislative Journal on page 677 for the Thirty-Fifth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 334. Mr. Carpenter asked unanimous consent to unbracket LB 334. No objections. So ordered.

Mr. Carpenter offered the following amendment:

On page 9 insert the following as a new section:

"Sec. 7. That section 83-210.01, Revised Statutes Supplement, 1969, be amended to read as follows:

83-210.01. There is hereby placed at the disposal of the Department of Public Institutions the sum of fifty thousand dollars as a revolving fund for use in carrying out the purposes of section 83-210.

The said revolving fund may be used (1) for the purchase of equipment and stock for vending stands ~~or business enterprises~~ to be operated by blind persons under the supervision of the department, (2) for the purchase of raw materials for the use of blind persons engaged in home industries, and (3) for the purchase, for resale to blind persons, of tape recorders, braillewriters, canes, and other equipment, appliances, devices and supplies for the blind. Gross proceeds from the operation of vending stands~~, business enterprises~~, or home industries shall accrue to the blind operator, except such percentage of the gross proceeds as shall revert to the original revolving fund. Such fund shall be used for supervision, such other administrative purposes as shall be necessary, and for the original purpose. The percentage of the gross proceeds that shall revert to the revolving fund shall be determined by the department after an investigation has been made to reveal the gross proceeds, cost of operation, amount necessary to replenish the stock of merchandise, and the business needs of the blind individual. Gross proceeds from the sales under subdivision (3) of this section, shall be deposited to the revolving fund for the purchase of tape recorders, braillewriters, canes, and other equipment, appliances, devices and supplies for resale to blind persons. All equipment and raw material purchased from such revolving fund shall be the property of the state and shall be disposed of only by sale at a fair market price. Any money in this revolving fund available for investment shall be invested by the state investment officer pursuant to the provisions of sections 72-1237 to 72-1259.".

2. Renumber section 7 as section 8 and in line 26 after 80-301 strike "and" and after 83-124 insert "and 83-210.01,".

Pending.

Mr. Carpenter offered the following amendment which was adopted:
Add the emergency clause.

Mr. Kime asked unanimous consent to hold the bill over. No objections. So ordered.

SELECT COMMITTEE REPORT

Committee on Committees

March 3, 1971

Mr. President:

The Committee on Committees desires to report favorably upon the appointments listed below which were submitted on June 22, 1970 by former Governor Norbert T. Tiemann. The Committee suggests that the appointments be confirmed by this Legislative Body, and suggests a record vote on each confirmation.

Marvin Athey, Board of Public Roads Classifications and Standards

Committee Vote: For: Senators Carpenter, Clark, Klaver, Luedtke, Proud, Savage, Schmit, Syas and Wiltse

Against: None

Absent and Not Voting: Senators Holmquist, Kremer, Waldron and Warner

Robert L. Gaukel, Board of Public Roads Classifications and Standards

Committee Vote: For: Senators Carpenter, Clark, Klaver, Luedtke, Proud, Savage, Schmit, Syas and Wiltse

Against: None

Absent and Not Voting: Senators Holmquist, Kremer, Waldron and Warner

R. Doyle Hanson, Board of Public Roads Classifications and Standards

Committee Vote: For: Senators Carpenter, Clark, Klaver, Luedtke, Proud, Savage, Schmit, Syas and Wiltse

Against: None

Absent and Not Voting: Senators Holmquist, Kremer, Waldron and Warner

Gene E. Jordan, Board of Public Roads Classifications and Standards

Committee Vote: For: Senators Carpenter, Clark, Klaver, Luedtke, Proud, Savage, Schmit, Syas and Wiltse

Against: None

Absent and Not Voting: Senators Holmquist, Kremer, Waldron and Warner

Melvin Ommen, Board of Public Roads Classifications and Standards

Committee Vote: For: Senators Carpenter, Clark, Klaver, Luedtke, Proud, Savage, Schmit, Syas and Wiltse

Against: None

Absent and Not Voting: Senators Holmquist, Kremer, Waldron and Warner

Alfred E. Rasmussen, Board of Public Roads Classifications and Standards

Committee Vote: For: Senators Carpenter, Clark, Klaver, Luedtke, Proud, Savage, Schmit, Syas and Wiltse

Against: None

Absent and Not Voting: Senators Holmquist, Kremer, Waldron and Warner

Respectfully submitted,

(Signed) Richard F. Proud, Chairman
Committee on Committees

Mr. Proud moved the appointment of Marvin Athey to the Board of Public Roads Classifications and Standards be confirmed.

Voting in the affirmative, 39:

Barnett	Burbach	Carpenter	Carsten	Chambers
Clark	Craft	DeCamp	Elrod	Epke
Goodrich	Hasebroock	Johnson	Keyes	Kime
Klaver	Kokes	Kremer	Lewis	Luedtke
Maresh	Marvel	Morgan	Moylan	Orme
Proud	Schmit	Simpson	Snyder	Stahmer
Stull	Swanson	Syas	Waldo	Waldron
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0

Not voting, 10:

Carstens	Duis	Holmquist	Kennedy	Mahoney
Nore	Savage	Skarda	Stromer	Wallwey

The motion carried with 39 ayes, 0 nays and 10 not voting.

Mr. Proud moved the appointment of Robert L. Gaukel to the Board of Public Roads Classifications and Standards be confirmed.

Voting in the affirmative, 37:

Barnett Burbach Carpenter Carsten Chambers
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Johnson Keyes
Kime Klaver Kokes Kremer Lewis
Luedtke Maresh Marvel Morgan Moylan
Nore Orme Simpson Snyder Stahmer
Stull Swanson Syas Warner Whitney
Wiltse Ziebarth

Voting in the negative, 0

Not voting, 12:

Carstens Holmquist Kennedy Mahoney Proud
Savage Schmit Skarda Stromer Waldo
Waldron Wallwey

The motion carried with 37 ayes, 0 nays and 12 not voting.

Mr. Proud moved the appointment of R. Doyle Hanson to the Board of Public Roads Classifications and Standards be confirmed.

Voting in the affirmative, 37:

Barnett Burbach Carpenter Carsten Chambers
Clark Craft Duis Elrod Epke
Goodrich Hasebroock Johnson Kennedy Keyes
Klaver Kokes Kremer Lewis Luedtke
Maresh Marvel Morgan Moylan Nore
Orme Proud Simpson Snyder Stahmer
Stull Swanson Syas Wallwey Warner
Whitney Wiltse

Voting in the negative, 0

Not voting, 12:

Carstens DeCamp Holmquist Kime Mahoney
Savage Schmit Skarda Stromer Waldo
Waldron Ziebarth

The motion carried with 37 ayes, 0 nays and 12 not voting.

Mr. Proud moved the appointment of Gene E. Jordan to the Board of Public Roads Classifications and Standards be confirmed.

Voting in the affirmative, 38:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft Duis Elrod
Epke Hasebroock Holmquist Johnson Kennedy
Kime Klaver Kokes Kremer Lewis
Luedtke Maresh Marvel Morgan Moylan
Nore Orme Proud Savage Simpson
Snyder Stahmer Swanson Syas Wallwey
Warner Whitney Wiltse

Voting in the negative, 0

Not voting, 11:

DeCamp Goodrich Keyes Mahoney Schmit
Skarda Stromer Stull Waldo Waldron
Ziebarth

The motion carried with 38 ayes, 0 nays and 11 not voting.

Mr. Proud moved the appointment of Melvin Ommen, Board of Public Roads Classifications and Standards be confirmed.

Voting in the affirmative, 39:

Barnett Burbach Carsten Carstens Chambers
Clark Craft Elrod Epke Goodrich
Hasebroock Holmquist Johnson Kennedy Keyes
Klaver Kokes Kremer Lewis Luedtke
Maresh Marvel Morgan Moylan Nore
Orme Proud Savage Schmit Simpson
Snyder Stahmer Stull Swanson Syas
Wallwey Warner Whitney Wiltse

Voting in the negative, 0

Not voting, 10:

Carpenter DeCamp Duis Kime Mahoney
Skarda Stromer Waldo Waldron Ziebarth

The motion carried with 39 ayes, 0 nays and 10 not voting.

Mr. Proud moved the appointment of Alfred Rasmussen to the Board of Public Roads Classifications and Standards be confirmed.

Voting in the affirmative, 36:

Barnett Carsten Carstens Chambers Clark

Craft
Holmquist
Lewis
Moylan
Schmit
Swanson
Wiltse
DeCamp
Johnson
Luedtke
Nore
Simpson
Syas
Elrod
Kennedy
Maresh
Orme
Snyder
Wallwey
Epke
Klaver
Marvel
Proud
Stahmer
Warner
Hasebroock
Kremer
Morgan
Savage
Stull
Whitney

Voting in the negative, 0

Not voting, 13:

Burbach
Kime
Waldo
Carpenter
Kokes
Waldron
Duis
Mahoney
Ziebarth
Goodrich
Skarda
Keyes
Stromer

The motion carried with 36 ayes, 0 nays and 13 not voting.

REPORT OF EMPLOYEES

During the month of February, 1971, there were 105 temporary part time and temporary fulltime employees. Payroll amounted to $34,663.53 of which $658.83 was for overtime, and $1,713.41 is the state's OASI contribution.

Detailed information is on file in the Accounting and Budgeting Office of the Legislative Council.

Vincent D. Brown
Clerk of the Legislature

MOTION–Introduce Bills

Mr. Kokes moved the introduction of a new bill by the Revenue Committee to be known as LB 1006.

The motion prevailed with 37 ayes, 0 nays and 12 not voting.

BILL ON FIRST READING

The following bill was read for the first time.

LEGISLATIVE BILL 1006. By Rudolf C. Kokes, 41st District; William Skarda, 7th District; Eugene Mahoney, 5th District; Willard H. Waldo, 31st District; Jules Burbach, 19th District; Maurice A. Kremer, 34th District; Jerome Warner, 25th District.

A BILL FOR AN ACT to appropriate the sum of six million, six hundred thousand dollars to match federal funds and local funds to accomplish secondary water treatment facilities; and to declare an emergency.

VISITORS

Mr. Goodrich introduced 28 Eighth Grade Students and their teachers, Mrs. Dorothy Faulk and Sr. M. Ernestine from St. Adalbert, Omaha, Nebraska.

STANDING COMMITTEE REPORTS

Miscellaneous Subjects

LEGISLATIVE BILL 298. Placed on General File.

LEGISLATIVE BILL 423. Placed on General File as amended.
Standing Committee amendment to LB 423:
1. Amend page 2, line 5, by striking "1972" and inserting "1975".

LEGISLATIVE BILL 466. Placed on General File as amended.
Standing Committee amendment to LB 466:
1. Add the emergency clause to this bill.

LEGISLATIVE BILL 677. Placed on General File.

LEGISLATIVE BILL 724. Placed on General File as amended.
Standing Committee amendment to LB 724:
1. Amend page 2, line 15 by striking "(1)" and show same as stricken matter, strike the balance of the section commencing with line 3 on page 9 and ending with line 15 on page 25 and show all of same as stricken matter.

LEGISLATIVE BILL 916. Placed on General File as amended.
Standing Committee amendment to LB 916:
1. Strike original sections 2 and 3 and insert the following:
"Sec. 2. That original section 32-210, Revised Statutes Supplement, 1969, is repealed."

LEGISLATIVE BILL 61. Indefinitely postponed.

LEGISLATIVE BILL 515. Indefinitely postponed.

LEGISLATIVE BILL 546. Indefinitely postponed.

LEGISLATIVE BILL 613. Indefinitely postponed.

LEGISLATIVE BILL 683. Indefinitely postponed.

LEGISLATIVE BILL 701. Indefinitely postponed.

LEGISLATIVE BILL 702. Indefinitely postponed.

LEGISLATIVE BILL 704. Indefinitely postponed.

LEGISLATIVE BILL 705. Indefinitely postponed.

(Signed) J. James Waldron, Chairman

Agriculture and Recreation

LEGISLATIVE BILL 183. Placed on General File as amended.
Standing Committee amendment to LB 183:

1. Amend page 2 of the bill line 11 by reinstating the stricken matter.

LEGISLATIVE BILL 248. Placed on General File.

LEGISLATIVE BILL 315. Placed on General File as amended.
Standing Committee amendment to LB 315:

1. On page 2 lines 5, 9, 24 and 25, and page 3 line 6 insert "peace" after "conversation".

LEGISLATIVE BILL 387. Placed on General File.

LEGISLATIVE BILL 403. Placed on General File.

LEGISLATIVE BILL 417. Placed on General File.

LEGISLATIVE BILL 513. Placed on General File.

LEGISLATIVE BILL 556. Placed on General File.

LEGISLATIVE BILL 706. Placed on General File.

LEGISLATIVE BILL 275. Indefinitely postponed.

LEGISLATIVE BILL 407. Indefinitely postponed.

LEGISLATIVE BILL 456. Indefinitely postponed.

LEGISLATIVE BILL 457. Indefinitely postponed.

(Signed) Loran Schmit, Chairman

Education

LEGISLATIVE BILL 658. Placed on General File as amended. Standing Committee amendment to LB 658:

1. Strike original sections 1 to 4 and insert the following:

"Section 1. Subject to the conditions provided in this act, four years of public high school education shall be provided for all children whose parents or guardians reside in a public school district which does not maintain a high school.

Sec. 2. Every child to be eligible for high school education pursuant to this act must have successfully completed the eighth grade, as certified by the county superintendent.

Sec. 3. The district in which the parent or guardian of such child resides shall contract with a district maintaining an approved or accredited high school to provide such education.

Sec. 4. The district of residence shall pay the annual contract tuition for each nonresident pupil. The contract tuition rate shall be determined annually by the receiving district on a uniform basis for all high school pupils. Such rate shall in no event be less than the average per pupil cost for high school pupils in the receiving district for the preceding school year.

Sec. 5. If any district fails or refuses to contract for the education of any child entitled to high school education pursuant to this act, the county superintendent shall detach the territory on which the parent or guardian of such child resides from the district and attach it to a district providing high school education.

Sec. 6. All contracts pursuant to this act shall be in a form prescribed by the Commissioner of Education and shall be filed in the office of the county superintendent on or before August 15 of each year.

Sec. 7. After the effective date of this act, payments pursuant to section 79-4,102, Revised Statutes Supplement, 1969, and sections 79-4,103 and 79-4,104, Reissue Revised Statutes of Nebraska, 1943, shall be made only for obligations incurred for the 1970-71 school year, or for preceding school years.

Sec. 8. That original sections 79-494 to 79-4,101 and section 79-4,105, Reissue Revised Statutes of Nebraska, 1943, are repealed.

Sec. 9. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

(Signed) Don Elrod, Chairman

REFERENCE COMMITTEE REPORT

The following bills have been re-referred from Labor Committe to Government Committee: LB 871, LB 886, LB 949, LB 962, LB 965 and LB 988.

(Signed) William F. Swanson, Chairman

ANNOUNCEMENT

Mr. Ziebarth announced the Education Service Unit Banquet would be at 6:30 p.m. tonight at the Cornhusker. All the Senators and their wives are invited.

GENERAL FILE

LEGISLATIVE BILL 337. Considered.

Mr. Burbach's amendment found in the Legislative Journal on page 669 for the Thirty-Fourth Day was adopted.

Mr. Burbach's second amendment found in the Legislative Journal on page 669 for the Thirty-Fourth Day was adopted.

Mr. Burbach's third amendment found in the Legislative Journal on page 669 for the Thirty-Fourth Day was adopted.

Advanced to Enrollment & Review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 242. Laid over until Monday.

LEGISLATIVE BILL 265. Laid over.

LEGISLATIVE BILL 276. Title read. Explained.

Advanced to Enrollment & Review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 279. Title read. Explained.

Mr. Goodrich offered the following amendment which was adopted:
To Amend Section 1., Line 5, after word "of" by:
Inserting the word: "twelve"
and striking the word: "thirteen"
To Amend Section 1., Line 19, after the first comma, by inserting the following:
"PROVIDED, that the initial chiropractic licensee member shall not be appointed until the first expiration date hereafter of the term of office of a public-spirited citizen member of the Board, as determined by the Governor"

To Amend Section l., Line 20, by:
Striking the word: "two"
and inserting in place thereof the word: "one"
To Amend Section 1., Line 20, by:
Striking the letter: "s" from the word: "members"
To Amend Section 1., Line 21, by:
Inserting after the word "be" the new word: "a"
and by
Striking the letter "s" from the word: "citizens"

Mr. Syas offered the following amendment which was adopted:
Amend Senator Goodrich's amendment to include a chiropracter on the board, and increase the number of members to 13.

Mr. Wallwey offered the following amendment which was adopted with 18 ayes, 17 nays and 14 not voting.
To amend to include physical therapist on Board of Health.

Mr. Hasebroock asked unanimous consent to add the name of Mr. Goodrich to LB 279. No objections. So ordered.

Advanced to Enrollment & Review with 27 ayes, 9 nays and 13 not voting.

LEGISLATIVE BILL 362. Title read. Explained.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 430. Title read. Explained.

Advanced to Enrollment & Review with 33 ayes, 0 nays 16 not voting.

LEGISLATIVE BILL 304.

Mr. Syas asked unanimous consent to bracket the bill. No objections. So ordered.

LEGISLATIVE BILL 309. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 538 for the Twenty-Seventh Day was adopted.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 308. Title read. Explained.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 310. Title read. Explained.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 328. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 538 for the Twenty-Seventh Day was adopted.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 346. Title read. Explained.

Advanced to Enrollment & Review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 110.

Mr. Chambers asked unanimous consent to bracket the bill.

Mr. Carpenter objected and asked unanimous consent to place at the bottom of General File. No objections. So ordered.

LEGISLATIVE BILL 268. Title read. Explained.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 419. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 558 for the Twenty-Eighth Day was adopted.

Advanced to Enrollment & Review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 208. Title read. Committee amendments discussed. Laid over.

UNANIMOUS CONSENT—Withdraw LB 452

Mr. Holmquist asked unanimous consent to withdraw LB 452. Laid over.

COMMITTEE MEETING

Mr. Swanson asked unanimous consent to hold an Executive Board Meeting at 12:00 noon on Thursday, March 4, 1971, in the Legislative Council Hearing Room. No objections. So ordered.

UNANIMOUS CONSENT—Print in Journal

Mr. Ziebarth asked unanimous consent to print the following amendment to LB 292 in the Journal. No objections. So ordered.

1. Insert 2 new sections to read as follows:

"Sec. 19. That section 14-554, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

14-554. The county in which any metropolitan city is located shall receive as full compensation for collection and disbursement of all funds of such city, an amount equal to one per cent of all money collected from taxation. Such fee shall be paid monthly out of the general funds of the city. Such county shall receive as full compensation for the collection and disbursement of all money from taxation and pursuant to section 77-202.22 coming to the board of education an amount equal to one per cent thereof, to be paid out of the general fund, less the sum of one thousand dollars per annum, said sum to be payable in equal monthly installments to the county treasurer as salary for services as ex officio treasurer of the board of education. Such county shall receive as full compensation for the collection and disbursement of the funds of the metropolitan water district an amount equal to one per cent of all money collected by the county treasurer. The county treasurer, as ex officio city treasurer, shall receive as additional salary and compensation for the performance of his duty as such officer the sum of one thousand dollars per annum from the city, the same to be payable quarterly from the funds of the city.

Sec. 20. That section 77-202.22, Revised Statutes Supplement, 1969, as amended by Legislative Bill 299, Eighty-second Legislature, First Session, be amended to read as follows:

77-202.22. The county treasurer shall, on or before November 30 of each year, certify to the Director of Administrative Services the total tax revenue that will be lost to all taxing agencies within his county because of exemptions from taxes levied and assessed in that year because of exemptions allowed under the provisions of sections 77-202.12 to 77-202.22. The director shall, on or before January 31 next following such certification, draw his warrant on the state treasury for the amount so certified against funds appropriated for such purpose and deliver such warrant to the county treasurer. Out of the amount so received the county treasurer shall distribute to each of the taxing agencies within his county the amount so lost by such agency, except that one per cent of such amount shall be deposited in the county general fund; Provided, that the full amount due a Class V school district shall be paid to the district and the county shall be compensated pursuant to section 14-554. Each taxing agency shall, in preparing its annual budget, take into account the amount to be received under the provisions of this section.".

(Signed) Duke Snyder, Chairman

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 195. Placed on General File as amended.
Standing Committee amendment to LB 195:

1. On page 2, line 4, following "1945," insert "and providing electrical service at retail, to a city of the metropolitan class,".

LEGISLATIVE BILL 618. Placed on General File as amended.
Standing Committee amendment to LB 618:

1. Strike the new matter and reinstate all stricken material on page 6, lines 17, 18, 19, 20, and 21.

(Signed) Claire W. Holmquist, Chairman

NOTICE OF COMMITTEE HEARINGS

Government and Military Affairs

LB 871	Thursday, March 11, 1971	2:00 p.m.
LB 886	Thursday, March 11, 1971	2:00 p.m.
LB 949	Thursday, March 11, 1971	2:00 p.m.
LB 962	Thursday, March 11, 1971	2:00 p.m.
LB 965	Thursday, March 11, 1971	2:00 p.m.
LB 988	Thursday, March 11, 1971	2:00 p.m.

(Signed) Terry Carpenter, Chairman

Agriculture and Recreation

LB 50	Thursday, March 11, 1971	2:00 p.m.
LB 285	Thursday, March 11, 1971	2:00 p.m.
LB 439	Thursday, March 11, 1971	2:00 p.m.
LB 609	Thursday, March 11, 1971	2:00 p.m.
LB 938	Thursday, March 11, 1971	2:00 p.m.

(Signed) Loran Schmit, Chairman

MOTION—Raise LB 182

Mrs. Orme moved to place LB 182 on General File notwithstanding the action of the Miscellaneous Subjects Committee. Laid over.

ADJOURNMENT

At 11:57 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Thursday, March 4, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

THIRTY-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, March 4, 1971

Pursuant to adjournment, the Legislature met at 9:04 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> We pray, O God, that thou wilt fill this sacred minute with meaning, and make it an oasis for the refreshment of our souls, a window cleaning for our vision, and a recharging of the batteries of our spirits. Let us have less talking and more thinking, less work and more worship, less pressure and more prayer. For if we are too busy to pray, we are far busier than we have any right to be. Speak to us, O Lord, and make us listen to thy broadcasting station that never goes off the air. Through thy Holy Spirit, who is waiting to lead us into all truth. Amen.

ROLL CALL

The roll was called and all members were present.

COMMUNICATIONS

A Resolution from The Commonwealth of Massachusetts dealing with revenue sharing was read and filed with the Clerk.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 148. Replaced on Select File as amended. Enrollment and Review amendments to LB 148:

1. In lieu of the Luedtke amendment thereto, on page 2, lines 17 and 18, strike "or compiled by" and insert "~~or compiled by~~ but not originating in".

2. Strike E&R amendment 1, adopted 2/19/71.

3. In new section 3, strike beginning with "when" in line 10 through "committee" in line 11.

4. On page 2, line 1, strike "All hospitals" and insert "Each hospital"; in line 2 insert "a" after "cause" and at the end of the line; and in lines 2 and 3, strike "committees" and insert "committee".

LEGISLATIVE BILL 161. Replaced on Select File as amended. Enrollment and Review amendment to LB 161:

1. In lieu of the Waldron amendment, on page 2, line 5, insert ", sex," after "ancestry".

LEGISLATIVE BILL 234. Placed on Select File as amended. Enrollment and Review amendments to LB 234:

(Note: All references to pages in the following amendments are to pages in the standing committee amendments.)

1. On page 1, line 24, insert "beer" after "of".

2. On page 2, line 4, strike "manufacturers" and insert "manufacturers' "; in line 13, strike ", therefore,"; and in line 23, insert "and sections 1 and 3 to 17 of this act" after "53-1,118".

3. On page 10, lines 10 and 13, strike "subsection" and insert "subdivision"; and lines 23 and 26, strike "said" and insert "the".

4. On page 11, line 1, insert an underscored comma after "thereof"; in line 5, strike said and insert "the"; and in line 23, strike the comma.

5. On page 13, line 5, strike "who" and insert "whom".

6. On page 14, line 5, strike "commission"; and strike beginning with "not" in line 10 through "be" in line 12 and insert "by the commission of any matter before the commission under this act. Upon hearing, the commission shall hear the evidence introduced by the parties and shall make its".

7. On page 17, line 21, strike "distributorships" and insert "distributorship".

8. On page 18, line 18, insert "within a reasonable time" after "grounds".

9. On page 19, line 6, insert an underscored comma after "distributorship"; in line 10, strike "commission"; and in line 21, strike "of this act".

10. In line 3 of amendment 2 to standing committee amendments, insert "second" before "word".

11. In lieu of amendment 4 to standing committee amendments, on page 15, strike line 14 and insert "allied products, other products, or other brands of beer;".

12. In line 2 of amendment 6 to standing committee amendments, insert an underscored comma before "without".

13. In line 5 of amendment 7 to standing committee amendments, strike "and' " and insert " 'and".

14. In the title, strike lines 2 to 5 and insert:

"FOR AN ACT to amend sections 53-123.03 and 53-130, Reissue Revised Statutes of Nebraska, 1943, and section 53-103, Revised Statutes Supplement, 1969, relating to liquors; to define and redefine terms; to state policy; to regulate the relationship between manufacturers of beer and their distributors as prescribed; to provide procedures; to provide penalties; to repeal the original sections; and to declare an emergency.".

LEGISLATIVE BILL 314. Placed on Select File.

LEGISLATIVE BILL 360. Placed on Select File as amended.
Enrollment and Review amendments to LB 360:

1. In standing committee amendment 1, line 2, strike "all of" and insert "the new matter in".

2. Add a new section to read:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, line 5, strike "and"; and in line 6, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 77. Placed on Select File as amended.
Enrollment and Review amendments to LB 77:

1. Add a new section to read:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 7, strike "and"; and in line 8, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 166. Placed on Select File as amended.
Enrollment and Review amendments to LB 166:

1. On page 2, line 22, strike the first "or"; and in line 24, insert an underscored comma after "people" and after "transportation".

2. In the title, line 5, strike "city" and insert "cities".

LEGISLATIVE BILL 379. Placed on Select File as amended. Enrollment and Review amendments to LB 379:

1. On page 2, line 12, insert "judgment shall be entered ordering" after the comma; and in line 12 strike "shall" and insert "~~shall~~ to".

2. In the title, strike line 5 and insert "judgment for restitution and the enforcement thereof in certain cases; and".

LEGISLATIVE BILL 380. Placed on Select File as amended. Enrollment and Review amendments to LB 380:

1. On page 2 insert "testamentary" at the end of line 9; and in line 12, insert "to a nonresident of this state" after "testamentary".

2. In the title, strike lines 5 to 7 and insert "cases in which the names executor is a nonresident of this state; and to repeal the original section.".

LEGISLATIVE BILL 385. Placed on Select File as amended. Enrollment and Review amendment to LB 385:

1. In the title, line 6, insert "in all counties" after "deputies".

LEGISLATIVE BILL 192. Placed on Select File as amended. Enrollment and Review amendment to LB 192:

1. In the title, insert "relocating," at the end of line 5.

LEGISLATIVE BILL 114. Correctly re-engrossed.

LEGISLATIVE BILL 147. Correctly re-engrossed.

LEGISLATIVE BILL 190. Correctly engrossed.

LEGISLATIVE BILL 368. Correctly engrossed.

(Signed) Duke Snyder, Chairman

MOTION—Suspend Rules

Mr. Klaver moved to suspend the rules and consider the Final Reading bills set for March 5,

The motion lost with 27 ayes, 9 nays and 13 not voting.

MEMBERS EXCUSED

Messrs. Carpenter, Savage, and Klaver asked unanimous consent to be excused Friday, March 5, 1971. No objections. So ordered.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 51. Correctly enrolled.

LEGISLATIVE BILL 52. Correctly enrolled.

LEGISLATIVE BILL 98. Correctly enrolled.

LEGISLATIVE BILL 165. Correctly enrolled.

LEGISLATIVE BILL 184. Correctly enrolled.

LEGISLATIVE BILL 251. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 51, LB 52, LB 98, LB 165, LB 184, LB 251, LR 23 and LR 25.

VISITORS

Mr. C. Carsten introduced his two sons, Mr. Carroll Carsten and Mr. Steve Carsten, and his daughter-in-law, Mrs. Steve Carsten.

UNANIMOUS CONSENT—Withdraw LB 452

Mr. Holmquist renewed his request to withdraw LB 452 found on page 713 of the Legislative Journal for the Thirty-Sixth Day. No objections. So ordered.

UNANIMOUS CONSENT—Withdraw LB 344

Mr. Holmquist asked unanimous consent to withdraw LB 344. Laid over.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on March 4, 1971 at 9:15 a.m.: LB 130, LB 131, LB 211, LB 222, and LB 252.

(Signed) Barbara Jackson, Enrolling Clerk

SELECT COMMITTEE REPORT

Nebraska Retirement Systems Advisory

LEGISLATIVE BILL 269. Placed on General File as amended.
Standing Committee amendment to LB 269:
1. Amend page 2, lines 6, 14, and 22 by inserting "ninety-day" after "regular".

LEGISLATIVE BILL 453. Placed on General File.

LEGISLATIVE BILL 475. Placed on General File.

LEGISLATIVE BILL 476. Placed on General File.

(Signed) Claire W. Holmquist, Chairman

STANDING COMMITTEE REPORTS

Constitutional Revision

LEGISLATIVE BILL 504. Placed on General File as amended.
Standing Committee amendment to LB 504:
1. Amend page 2, line 5, by striking "6,", and on page 4, line 9, by striking "6,".

(Signed) George Syas, Chairman

Revenue

LEGISLATIVE BILL 694. Placed on General File.

LEGISLATIVE BILL 171. Indefinitely postponed.

LEGISLATIVE BILL 200. Indefinitely postponed.

LEGISLATIVE BILL 202. Indefinitely postponed.

LEGISLATIVE BILL 409. Indefinitely postponed.

(Signed) Rudolf C. Kokes, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 24.

Mr. Stromer moved to suspend the rules and reconsider LR 24.

Mr. Stromer requested a Call of the House. The Call showed 46 members present.

Mr. Stromer moved the Call be raised. The motion prevailed with 40 ayes, 4 nays and 5 not voting.

Mr. Stromer's motion to suspend the rules and reconsider prevailed with 31 ayes, 11 nays and 7 not voting.

Mr. Stahmer moved to adopt LR 24.

Mr. Proud moved to indefinitely postpone LR 24.

Mr. Whitney requested a Call of the House. The Call showed 48 members present.

Mr. Carpenter moved the Call be raised. The motion prevailed with 41 ayes, 0 nays and 8 not voting.

Mr. Proud's motion to indefinitely postpone prevailed with 25 ayes, 17 nays and 7 not voting.

MOTION—Suspend the Rules

Mr. Chambers moved to suspend the rules and consider all previous action taken from the beginning of the 1971 Legislative Session. The motion was defeated with 2 ayes, 33 nays and 14 not voting.

VISITORS

Mr. Schmit introduced Mr. Delmar Lange, Mr. and Mrs. Ronald Schmid, Mr. Victor Bohuslusky, Mr. and Mrs. Richard Bruner, Mrs. Orin Barlean, and Mrs. Frank Ptacek, from the 23rd District.

SELECT FILE

LEGISLATIVE BILL 292. Mr. Snyder asked unanimous consent to unbracket 292. No objections. So ordered.

Enrollment and Review amendment found in the Legislative Journal on page 676 for the Thirty-Fifth Day was adopted. Journal on page 676 for the Thirty-Fifth Day was adopted.

Mr. Snyder's amendments found in the Legislative Journal on pages 713 and 714 for the Thirty-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 89. Enrollment and Review amendment found in the Legislative Journal on page 693 for the Thirty-Sixth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 333. Enrollment and Review amendment found in the Legislative Journal on page 693 for the Thirty-Sixth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 339. Enrollment and Review amendment found in the Legislative Journal on page 693 for the Thirty-Sixth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 209. Enrollment and Review amendments found in the Legislative Journal on page 693 for the Thirty-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 221. Enrollment and Review amendment found in the Legislative Journal on page 693 for the Thirty-Sixth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 303. Enrollment and Review amendments found in the Legislative Journal on page 694 for the Thirty-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 570. Enrollment and Review amendments found in the Legislative Journal on page 694 for the Thirty-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 334. Mr. Carpenter asked unanimous consent to unbracket LB 334. No objections. So ordered.

Mr. Carpenter asked unanimous consent to adopt his amendments found in the Legislative Journal on pages 701 and 702 for the Thirty-Sixth Day. No objections. So ordered.

Advanced to Enrollment and Review for engrossment.

MEMBER EXCUSED

Mr. F. Carstens asked unanimous consent to be excused Friday, March 5, at 10:00 a.m. No objections. So ordered.

PERSONAL PRIVILEGE

Mr. Syas, on a point of personal privilege, discussed reapportionment.

SELECT FILE

Mr. Waldron moved to return LB 274 to General File for amendments.

The motion lost with 7 ayes, 26 nays and 16 not voting.

Advanced to Enrollment and Review for engrossment.

MOTION—Raise LB 182

Mrs. Orme renewed her motion found in the Legislative Journal on page 715 for the Thirty-Sixth Day to raise LB 182.

Mrs. Orme requested a Call of the House. The Call showed 43 members present.

Mr. Waldron moved the Call be raised. The motion prevailed with 33 ayes, 2 nays and 14 not voting. and 18 not voting.

Mrs. Orme's motion to place LB 182 on General File notwithstanding the action of the committee lost with 21 ayes, 10 nays and 18 not voting.

MESSAGE FROM THE GOVERNOR

March 4, 1971

Mr. President, Mr. Speaker,
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to advise your honorable body of my return to you with my objections and without my signature Legislative Bill 131 attached hereto. While I share the concern and appreciate the basic motive of those who support the principle of needed food tax relief embodied in LB 131, I direct your attention to what the Governor, the vast majority of Nebraskans, and a substantial number of the members of your body believe to be the much better and fairer approach by simply eliminating the sales tax on food at the source. This is provided in LB 567.

LB 567 meets the problem headon rather than skirting it. All the unfairness is eliminated, and we will thereby follow the time-tested method well established and proven by years of experience with this problem by other states.

Let me once again emphasize that there is no real problem of administration when we exempt the sales tax on food at the time of purchase of such food.

It is therefore appropriate that as elected officials we squarely face up to the proposition and not fail the people of this state again by going back on the initial representation that food would not be taxed.

My letter to you of March 1, 1971, a copy of which I attach hereto, clearly outlines my reasons for preferring LB 567 for which I respectfully urge your favorable consideration.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw
Enc. 2

March 1, 1971

Dear Senator:

I wish to take this opportunity to discuss with you LB 567, the bill to exempt food products from the sales tax. I am requesting that you join me and the majority of citizens of Nebraska in supporting LB 567. After having given this matter extensive thought and research, I am convinced that only through enactment of LB 567 can we in government together keep the commitment which was initially made to the people of the State of Nebraska to the effect that food consumed in the home would not be subject to a sales tax. If ever there were a need for legitimate tax relief for every Nebraskan, it is properly encompassed in this bill.

The merit of the sales tax on food need not be debated in the State of Nebraska. That commitment is already a fact of both the intent and spirit of the law. However, we are engaged in a review of the inequities of the present tax refund system, seeking agreement that the best way to avoid the sales tax on food is to simply not tax the housewife at the grocery counter. The present tax credit totally ignores the actual tax paid, and in some magic way seeks to reward the average Nebraskan who exists only in the mathematician's mind and not in a Nebraskan's home.

Let us consider some of the inequities in the present "flat rate" tax refund system:

1. Cost of food fluctuates from one community to another, and there is no accommodation in the present refund credit system for this fact.

2. There is no magical average which realistically reflects the actual food expenses of Nebraskans. And so we can agree, we are shortchanging a great many of our citizens, and perhaps giving too much back to others.

3. The refund system does a gross injustice to citizens living in some cities now, and others in the future whose cities may be forced to utilize their local sales tax options. Outstate Nebraskans pay a 2 1/2% sales tax on food, Lincoln residents are paying a 3% tax for their food, and Omaha citizens are paying a 3 1/2% tax on their food. This situation leads us down a path of possible complicated formulas and many headaches as we try to clarify the situation. An example of the injustice is to note that last year Omaha citizens paid 40% more in sales tax on

food, and did not receive back approximately $1.3 million which should have been refunded to them last year. This was true since the "flat rate" system gives all the same dollar refund, regardless of the amount of sales tax on food actually paid. Lincoln residents were also unfairly treated as will other municipal residents in the future.

4. The present refund system does not necessarily depend on the payment of any tax in the first place. Example, a bonafide Nebraska citizen vacationing out of state for. . . say six months or longer. . . is eligible for a full refund as if he had been buying his groceries in the State of Nebraska for a full year.

5. Those citizens most greatly in need are at a great disadvantage in getting their money returned, particularly if they are not familiar with the tax system and the mechanics involved in obtaining a refund. This is especially true with regard to senior citizens. The only way to insure that as a state we do not exploit the needy is by insuring that the tax is not corrupted in the first instance.

6. Under our present system and some proposed we find the state operating on monies of its citizens interest free. If this additional money was left to the citizen for the purpose of buying necessary food as opposed to advancing it to the state to receive a part of it back later, the well-being of our citizens would be enhanced. What rationale is there in taking it away, and giving a portion of it back later?

7. The present "flat rate" refund system and all the proposed extensions of that system can be defended from only the position of the food retailer. Yet his colleagues in other states, and some right here in Nebraska, have told me there is no real problem and that the tax on food is unfair. However, the Nebraska food retailer will collectively "lose" approximately $400,000.00 he presently collects and keeps as collection fees on food taxes. The objective food retailer recognizes the benefit he receives on sales tax "breakage" on smaller amount food purchases. . . for example, one loaf of bread. . . and also knows the basic unfairness of the resultant higher percentage sales tax to the purchaser on such small purchases.

Some suggestion has been made that the exemption of the food from sales tax will result in a nightmare of administration for both the consumer and merchant. This simply is not true!

LB 567 is the accepted standard in the United States where exemptions are allowed. The actions suggested are not without precedent, nor is it untested. In a host of other states, including New York, California, Texas, Wisconsin, New Jersey, and Minnesota, only to name a few, a full exemption of food has been instituted. These states have found that there is no great difficulty in its administration, and that its citizens are more equitably treated. At least seventeen other states use this system we propose. This should dispel any sincere fears regarding effectiveness or ease of administration that have been fanned out of all reasonable proportion by a few but vocal opponents.

Citizens of the State of Nebraska are familiar with, and I can assure you that as Governor, I intend to see that they are further informed, of the inequities of both the sales tax on food and any continuation of any of the "gimmick" formulas for a tax credit on the income tax in lieu of the sales tax on food. I respectfully direct the attention of the Legislature to the fact that Nebraskans, including those not required to file an income tax form, numbering in the thousands of instances, never obtain a refund. Those that do so file for a refund require the state the additional expense of issuing them a check for the amount due them which should have never been collected in the first place. What reasonable person can justify such impositions on our citizenry?

The strength of any government lies in the fact that the government keeps faith with the people and follows through on promises made. In view of the promises made to the people of Nebraska at the time of the enactment of the Nebraska sales tax and for the additional reasons that I have outlined herein, we are left with no reasonable alternative but to exempt all food from the sales tax as outlined in LB 567. I urge you to join with me in strengthening the faith of our citizens in our government by supporting and adopting LB 567.

Sincerely,
(Signed) J. James Exon
Governor

VISITORS

The President introduced 25 students from Hayward School including their teachers Linda Ridgway, Pat Harding and Barbara Ream from Lincoln.

UNANIMOUS CONSENT—Withdraw LB 966

Mr. Ziebarth asked unanimous consent to withdraw LB 966. Laid over.

SPEAKER HASEBROOCK PRESIDING

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 365. Placed on General File as amended.
Standing Committee amendments to LB 365:

1. On page 2, line 4, strike "blue" and show as stricken, and insert "red".

2. On page 3, lines 1 to 4, strike all of subsection (2) and show old material as stricken. Insert

instead: "(2) A flashing red light may be displayed on any motor vehicle being used by rescue squads actually en route to, at, or from any emergency requiring their services but only after its use shall have been authorized in writing by the county sheriff. Applications shall be made and revoked in the same manner as for volunteer firemen as provided in subsection (1) of this section.".

3. On page 3, line 7, strike "blue" and show as stricken and insert "red".

LEGISLATIVE BILL 369. Placed on General File.

LEGISLATIVE BILL 626. Placed on General File as amended.
Standing Committee amendments to LB 626:

1. On page 3, line 17, delete "the creation, operation and" and insert "operation,".
2. On page 3, line 20, insert a comma after the word "projects".
3. On page 4, lines 6, 7 and 8, delete "district or public power and irrigation district whose irrigation service area".

LEGISLATIVE BILL 868. Placed on General File.

(Signed) Claire W. Holmquist, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 460. Placed on General File.

LEGISLATIVE BILL 657. Placed on General File as amended.
Standing Committee amendments to LB 657:

1. Amend the bill, section 3, page 4, line 21 by inserting the word "be" following the word "will."
2. Request Emergency clause be added to this bill.

LEGISLATIVE BILL 684. Placed on General File.

LEGISLATIVE BILL 697. Indefinitely postponed.

(Signed) Sam Klaver, Chairman

Education

LEGISLATIVE BILL 462. Placed on General File.

LEGISLATIVE BILL 287. Placed on General File as amended.
Standing Committee amendments to LB 287:

1. Strike sections 2, 3, and 4.

2. Renumber original section 5 as section 2, and on page 3, line 4, strike "sections 1 to 4".

(Signed) Don Elrod, Chairman

Agriculture and Recreation

LEGISLATIVE BILL 620. Placed on General File.

LEGISLATIVE BILL 39. Indefinitely postponed.

(Signed) Loran Schmit, Chairman

PRESIDENT MARSH PRESIDING

GENERAL FILE

LEGISLATIVE BILL 423.

Mr. Morgan asked unanimous consent to take up LB 423 on General File.

Mr. Holmquist objected.

Mr. Morgan moved to change the order of bills on General File notwithstanding the order of the speaker and consider LB 423 first on General File.

Mr. Carpenter moved to amend the Morgan motion to read LB 566 first and LB 423 second.

Mr. Carpenter's motion to amend prevailed with 36 ayes, 2 nays and 11 not voting.

VISITORS

The President introduced 14 members of the Mill County Busy Booster 4-H Club of Emerson, Iowa inculuding their leaders; Messrs. Anderson, Richards and Stillie.

GENERAL FILE

LEGISLATIVE BILL 566. Title read. Explained.

Mr. Carpenter moved that Senators Morgan and Luedtke contact the highway patrol and discuss their desires on LB 566 and LB 423.

Mr. Carpenter's motion prevailed with 24 ayes, 10 nays and 15 not voting.

ADJOURNMENT

At 11:52 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Friday, March 5, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

THIRTY-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, March 5, 1971

Pursuant to adjournment, the Legislature met at 9:06 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> We open our hearts unto thee, our Father, and pray that thy spirit may indwell in each one of us and give us poise and power. We believe in thee, O God, Give us the faith to believe what thou hast said. We trust in thee, O God. Give us the faith to trust thee for guidance in the decisions we have to make. Help us to do our very best this day and be content with today's troubles, so that we shall not borrow the troubles of tomorrow. Save us from the sin of worrying, lest stomach ulcers be the badge of our lack of faith. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Carpenter, Carstens, Klaver and Savage who were excused and Mr. Goodrich who was excused until 9:30 a.m.

STANDING COMMITTEE REPORTS

Constitutional Revision

LEGISLATIVE BILL 889. Placed on General File.

LEGISLATIVE BILL 940. Indefinitely postponed.

LEGISLATIVE BILL 941. Indefinitely postponed.

(Signed) George Syas, Chairman

Urban Affairs

LEGISLATIVE BILL 122. Placed on General File as amended. Standing Committee amendments to LB 122:

1. On page 2, line 3 and line 10, strike "class" and insert "and metropolitan classes".

2. On page 2, line 13, strike "The" and insert "Four"; in line 14 strike "cities" and insert "each city" and after "primary" insert "or metropolitan"; in line 16 after the period insert "The remaining members shall be elected from the city at large."; in line 17 after "primary" insert "or metropolitan"; in line 18 strike "as many" and insert "four"; and in lines 18 and 19 strike "as there are members of the city council".

LEGISLATIVE BILL 389. Placed on General File as amended. Standing Committee amendment to LB 389:

1. Section 1, line 1 strike "and villages" and insert "of the metropolitan class".

(Signed) Harold D. Simpson, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 337. Placed on Select File as amended. Enrollment and Review amendments to LB 337:

1. In lieu of the Burbach amendment 1, on page 2, line 23, strike "thirty-five and thirty" and insert "~~thirty-five~~ fifty and ~~thirty~~ forty-five".

2. In the title, line 4, insert " and increase" after "enlarge".

LEGISLATIVE BILL 276. Placed on Select File.

LEGISLATIVE BILL 362. Placed on Select File as amended. Enrollment and Review amendment to LB 362:

1. In the title, line 4, strike "punishment" and insert "punishments".

LEGISLATIVE BILL 430. Placed on Select File as amended. Enrollment and Review amendment to LB 430:

1. On page 2, strike the comma in line 6; and in line 8, strike "said" and insert "the".

LEGISLATIVE BILL 309. Placed on Select File as amended.
Enrollment and Review amendment to LB 309:

1. On page 2, insert an underscored period at the end of line 10; and in line 11 strike the period and show the same as stricken.

LEGISLATIVE BILL 308. Placed on Select File as amended.
Enrollment and Review amendment to LB 308:

1. In the title, line 5, strike "entitle" and insert "determine the maximum compensation of"; and in lines 6 and 7 strike "to additional compensation as prescribed".

LEGISLATIVE BILL 310. Placed on Select File as amended.
Enrollment and Review amendments to LB 310:

1. On page 2, line 6, insert "and amendments thereto" after the second comma.
2. In the title, lines 2 and 3, strike "and irrigation districts"; and in line 3 insert "districts and public power" after "power".

LEGISLATIVE BILL 328. Placed on Select File as amended.
Enrollment and Review amendment to LB 328:

1. In the title, strike beginning with "moving" in line 4 through "prescribed" in line 6 and insert "the cost of moving lines".

LEGISLATIVE BILL 346. Placed on Select File as amended.
Enrollment and Review amendment to LB 346:

1. In the title, line 4, strike "provide clarification of" and insert "change".

LEGISLATIVE BILL 268. Placed on Select File as amended.
Enrollment and Review amendment to LB 268:

1. In the title, line 7, insert "to eliminate a restriction on claimants;" after the semicolon.

LEGISLATIVE BILL 419. Placed on Select File as amended.
Enrollment and Review amendment to LB 419:

1. On page 3, line 13, insert "the" after "or".

LEGISLATIVE BILL 206. Correctly engrossed.

LEGISLATIVE BILL 327. Correctly engrossed.

LEGISLATIVE BILL 557. Correctly engrossed.

LEGISLATIVE BILL 559. Correctly engrossed.

(Signed) Duke Snyder, Chairman

REFERENCE COMMITTEE REPORT

LB	Committee
1004	Judiciary Committee
1005	Judiciary Committee
1006	Revenue Committee

(Signed) William F. Swanson, Chairman

SELECT COMMITTEE REPORT

Committee on Committees

March 4, 1971

Mr. President:

The Committee on Committees desires to report favorably upon the appointments listed below to the State Board of Health and to the Board of Public Roads Classifications and Standards which were submitted on June 22, 1970 by former Governor Norbert T. Tiemann and the appointment to the Department of Public Welfare which was submitted by Governor J. J. Exon. The Committee suggests that the appointments be confirmed by this Legislative Body, and suggests a record vote on each confirmation.

Dr. Harold G. Wiesemann, State Board of Health

Committee Vote: For: Senators Clark, Holmquist, Klaver, Kremer, Proud, Waldron and Wiltse

Against: None

Absent and Not Voting: Senators Carpenter, Luedtke, Savage, Schmit, Syas and Warner

Dr. William Higgins, State Board of Health

Committee Vote: For: Senators Clark, Holmquist, Klaver, Kremer, Proud, Waldron and Wiltse

Against: None

Absent and Not Voting: Senators Carpenter, Luedtke, Savage, Schmit, Syas and Warner

Mr. Lawrence Graham, Director, Department of Public Welfare

Committee Vote: For: Senators Clark, Holmquist, Klaver, Kremer, Proud, Waldron and Wiltse

Against: None

Absent and Not Voting: Senators Carpenter, Luedtke, Savage, Schmit, Syas and Warner

Mr. C. D. Ackerman, Board of Public Roads Classifications and Standards

Committee Vote: For: Senators Clark, Holmquist, Klaver, Kremer, Proud, Waldron and Wiltse

Against: None

Absent and Not Voting: Senators Carpenter, Luedtke, Savage, Schmit, Syas and Warner

Mr. Floyd Burkinshaw, Board of Public Roads Classifications and Standards

Committee Vote: For: Senators Clark, Holmquist, Klaver, Kremer, Proud, Waldron and Wiltse

Against: None

Absent and Not Voting: Senators Carpenter, Luedtke, Savage, Schmit, Syas and Warner

Mr. Bruce Gillan, Board of Public Roads Classifications and Standards

Committee Vote: For: Senators Clark, Holmquist, Klaver, Kremer, Proud, Waldron and Wiltse

Against: None

Absent and Not Voting: Senators Carpenter, Luedtke, Savage, Schmit, Syas and Warner

Mr. Donald Swing, Board of Public Roads Classifications and Standards

Committee Vote: For: Senators Clark, Holmquist, Klaver, Kremer, Proud, Waldron and Wiltse

Against: None

Absent and Not Voting: Senators Carpenter, Luedtke, Savage, Schmit, Syas and Warner

Respectfully submitted,

(Signed) (Signed) Richard F. Proud, Chairman
Committee on Committees

Mr. Proud moved the appointment of Dr. Harold G. Wiesemann to the State Board of Health be confirmed.

Voting in the affirmative, 36:

Barnett
Craft
Hasebroock
Kremer
Burbach
DeCamp
Johnson
Lewis
Carsten
Duis
Kennedy
Luedtke
Chambers
Elrod
Kime
Maresh
Clark
Epke
Kokes
Morgan

Moylan Orme Proud Simpson Snyder
Stahmer Stromer Stull Swanson Syas
Waldron Wallwey Warner Whitney Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 13:

Carpenter Carstens Goodrich Holmquist Keyes
Klaver Mahoney Marvel Nore Savage
Schmit Skarda Waldo

The motion carried with 36 ayes, 0 nays and 13 not voting.

Mr. Proud moved the appointment of Dr. William Higgins, State Board of Health be confirmed.

Voting in the affirmative, 35:

Barnett Burbach Carsten Chambers Clark
Craft DeCamp Duis Elrod Epke
Hasebroock Kennedy Kokes Kremer Lewis
Luedtke Maresh Morgan Moylan Orme
Proud Simpson Skarda Snyder Stahmer
Stromer Stull Swanson Syas Waldron
Wallwey Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 14:

Carpenter Carstens Goodrich Holmquist Johnson
Keyes Kime Klaver Mahoney Marvel
Nore Savage Schmit Waldo

The motion carried with 35 ayes, 0 nays and 14 not voting.

Mr. Proud moved the appointment of Mr. Lawrence Graham as Director, Department of Public Welfare be confirmed.

Voting in the affirmative, 36:

Barnett Burbach Carsten Chambers Clark
Craft DeCamp Duis Elrod Epke
Hasebroock Holmquist Johnson Kennedy Kime
Kremer Lewis Luedtke Mahoney Maresh
Marvel Morgan Moylan Orme Proud
Snyder Stahmer Stromer Stull Swanson
Syas Waldron Wallwey Warner Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 13:

Carpenter
Carstens
Goodrich
Keyes
Klaver
Kokes
Nore
Savage
Schmit
Simpson
Skarda
Waldo
Whitney

The motion carried with 36 ayes, 0 nays and 13 not voting.

Mr. Proud moved the appointment of Mr. C. D. Ackerman to the Board of Public Roads Classifications and Standards be confirmed.

Voting in the affirmative, 39:

Barnett
Burbach
Carsten
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Orme
Proud
Simpson
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Carpenter
Carstens
Goodrich
Klaver
Nore
Savage
Schmit
Skarda
Waldo
Whitney

The motion carried with 39 ayes, 0 nays and 10 not voting.

Mr. Proud moved the appointment of Mr. Floyd Burkinshaw to the Board of Public Roads Classifications and Standards be confirmed.

Voting in the affirmative, 40:

Barnett
Burbach
Carsten
Chambers
Clark
Craft
DeCamp
Duis
Epke
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Carpenter Carstens Elrod Goodrich Klaver
Savage Schmit Waldo Whitney

The motion carried with 40 ayes, 0 nays and 9 not voting.

Mr. Proud moved the appointment of Mr. Bruce Gillan to the Board of Public Roads Classifications and Standards be confirmed.

Voting in the affirmative, 40:

Barnett Burbach Carsten Chambers Clark
Craft DeCamp Duis Epke Hasebroock
Holmquist Johnson Kennedy Keyes Kime
Kokes Kremer Lewis Luedtke Mahoney
Maresh Marvel Morgan Moylan Nore
Orme Simpson Skarda Snyder Stahmer
Stromer Stull Swanson Syas Waldron
Wallwey Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 9:

Carpenter Carstens Elrod Goodrich Klaver
Proud Savage Schmit Waldo

The motion carried with 40 ayes, 0 nays and 9 not voting.

Mr. Proud moved the appointment of Mr. Donald Swing to the Board of Public Roads Classifications and Standards be confirmed.

Voting in the affirmative, 42:

Barnett Burbach Carsten Chambers Clark
DeCamp Duis Elrod Epke Hasebroock
Holmquist Johnson Kennedy Keyes Kime
Kokes Kremer Lewis Luedtke Mahoney
Maresh Marvel Morgan Moylan Nore
Orme Proud Simpson Skarda Snyder
Stahmer Stromer Stull Swanson Syas
Waldo Waldron Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 7:

Carpenter Carstens Craft Goodrich Klaver
Savage Schmit

The motion carried with 42 ayes, 0 nays and 7 not voting.

VISITORS

Mr. Morgan introduced Mrs. William Holthause and her three children, Jim, Tom and Sheri from Omaha, Nebraska.

LOBBY REPORT

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of all lobbyists who have registered as of March 4, 1971. Further lists will be submitted on the last legislative day of each calendar week, listing additional lobbyists who have registered during that week, until all registrations are completed.

(Signed) Vincent D. Brown
Clerk of the Legislature

Beam, C. Arlen, Lincoln - Nebraska State Pest Control Association
Cariotto, Joseph J., Lincoln - Nebraska Dental Hygiene Association
Cariotto, Joseph J., Lincoln - Nebraska Podiatry Association
Crosby, Robert B., Lincoln - Glass Container Manufacturers Institute, Inc.
Crosby, Robert B., Lincoln - Nebraska Hospital Association
Graham, Alice, Ashland - Elkhorn-Platte Valley Preservation Association, Inc.
Krause, Marcella, Alliance - Educational Service Unit No. 12
Nelson, Richard P., Lincoln - John Deere Company
Orr, Lorraine, North Platte - Republican Party of Nebraska
Perry, Edwin C., Lincoln - Nebraska Lumber Merchants Association
Petersen, Nels, Omaha - Nebraska State AFL-CIO
Ryan, Jim, Lincoln - Revision of Bottle Club Committee
Stewart, Mary Jane, Lincoln - Nebraska Congress of Parents and Teachers
Tews and Noren (David D. Tews), Lincoln - Lancaster County Beverage Association
Wisnieski, Hubert, Lincoln - National Farmers Organization
Wunderlich, Mrs. Deon, Roca - Mrs. Deon Wunderlich
Wylie, William, Elgin - Rall & Associates

EXPLANATION OF VOTE

Had I been present I would have voted "aye" for the appointments of Messrs. Wiesseman, Higgins, Graham and Ackerman.

(Signed) Herb Nore

UNANIMOUS CONSENT—Withdraw LB 344

Mr. Holmquist renewed his request found on page 720 of the Legislative Journal for the Thirty-Seventh Day to withdraw LB 344. No objections. So ordered.

UNANIMOUS CONSENT–Withdraw LB 966

Mr. Ziebarth renewed his request found on page 727 of the Legislative Journal for the Thirty-Seventh Day to withdraw LB 966. No objections. So ordered.

UNANIMOUS CONSENT–Cancel Hearing

Mr. Nore asked unanimous consent to cancel the hearing on LB 935. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 158. With emergency.

A BILL FOR AN ACT to amend section 77-1342, Revised Statutes Supplement, 1969, relating to revenue and taxation; to provide for billing of assessment districts by the Tax Commissioner; to provide for change in the handling of the Tax Commissioner Revolving Fund; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with emergency clause attached?' "

Voting in the affirmative, 43:

Barnett Burbach Carsten Chambers Clark
Craft DeCamp Duis Elrod Epke
Hasebroock Holmquist Johnson Kennedy Keyes
Kime Kokes Kremer Lewis Luedtke
Mahoney Maresh Marvel Morgan Moylan
Nore Orme Proud Schmit Simpson
Snyder Stahmer Stromer Stull Swanson
Syas Waldo Waldron Wallwey Warner
Whitney Wiltse Ziebarth

Voting in the negative, 0

Not voting, 6:

Carpenter Carstens Goodrich Klaver Savage
Skarda

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 178 & 178A.

Mr. Simpson asked unanimous consent to bracket LB 178 and LB 178A. No objections. So ordered.

WEDDING ANNIVERSARY—President

Speaker Hasebroock announced that today was the 28th wedding anniversary of President Frank Marsh.

MEMBER'S BIRTHDAY

Mr. Stromer announced the birthday of Mr. Moylan. Mr. Moylan spoke briefly to the members.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 335.

A BILL FOR AN ACT to amend sections 38-403, 38-408, and 80-304.01, Reissue Revised Statutes of Nebraska, 1943, relating to veterans' affairs; to provide additional persons who may be appointed guardian or conservator of a member of the Nebraska Veterans' Home as prescribed; to provide for a bond and payment of the premium therefor; to change designation of name of administrator of the home; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett
Burbach
Carsten
Chambers
Clark
Craft
DeCamp
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Kennedy
Keyes
Kime
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Carpenter
Carstens
Duis
Johnson
Klaver
Savage

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 336.

A BILL FOR AN ACT to amend section 80-403, Revised Statutes Supplement, 1969, relating to veterans' affairs; to change eligibility requirements for veterans' relief as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett Burbach Carsten Chambers Clark
Craft DeCamp Elrod Epke Goodrich
Hasebroock Holmquist Johnson Kennedy Keyes
Kime Kokes Kremer Lewis Luedtke
Mahoney Maresh Marvel Morgan Moylan
Orme Proud Schmit Simpson Skarda
Snyder Stahmer Stromer Stull Swanson
Syas Waldo Waldron Wallwey Warner
Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 6:

Carpenter Carstens Duis Klaver Nore
Savage

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 338.

A BILL FOR AN ACT relating to veterans' affairs: to provide for grave registration as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett Burbach Carsten Chambers Clark
Craft DeCamp Elrod Epke Goodrich

Hasebroock Holmquist Johnson Kennedy Keyes
Kime Kokes Kremer Lewis Luedtke
Mahoney Maresh Marvel Morgan Moylan
Nore Orme Proud Schmit Simpson
Skarda Snyder Stahmer Stromer Stull
Swanson Syas Waldo Waldron Wallwey
Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 5:

Carpenter Carstens Duis Klaver Savage

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 377.

A BILL FOR AN ACT to amend section 25-1916, Reissue Revised Statutes of Nebraska, 1943, relating to civil procedure; to provide for a cash deposit in lieu of bond to operate as a supersedeas on appeal to the Supreme Court; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett Burbach Carsten Chambers Clark
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Johnson Kennedy
Keyes Kime Kokes Kremer Lewis
Luedtke Mahoney Maresh Marvel Morgan
Moylan Nore Orme Proud Schmit
Simpson Skarda Snyder Stahmer Stromer
Stull Swanson Syas Waldo Waldron
Wallwey Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 4:

Carpenter Carstens Klaver Savage

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 420.

A BILL FOR AN ACT relating to schools; to require all school board members to be registered voters.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett Burbach Carsten Clark Craft
DeCamp Duis Elrod Epke Goodrich
Hasebroock Holmquist Johnson Kennedy Kime
Kokes Kremer Lewis Luedtke Mahoney
Maresh Marvel Morgan Moylan Nore
Orme Proud Schmit Simpson Skarda
Snyder Stahmer Stromer Stull Swanson
Syas Waldo Waldron Wallwey Warner
Whitney Wiltse Ziebarth

Voting in the negative, 1:

Chambers

Not voting, 5:

Carpenter Carstens Keyes Klaver Savage

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 477.

A BILL FOR AN ACT relating to the Nebraska State Patrol; to provide for a criminalistics laboratory within the Nebraska State Patrol; and to provide the uses for such a laboratory as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Barnett Burbach Carsten Chambers Craft
DeCamp Duis Elrod Epke Goodrich
Hasebroock Holmquist Johnson Kennedy Keyes
Kime Kokes Kremer Luedtke Mahoney

Maresh Morgan Moylan Nore Orme
Proud Schmit Simpson Snyder Stahmer
Stromer Stull Swanson Syas Waldo
Waldron Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 9:

Carpenter Carstens Clark Klaver Lewis
Marvel Savage Skarda Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 492.

A BILL FOR AN ACT to amend section 60-107, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to reduce from seven to five years the period for which county clerks must hold certificates of title and other records; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett Burbach Carten Chambers Clark
Craft DeCamp Duis Elrod Epke
Goodrich Holmquist Johnson Kennedy Keyes
Kime Kokes Kremer Lewis Luedtke
Maresh Marvel Morgan Moylan Orme
Proud Schmit Simpson Skarda Snyder
Stahmer Stromer Stull Swanson Syas
Waldo Waldron Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 7:

Carpenter Carstens Hasebroock Klaver Mahoney
Nore Savage

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 191. Laid over.

VISITORS

Mr. Simpson introduced Mrs. Peterson of Irwin, Iowa.

MEMBER EXCUSED

Mr. Luedtke asked unanimous consent to be excused Thursday and Friday, March 11, and March 12, 1971, to attend the National Conference on the Judiciary to be held in Williamsburg, Virginia. No objections. So ordered.

UNANIMOUS CONSENT–Withdraw LB 363

Mr. Duis asked unanimous consent to withdraw LB 363. Laid over.

SELECT FILE

LEGISLATIVE BILL 148. Enrollment and Review amendments found in the Legislative Journal on page 717 for the Thirty-Seventh Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 161. Enrollment and Review amendment found in the Legislative Journal on page 717 for the Thirty-Seventh Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 234. Enrollment and Review amendments found in the Legislative Journal on page 717 for the Thirty-Seventh Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 314.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 360. Enrollment and Review amendments found in the Legislative Journal on page 718 for the Thirty-Seventh Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 77. Enrollment and Review amendments found in the Legislative Journal on page 718 for the Thirty-Seventh Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 166. Enrollment and Review amendments found in the Legislative Journal on page 718 for the Thirty-Seventh Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 379. Enrollment and Review amendments found in the Legislative Journal on page 719 for the Thirty-Seventh Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 380. Enrollment and Review amendments found in the Legislative Journal on page 719 for the Thirty-Seventh Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 385. Enrollment and Review amendment found in the Legislative Journal on page 719 for the Thirty-Seventh Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 192. Enrollment and Review amendment found in the Legislative Journal on page 719 for the Thirty-Seventh Day was adopted.

Advanced to Enrollment and Review for engrossment.

MESSAGE FROM THE GOVERNOR

March 4, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills No. 130, 211, 222, and 252. These bills were signed by me on March 4, 1971 and delivered to the Secretary of State.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw

COMMITTEE MEETING–Executive Session

Mr. Holmquist announced the Public Works Committee would hold an Executive Session today at 1:00 p.m.

GENERAL FILE

LEGISLATIVE BILL 265. Title read. Explained.

Mr. Waldron offered the following amendment which was adopted:
Sec. 3. page 4, line 12, strike "until"
and reinsert "unless" reinstate stricken matter lines 13, 14, and 15.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 208. Laid over.

LEGISLATIVE BILL 367. Title read. Explained.

Mr. Clark offered the following amendment which was adopted:
To amend LB 367, Line 7, Page 2, after "taxes", insert "Such notice of reference shall be delivered by registered mail owner".

Laid over.

LEGISLATIVE BILL 493. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 558 for the Twenty-Eighth Day was adopted.

Advanced to Enrollment & Review with 26 ayes, 4 nays and 19 not voting.

LEGISLATIVE BILL 491. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 562 for the Twenty-Ninth Day was adopted.

Mr. Waldo offered the following amendment which was adopted:
Amend Page 9 subsection (ii) line 14 by striking the word
(minerals) and insert the word (grit).

SPEAKER HASEBROOCK PRESIDING

Mr. Waldo requested a Call of the House. The Call showed 37 members present.

Mr. Kremer moved the Call be raised. The motion prevailed with 37 ayes, 0 nays and 12 not voting.

Advanced to Enrollment & Review with 26 ayes, 2 nays and 21 not voting.

LEGISLATIVE BILL 527. Title read. Explained.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 606. Title read. Explained.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 412. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 562 for the Twenth-Ninth Day were adopted.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 316. Title read. Explained.

Mr. Proud asked unanimous consent to unbracket LB 316. No objections. So ordered.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 367. Reconsidered.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 421. Title read. Explained.

Advanced to Enrollment & Review with 32 ayes, 0 nays and 17 not voting.

PRESIDENT MARSH PRESIDING

VISITOR

The President introduced Rufus Taiwo Dikedi Onianwah, Librarian of Nigeria, U. S. I. Service, Arm of American Embassy, Information Division of Lagos, Nigeria.

GENERAL FILE

LEGISLATIVE BILL 436. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 563 for the Twenty-Ninth Day were adopted.

Advanced to Enrollment & Review with 26 ayes, 1 nay and 22 not voting.

LEGISLATIVE BILL 331. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 563 for the Twenty-Ninth Day was adopted.

Advanced to Enrollment & Review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 371. Title read. Explained.

Mr. Simpson offered the following amendment which was adopted:

Amend LB 371, Section 1, Line 7, by deleting "one" and inserting "a".

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 396. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 564 for the Twenty-Ninth Day were adopted.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

VISITORS

Mr. Epke introduced 20 Fourth Grade Students and their teachers Mesdames Bowmaster and Keller from Seward Public School of Seward, Nebraska.

Mr. Wallwey introduced Mr. Joe Masten, his two sons, Jeon and Ron from Winside, and Miss Angelica Mahaluf from Chile, South America.

GENERAL FILE

LEGISLATIVE BILL 413. Title read. Explained.

SENATOR PROUD PRESIDING

Standing Committee amendments found in the Legislative Journal on page 564 for the Twenty-Ninth Day were adopted.

PRESIDENT MARSH PRESIDING

LB 413 laid over.

UNANIMOUS CONSENT—Print in Journal

Mr. Morgan asked unanimous consent that the communication from Governor Exon regarding LB 423 be inserted in the Journal. No objections. So ordered.

March 4, 1971

The Honorable P. J. Morgan
State Senator
Legislative Chambers
State House
Lincoln, Nebraska

Dear Senator Morgan:

This is to respectfully advise you that I support LB 423.

It is my feeling that law enforcement will not be seriously affected by one rather than two license plates.

Many other states are using the one plate approach with success.

It is my belief that the Legislature, in its wisdom, should make the determination as to where a single license plate should be displayed on a vehicle.

It is my understanding that ordinarily the license plate should appear on the rear of a vehicle, except in the case of certain vehicles where the requirement of displaying on the rear of the vehicle would not be practical because of its unusual construction and specifically designed use. In such cases, a front display on the vehicle would seem to be in order.

I am sure that the Legislature can come up with a workable solution to this display problem.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw

Mr. Luedtke and Mr. Morgan asked unanimous consent that the communication from Colonel James E. Kruger be inserted in the Journal, relating to LB 566 and LB 423. No objections. So ordered.

March 4, 1971

Senator P. J. Morgan
Senator Roland A. Luedtke
Nebraska State Legislature

Dear Senators:

Per your request of March 4, 1971, pertaining to two pending Legislative Bills relative to the number of license plates which should be issued to motor vehicles in Nebraska, the following information is furnished.

As a law enforcement official, I would be remiss if I were to give any opinion other than that two license plates should be displayed on all motor vehicles of the passenger car class and all trucks with the exception of those identified as truck tractors. The reason being that it makes identification much easier for those charged with law enforcement responsibilities, as well as concerned citizens who may witness some unlawful act in which a motor vehicle was involved and would desire to promptly report same by a license plate number.

I am aware that there is possibly an economy factor involved in the one plate system. The importance of this factor as compared to the convenience of the two plate system to enforcement operations is a decision that must be determined by the Legislative branch of Government. Enforcement operations will continue with either system in effect.

Respectfully,

(Signed) James E. Kruger, Colonel
Superintendent

JEK:dlk

UNANIMOUS CONSENT–Executive Session

Mr. Moylan announced the Labor Committee would hold executive sessions on March 10 and March 17 for the purpose of reviewing claims. The meetings will be held at 1:30 in Room No. 1009. No objections. So ordered.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on March 5, 1971 at 9:30 a.m.: LB 51, LB 52, LB 98, LB 165, LB 184, and LB 251.

(Signed) Barbara Jackson, Enrolling Clerk

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 433. Indefinitely postponed.

(Signed) Rudolf C. Kokes, Chairman

Education

LEGISLATIVE BILL 663. Indefinitely postponed.

(Signed) Don Elrod, Chairman

Public Works

LEGISLATIVE BILL 596. Placed on General File as amended. Standing Committee amendments to LB 596:

1. On page 3, line 3, strike the new matter and reinstate the stricken matter.

2. On page 4, line 21, strike "and" and show as stricken; in line 27, strike the period and show as stricken and insert "; and"; and after line 27 insert the following:

"(15) Farm trailer shall include any trailer or semitrailer used wholly and exclusively to carry a farmer's or rancher's own supplies, farm equipment and household goods to or from the owner's farm or ranch, or used by the farmer or rancher to carry his own agricultural products, livestock and produce to or from storage and market, and attached to a passenger car or farm licensed vehicle.".

3. On page 5, after line 2, insert:

"Sec. 3. Add emergency clause."

LEGISLATIVE BILL 654. Placed on General File as amended. Standing Committee amendment to LB 654:

On page 2, line 11, after the word "department." "The standards adopted by the department from time to time shall be correlated with and, so far as practicable, conform to the then current standards and specifications approved by the American National Standards Institute or its successor association, as such standards and specifications apply to the installation of plumbing, heating and electrical systems and body and frame design and construction of mobile homes and travel trailers."

(Signed) Irving Wiltse, Vice-Chairman

Labor

LEGISLATIVE BILL 390. Placed on General File as amended. Standing Committee amendments to LB 390:

1. On page 2, insert "including the University of Nebraska and the four state colleges," at the end of line 13.

2. Insert a new section to read:

"Sec. 4. The State Claims Board, with the approval of the Nebraska Workmen's Compensation Court, shall, pursuant to Chapter 84, article 9, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, adopt such rules and regulations as are necessary to carry out the provisions of this act.".

3. Renumber original sections 4 to 14 as section 5 to 15.

4. On page 6, line 5, insert ",allowances," after "award".

5. Insert a new section to read:

"Sec. 16. The State Claims Board, with the approval of the Nebraska Workmen's Compensation Court, may if after proper investigation they deem to be in the best interest of the state, request the Department of Insurance to purchase a policy or policies of insurance for investigation, serving and payment, or any one or two of such factors, of workmen's compensation to protect the agencies and their employees. Such policy or policies shall contain such conditions, requirements, limitations, and amounts deemed necessary by said board, and approved by the court. The Department of Insurance shall purchase such policy or policies by public letting and shall certify the amount of the premiums to the Director of Administrative Services, who shall cause payment to be made therefore out of the Workmen's Compensation Claim Fund, if sufficient money is available in such fund.".

6. Renumber original sections 15 and 16 as sections 17 and 18.

LEGISLATIVE BILL 437. Placed on General File.

LEGISLATIVE BILL 478. Placed on General File.

LEGISLATIVE BILL 351. Indefinitely postponed.

LEGISLATIVE BILL 361. Indefinitely postponed.

LEGISLATIVE BILL 406. Indefinitely postponed.

LEGISLATIVE BILL 438. Indefinitely postponed.

(Signed) Harold Moylan, Chairman

Miscellaneous Subjects

LEGISLATIVE BILL 666. Placed on General File as amended.
Standing Committee amendment to LB 666:

1. Amend page 3, line 4 by striking the period and inserting "; nor prevent persons who are sixteen years old or older from handling beer containers and beer in the course of their employment in grocery stores."

LEGISLATIVE BILL 444. Indefinitely postponed.

LEGISLATIVE BILL 805. Indefinitely postponed.

LEGISLATIVE BILL 826. Indefinitely postponed.

(Signed) J. James Waldron, Chairman

UNANIMOUS CONSENT—Print in Journal

Mr. Marvel asked unanimous consent to print the following letters from the Governor in the Journal. No objections. So ordered.

March 5, 1971

The Honorable Richard D. Marvel
Chairman
Committee on Appropriations
State Legislature
Lincoln, Nebraska 68509

Dear Senator Marvel:

We have prepared for introduction two bills containing our recommendations for operating costs and aid to local subdivisions. A bill containing the capital construction recommendations will be prepared at a later date.

I would like to ask that you introduce these bills on my behalf and in your capacity as chairman of the Committee on Appropriations.

Thank you very much for your assistance.

Sincerely yours,

(Signed) J. James Exon
Governor

JJE:t

March 5, 1971

MEMBERS OF THE EIGHTY-SECOND LEGISLATURE

I have this day asked Senator Richard Marvel, as Chairman of the Budget Committee, to introduce two bills on my behalf. These bills contain my budget recommendations for operating costs and assistance to local subdivisions. A later bill will be introduced for capital construction.

You will note in the bill that I have recommended appropriating at the agency level rather than by program, because I feel that when we have a tight budget, which I believe we have this time, agencies should be given the maximum amount of flexibility and descretion in using these dollars. However, agencies must also be responsible for achieving results with these dollars and accountable for the uses of the dollars. Furthermore, I feel that it is necessary that the Governor and the Legislature have an opportunity to express their intent as to the level of funding of various programs, subprograms, and activities. I will, therefore, file with the Clerk of the Legislature, a complete detailed copy of the amounts which comprise the several agencies budgets. Although agencies will not be expected to live within the exact amounts shown within these documents, I do feel that it expresses the intent of this office for expenditures and that in general, deviations from this intent should occur only for good and sufficient reason and should be justified at the next budget hearing.

I realize that agency level appropriation is a deviation from the previous practice of appropriating at the program level. However, I do not feel that it is desirable to penalize all agencies by taking away their flexibility for the abuses of a few agencies. I would hope that by giving all agencies this flexibility this time, and placing them on their honor, that they would respect this and we would not have to go next year, to a very detailed level of appropriation. Nevertheless, if I do find that the agencies are abusing this freedom and flexibility and not accepting their responsibility, I will not hesitate to recommend to this body next year an appropriation bill for those agencies which will be not only at the program level, but also in some cases, at the subprogram and activity level, with potential earmarkings by major objects of expenditure.

It is time that all agencies realized that the elected officials of this state are the ones responsible for overall expenditures and policy guidelines. It is important that appointed administrators and department heads follow the dictates of elected officials and adjust their personal opinions to conform to policies reflecting the desires of the electorate.

Sincerely yours,

(Signed) J. James Exon
Governor

ADJOURNMENT

At 12:02 a.m., on a motion by Mr. Syas, the Legislature adjourned until 9:00 a.m., Monday, March 8, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

THIRTY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, March 8, 1971

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Our Father, help us to understand that when we try to live without Thee, we are unable to live with ourselves; and when we say no to Thee we are denying our own best interest. Whatever other rewards or punishments Thou hast ordained, we are finding out that we cannot do wrong and feel right, for there is a law within Thy universe that acts around us and in us. Give to each one of us, we pray, that intelligent self-interest that shall persuade us to do Thy will. Teach us that obeying Thee and Thy will is a forced option - like eating. We do not have to eat, but if we do not, we cannot live. We are not forced to obey Thee, but if we do not, we hurt ourselves. Convict us of the folly of walking against Thy lights, that we may live longer and better. By the mercy and grace of Jesus Christ our Lord. Amen.

ROLL CALL

The roll was called and all members were present.

INVITATION

The Clerk read an invitation from George S. Round, University of Nebraska, inviting the members and their wives to attend the high school basketball tournament that will be held in Lincoln on March 11, 12, and 13.

ANNOUNCEMENT

Mr. Stahmer announced he authorized a letter from the Attorney General 's office to be placed on each desk relative to LB 413.

COMMITTEE MEETING

Mr. Kennedy asked unanimous consent to use the Chamber today for the Public Health and Welfare Committee meeting. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 794	Tuesday, March 16, 1971	2:00 p.m.
LB 853	Tuesday, March 16, 1971	2:00 p.m.

(Signed) Roland Luedtke, Chairman

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 484. Placed on General File as amended.
Standing Committee amendments to LB 484:

1. On page 7, strike lines 1 to 23 and insert:

"21-1951. ~~Prior to January 1 of each year~~, ~~effective January 1, 1970~~, Commencing January 1, 1973, and each odd-numbered year thereafter, the Secretary of State shall cause to be mailed by first-class mail to the last-named registered agent at the last-known street address of each domestic and foreign nonprofit corporation subject to Chapter 21, article 19 a notice stating: That ~~annual~~ biennial fees of ten dollars are to be paid on or before June 1 of the same year and that a properly executed and signed report is to be filed on or before June 1 of the same year; that if ~~annual~~ biennial fees are not paid on or before June 1 of the same year and that if the report is not filed on or before June 1 of the same year, that on June 2 of the same year, delinquent corporations shall be automatically dissolved for nonpayment of ~~annual~~ biennial fees and failure to file the report; and that the Secretary of State shall dissolve the corporation and make such entry and showing upon the records of his office.

Upon the dissolution for nonpayment of the ~~annual~~ biennial fee or failure to file a properly executed and signed report, the Secretary of State shall send a list to each county clerk, of the names of each nonprofit corporation so dissolved in that county.".

2. Insert two new sections to read:

"Sec. 5. That section 21-1981, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

21-1981. Each domestic nonprofit corporation, and each foreign nonprofit corporation authorized to conduct affairs in this state, shall file, within the time prescribed by Chapter 21, article 19, ~~an annual~~ a biennial report setting forth:

(1) The exact name of the corporation;

(2) The location of the registered office of the corporation in this state:

(3) A brief statement of the character of the affairs which the corporation is actually conducting, or, in the case of a foreign corporation, which the corporation is actually conducting in this state; and

(4) The names and respective street addresses of the directors and officers of the corporation.

Such ~~annual~~ biennial report shall be made on forms prescribed and furnished by the Secretary of State, and the information therein contained shall be given as of the first day of January of each year. It shall be signed by either the president, a vice president, a secretary, or a treasurer of the corporation, or, if the corporation is in the hands of a receiver or trustee, it shall be executed on behalf of the corporation by such receiver or trustee.

Sec. 6. That section 21-1982, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

21-1982. The ~~annual~~ biennial report, commencing in 1973 and each odd-numbered year thereafter, of a domestic or foreign nonprofit corporation shall be delivered to the Secretary of State on or before June 1, ~~of each year,~~ except that the first ~~annual~~ biennial report of a domestic or foreign nonprofit corporation shall be filed on or before June 1 of the odd-numbered year next succeeding the calendar year in which it was incorporated or its certificate of authority was issued by the Secretary of State. Proof to the satisfaction of the Secretary of State that on or before June 1 such report was deposited in the United States mail in a sealed envelope, properly addressed, with postage prepaid, shall be deemed a compliance with this requirement. If the Secretary of State finds that such report and ~~annual~~ biennial fee conform to the requirements of Chapter 21, article 19, he shall file the same. If he finds that they do not so conform, he shall promptly return the same to the corporation for any necessary corrections.

Upon the filing of the ~~annual~~ biennial report as provided in Chapter 21, article 19, the Secretary of State shall charge and collect a fee of ~~three~~ ten dollars. ~~until December 31, 1969. Beginning January 1, 1970 the fee shall be five dollars annually, which shall be paid when filing the annual report~~. If a corporation required to file a report and pay the fee prescribed fails or neglects to make such report, as required therein, or pay such fee before the same shall become delinquent, it shall be subject to a penalty of two dollars for each year for which the ~~annual~~ biennial fee was required to be paid by the corporation.".

3. Renumber original section 5 as section 7.

4. Insert a new section to read:

"Sec. 8. That section 21-19,100, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

21-19,100. Any such corporation, seeking to renew or revive its corporate existence under the provisions of sections 21-1996 to 21-19,103, shall, in in lieu of and in full satisfaction of all ~~annual~~ biennial fees due the State of Nebraska: (1) Pay to the Secretary of State a sum equal to all ~~annual~~ biennial fees due at the time such corporation was dissolved by law for nonpayment of such ~~annual~~ biennial fees and failure to file a properly executed and signed report or expired by limitation or otherwise, plus a sum equal to all ~~annual~~ biennial fees ~~per year~~ which would otherwise have been due for the years such corporation was dissolved for nonpayment of ~~annual~~ biennial fees and failure to file a properly executed and signed ~~annual~~ biennial report or expired by limitation or otherwise; and (2) file with the Secretary of State a properly executed and signed report for the current year. In addition, such corporation shall pay an additional penalty of two dollars for each year the ~~annual~~ biennial fee was required to be paid by it for each year for which the corporation was dissolved for nonpayment of such ~~annual~~ biennial fees or for failure to file a properly executed and signed ~~annual~~ biennial report or for expiration of corporate existence.".

5. Renumber original section 6 as section 9.

6. On page 8, line 27, strike "and 21-1996," and insert "21-1981, 21-1982, 21-1996, and 21-19,100,".

LEGISLATIVE BILL 495. Placed on General File.

LEGISLATIVE BILL 506. Placed on General File as amended.
Standing Committee amendment to LB 506:

1. Amend page 2, line 27, by inserting after the period the following:

"There shall exist no presumption that the welfare of the children is better served by custody with their mother than with their father, or that the mother has any stronger right to custody than the father."

LEGISLATIVE BILL 508. Placed on General File.

LEGISLATIVE BILL 507. Indefinitely postponed.

LEGISLATIVE BILL 509. Indefinitely postponed.

LEGISLATIVE BILL 521. Indefinitely postponed.

(Signed) Roland Luedtke, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 89. Correctly engrossed.

LEGISLATIVE BILL 209. Correctly engrossed.

LEGISLATIVE BILL 221. Correctly engrossed.

LEGISLATIVE BILL 274. Correctly engrossed.

LEGISLATIVE BILL 303. Correctly engrossed.

LEGISLATIVE BILL 333. Correctly engrossed.

LEGISLATIVE BILL 339. Correctly engrossed.

LEGISLATIVE BILL 534. Correctly engrossed.

LEGISLATIVE BILL 570. Correctly engrossed.

LEGISLATIVE BILL 158. Correctly enrolled.

LEGISLATIVE BILL 335. Correctly enrolled.

LEGISLATIVE BILL 336. Correctly enrolled.

LEGISLATIVE BILL 338. Correctly enrolled.

LEGISLATIVE BILL 377. Correctly enrolled.

LEGISLATIVE BILL 420. Correctly enrolled.

LEGISLATIVE BILL 477. Correctly enrolled.

LEGISLATIVE BILL 492. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 158, LB 335, LB 336, LB 338, LB 377, LB 420, LB 477, and LB 492.

UNANIMOUS CONSENT—Withdraw LB 363

Mr. Duis renewed his request to withdraw LB 363 found on page 745 of the Legislative Journal for the Thirty-Eighth Day. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 126. Laid over.

LEGISLATIVE BILL 254. With emergency

A BILL FOR AN ACT to amend section 79-1705, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide for additional personnel to inspect private, denominational, and parochial schools as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Barnett
Craft
Hasebroock
Kime
Luedtke
Orme
Snyder
Syas
Whitney
Burbach
Duis
Holmquist
Klaver
Mahoney
Proud
Stahmer
Waldo
Wiltse
Carsten
Elrod
Johnson
Kokes
Maresh
Savage
Stromer
Waldron
Ziebarth
Carstens
Epke
Kennedy
Kremer
Moylan
Simpson
Stull
Wallwey
Chambers
Goodrich
Keyes
Lewis
Nore
Skarda
Swanson
Warner

Voting in the negative, 0.

Not voting, 6:

Carpenter
Clark
DeCamp
Marvel
Morgan
Schmit

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 294.

A BILL FOR AN ACT to amend section 86-703, Revised Statutes Supplement, 1969, relating to telecommunications; to provide procedure for interception of communications by authorized persons for use as evidence of gambling; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett
Burbach
Carsten
Carstens
Clark
Craft
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Kremer
Lewis
Luedtke
Mahoney
Maresh
Morgan
Moylan
Nore
Orme
Proud
Savage
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 4:

Chambers
DeCamp
Klaver
Kokes

Not voting, 3:

Carpenter
Marvel
Schmit

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 301.

A BILL FOR AN ACT for submission to the electors of an amendment to Article IV, sections 7 and 15, of the Constitution of Nebraska, relating to the executive; to provide the Governor shall prepare a budget bill to be introduced by the Speaker of the Legislature; to provide for veto by the Governor and effect thereof; to remove obsolete matter; to provide for the submission of the proposed amendment to the electors at the primary election in May, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the primary election in May, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article IV, sections 7 and 15, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 7. The Governor may, at the commencement of each session, and at the close of his term of office and whenever the Legislature may require, give by message to the Legislature information of the condition of the state, and shall recommend such measures as he shall deem expedient. At a time fixed by law, he shall present, by message, a complete itemized budget of the financial requirements of all departments, institutions and agencies of the state and a budget bill to be introduced by the Speaker of the Legislature at the request of the Governor. Said budget bill shall be prepared with such expert assistance and under such regulations as may be required by the Governor. No appropriations shall be made in excess of the recommendation contained in such budget including any amendment the Governor may make thereto unless by three-fifths vote of the Legislature, and such excess so approved shall be subject to veto by the Governor.

"Sec. 15. Every bill passed by the Legislature, before it becomes a law, and every order, resolution or vote (except on questions of adjournment) shall be presented to the Governor. If he approved he shall sign it, and thereupon it shall become a law, but it he does not approve or reduces any item or items of appropriations, he shall return it with his objections to the Legislature, which shall enter the objections at large upon its journal, and proceed to reconsider the bill. If then three-fifths of the members elected agree to pass the same it shall become a law, notwithstanding the objections of the Governor. In all such cases the vote shall be determined by yeas and nays, to be entered upon the journal. Any bill which shall not be returned by the Governor within five days (Sundays excepted) after it shall have been presented to him, shall become a law in like manner as if he had signed it; unless the Legislature by their adjournment prevent its return; in which case it shall be filed, with his objections, in the office of the Secretary of State within five days after such adjournment, or become a law. The Governor may disapprove or reduce any item or items of appropriation contained in bills passed by the Legislature, and the item or items so disapproved shall be stricken therefrom, and the items reduced shall remain as reduced unless repassed in the manner herein prescribed in cases of disapproval of bills."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, Section 1 of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment directing the Governor to prepare a budget bill to be introduced by the Speaker of the Legislature and changing veto powers of the bill by the Governor and effect thereof; also to eliminate obsolete matter.

For

Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Kime	Klaver	Kokes
Kremer	Luedtke	Mahoney	Maresh	Marvel
Morgan	Moylan	Orme	Proud	Savage
Schmit	Simpson	Skarda	Snyder	Stahmer
Stromer	Stull	Swanson	Syas	Waldo
Waldron	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 1:

Nore

Not voting, 3:

Carpenter	Lewis	Wallwey

A constitutional four-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 305.

A BILL FOR AN ACT for submission to the electors of an amendment to Article V, section 27, of the Constitution of Nebraska, relating to the judiciary; to provide for creating or abolishing juvenile court judicial districts by a majority of those voting on the issue; to provide for the submission of the proposed amendment to the electors at the primary election in May, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the primary election in May, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article V, section 27, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 27. Notwithstanding the provisions of section 9 of this Article, the Legislature may establish courts to be known as juvenile courts, with such jurisdiction and powers as the Legislature may provide. The term, qualification, compensation, and method of appointment or election of the judges of such courts, and the rules governing proceedings therein, may be fixed by the Legislature. The state shall be divided into juvenile court judicial districts that correspond to district court judicial districts until otherwise provided by law. No such court shall be established or afterwards abolished in any juvenile court judicial district unless approved by a majority of those voting on the issue."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment providing for the creation or abolishment of juvenile court judicial districts by a majority of those voting on the issue.

For

Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett Burbach Carpenter Carsten Chambers
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Johnson Keyes
Kime Klaver Kokes Kremer Luedtke
Mahoney Maresh Morgan Moylan Nore
Proud Savage Schmit Simpson Skarda
Snyder Stahmer Stromer Stull Swanson
Syas Waldo Waldron Warner Whitney
Wiltse Ziebarth

Voting in the negative, 1:

Kennedy

Not voting, 6:

Carstens Clark Lewis Marvel Orme
Wallwey

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 340.

A BILL FOR AN ACT for submission to the electors of an amendment to Article IV, section 4, of the Constitution of Nebraska, relating to the executive; to clarify the provisions thereof; to provide for the submission of the proposed amendment to the electors at the primary election in May, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the primary election in May, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article IV, section 4, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 4. The returns of every election for the officers of the executive department shall be sealed up and transmitted by the returning officers to the Secretary of State, directed to the Speaker of the Legislature, who shall immediately after the organization of the Legislature, and before proceeding to other business, open and publish the same in the presence of a majority of the members of the Legislature. The person having the highest number of votes for each of said offices shall be declared duly elected; but if two or more have an equal and the highest number of votes, the Legislature shall choose one of such persons for said office. The conduct of election contests for any of said offices shall be in such manner as may be prescribed by law."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment clarifying the meaning thereof.
For
Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 49:

Barnett
Chambers
Burbach
Clark
Carpenter
Craft
Carsten
DeCamp
Carstens
Duis

Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 0.

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 341.

A BILL FOR AN ACT for submission to the electors of an amendment to Article IV, section 27, of the Constitution of Nebraska, relating to the executive; to clarify the provisions thereof; to provide for the submission of the proposed amendment to the electors at the primary election in May, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the primary election in May, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article IV, section 27, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 27. No executive state office other than herein provided shall be created except by a two-thirds majority of all members elected to the Legislature."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment clarifying the provisions thereof by eliminating reference to a two-house legislature.

For

Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 48:

Barnett
Burbach
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 1:

Kime

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 337. Enrollment and Review amendments found in the Legislative Journal on page 731 for the Thirty-Eighth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 276.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 362. Enrollment and Review amendment found in the Legislative Journal on page 731 for the Thirty-Eighth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 430. Enrollment and Review amendment found in the Legislative Journal on page 731 for the Thirty-Eighth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 309. Enrollment and Review amendment found in the Legislative Journal on page 732 for the Thirty-Eighth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 308. Enrollment and Review amendment found in the Legislative Journal on page 732 for the Thirty-Eighth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 310. Enrollment and Review amendment found in the Legislative Journal on page 732 for the Thirty-Eighth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 328. Enrollment and Review amendment found in the Legislative Journal on page 732 for the Thirty-Eighth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 346. Enrollment and Review amendment found in the Legislative Journal on page 732 for the Thirty-Eighth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 268. Enrollment and Review amendment found in the Legislative Journal on page 732 for the Thirty-Eighth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 419. Enrollment and Review amendment found in the Legislative Journal on page 732 for the Thirty-Eighth Day was adopted.

Advanced to Enrollment and Review for engrossment.

VISITORS

Mrs. Orme introduced 50 Fifth Grade Students and their teachers Mr. Dean Faubel and Miss Lynna Jean Hill of Calvert Grade School, Lincoln.

Mr. Keyes introduced 82 Eighth Grade Students and their teachers Messrs. Leehy and Marek and Thelma Frederick of Gretna Public School, Gretna, Nebraska.

UNANIMOUS CONSENT–Re-refer LB 1006

Mr. Swanson asked unanimous consent to re-refer LB 1006 from the Revenue Committee to General File without a committee hearing. No objections. So ordered.

UNANIMOUS CONSENT—Withdraw LB 749

Mr. Carpenter asked unanimous consent to withdraw LB 749. Laid over.

VISITORS

Mr. C. Carsten introduced 5 Douglas Community students and their teacher, Tom Cowan of Douglas, Nebraska.

MESSAGE FROM THE GOVERNOR

March 5, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills No. 52, 98, 165, 184, and 251, and Reengrossed Legislative Bill No. 51. These bills were signed by me on March 5, 1971 and delivered to the Secretary of State.

Yours very truly

(Signed) J. James Exon
Governor

JJE:fw

SPEAKER HASEBROOCK PRESIDING

GENERAL FILE

LEGISLATIVE BILL 152.

Mr. Carpenter asked unanimous consent to unbracket LB 152. No objections. So ordered.

LEGISLATIVE BILL 242. Title read. Considered.

Mr. Waldron moved to reconsider the adoption of the Committee amendment.

The motion lost with 20 ayes, 7 nays and 22 not voting.

Mr. Keyes offered the following amendment:
Amend LB 242, page 5, section 2, line 10, strike "two hundred thousand" and insert "fifty thousand."

Mr. Keyes requested a Call of the House. The Call showed 43 members present.

Mr. Keyes moved the Call be raised. The motion prevailed with 44 ayes, 0 nays and 5 not voting.

Mr. Keyes motion to amend lost with 14 ayes, 19 nays and 16 not voting.

VISITORS

Mr. Simpson introduced 38 Third Grade Students and their teachers Mesdames. Wells and Lohse of Belmont Grade School, Lincoln, Nebraska.

GENERAL FILE

Mr. Waldron offered the following amendment to LB 242:
Reconsider the action to strike the committee amendments.

The motion to reconsider prevailed with 28 ayes, 11 nays and 10 not voting.

Mr. Maresh moved to indefinitely postpone LB 242.

The motion prevailed with 26 ayes, 14 nays and 9 not voting.

PRESIDENT MARSH PRESIDING

LEGISLATIVE BILL 566. Considered.

Mr. Ziebarth offered the following amendment which was adopted by 36 ayes, 2 nays and 11 not voting:
Page Two, Line Seven: Reinstate stricken language - "to dealers or"

Mr. DeCamp offered the following amendment which lost by 6 ayes, 35 nays and 8 not voting.
Page 2, line 8, reinstate stricken language; trucks.

Mr. Luedtke offered the following amendment which was adopted.
Add effective date of January 1, 1972.

Advanced to Enrollment & Review with 41 ayes, 4 nays and 4 not voting.

VISITORS

Mr. Proud introduced 27 Fourth grade students and their teacher, Mrs. Thornblad, from Norris School at Millard, Nebraska.

Mr. Simpson introduced Mrs. Eldred "Sandy" Behrend of Iowa.

GENERAL FILE

LEGISLATIVE BILL 423. Title read. Considered.

Mr. Waldron moved to reject the committee amendment found on page 708 for the Thirty-Sixth Day. Motion to reject prevailed.

Mr. Simpson moved to indefinitely postpone LB 423.

Mr. Nore moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 35 ayes, 7 nays and 7 not voting.

Mr. Simpson's motion to indefinitely postpone LB 423 prevailed with 34 ayes, 12 nays and 3 not voting.

LEGISLATIVE BILL 152. Considered.

Mr. Carpenter offered the following amendment:

Page 2, section 1, line 14, after "obligations" strike the following; "of, or obligations unconditionally guaranteed as to principal and interest by, any other state of the United States:"

Page 3, line 14, strike "one" insert "two": line 16, strike "or A": lines 18, 19, 20, 21, 22, strike all of paragraph "8."

Page 4, line 2, strike "forty" insert "Ten": line 4, after "Class" strike lines 4, 5: line 6, strike "and B"; strike "five" insert "One"; strike lines 8, 9, 10, 11, 12, 13, 14, 15.

Page 5, line 5, insert after "made" the following: "And expenses of administration shall be paid from this fund"

Add the emergency clause,

Laid over.

MEMBER EXCUSED

Mr. Duis asked unanimous consent to be excused at 10:45 a.m. for the remainder of the day. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 413. Considered.

Mr. Stull offered the following amendment which was adopted:

Add the emergency clause.

Mr. Whitney moved to advanced LB 413 to Enrollment & Review.

Mr. Whitney requested a Call of the House. The Call showed 41 members present.

Mr. Klaver moved the Call be raised. The motion prevailed with 40 ayes, 0 nays and 9 not voting.

Advanced to Enrollment & Review with 26 ayes, 7 nays and 16 not voting.

VISITORS

Mr. Stromer introduced Scot Sidwell, Kathy Norgaard, Monte Nielson, Kathy Morrison and Phil Gaffney, students of Kearney State College, Kearney, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 208. Title read. Considered.

Mr. Simpson offered the following amendment to the Standing Committee amendments:

Amend committee amendments to delete 85-133.

Mr. Stahmer moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 34 ayes, 0 nays and 15 not voting.

Mr. Simpson's motion to amend the Standing Committee amendments prevailed with 31 ayes, 7 nays and 11 not voting.

Laid over.

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1007. At the request of Governor Exon, Terry Carpenter, 48th District; P. J. Morgan, 4th District; Glenn Goodrich, 20th District; John W. DeCamp, 40th District; Don Elrod, 35th District; Sam Klaver, 9th District; Fred Carstens, 30th District.

A BILL FOR AN ACT to amend section 81-1202, Revised Statutes Supplement, 1969, relating to the Department of Economic Development; to eliminate the requirement that the director be a nominee of the Nebraska Economic Development Committee; to repeal the original section; and to declare an emergency.

REFERENCE COMMITTEE REPORT

LB 1007	Government and Military Affairs

(Signed) William F. Swanson, Chairman

NOTICE OF COMMITTEE HEARINGS

Government And Military Affairs

LB 758	Thursday, March 18, 1971	2:00 p.m.
LB 904	Thursday, March 18, 1971	2:00 p.m.

LB 1007	Thursday, March 18, 1971	2:00 p.m.

(Signed) Terry Carpenter, Chairman

Nebraska Retirement Systems Committee

LB 454	Wednesday, March 17, 1971	1:00 p.m.
LB 455	Wednesday, March 17, 1971	1:00 p.m.
LB 727	Wednesday, March 17, 1971	1:00 p.m.
LB 730	Wednesday, March 17, 1971	1:00 p.m.
LB 987	Monday, March 22, 1971	1:00 p.m.

(Signed) Claire Holmquist, Chairman

STANDING COMMITTEE REPORTS

Miscellaneous Subjects

LEGISLATIVE BILL 355. Placed on General File as amended.
Standing Committee amendment to LB 355:

1. Amend page 4, line 24, by striking ", core, or", by striking line 25 and inserting "and stratographic tests in oil and gas exploration.".

LEGISLATIVE BILL 586. Placed on General File as amended.
Standing Committee amendments to LB 586:

1. On page 4, strike lines 10 to 14 and show the same as strickent; and in section 1, renumber subdivisions (4) to (16) as subdivisions (3) to (15) respectively, underscoring new subdivision numbers and showing old numbers as stricken.
2. On page 8, insert an underscored period at the end of line 12; and in line 13, strike through the period and show the same as stricken.
3. On page 9, after the comma in line 24, insert "with the approval of the board,".
4. On page 11, strike the new matter in lines 17 to 24.
5. On page 12, before the period in line 6, insert "except that any such student or apprentice, who completes his course in a school of cosmetology or his apprenticeship more than ten days prior to the next regularly scheduled examination, may apply for and shall be entitled to receive a nonrenewable temporary license to practice cosmetology under supervision of a licensed cosmetologist upon the filing of an application required by section 71-323 to take the next regularly scheduled examination and upon payment of the additional fee. Such temporary license shall expire upon the happening of any of the following events: (1) Failure to take the next regular scheduled examination,

(2) upon receipt of notice of failure to successfully complete the examination, or (3) upon receipt of a cosmetology license."; strike beginning with line 7 of page 12 through line 3 on page 13, showing old matter as stricken; and in section 4, number subdivisions (3) to (9) as subdivisions (2) to (8), underscoring new subdivision numbers and showing old numbers as stricken.

6. On page 13, line 25, strike "seventeen" and insert "~~seventeen~~ sixteen".

7. On page 14, strike beginning with "shall" in line 20 through the comma in line 22 and show the same as stricken.

8. On page 16, line 6, strike "managing" and insert "~~managing~~".

9. On page 19, insert an underscored period after "indirectly"; and strike beginning with the comma in line 20 through line 23, showing old matter as stricken.

10. On page 22, strike lines 12 and 13; and after line 18, insert:

"Temporary license 2.00;".

11. Insert a new section to read:

"Sec. 3. That original section 71-314, Revised Statutes Supplement, 1969, be amended to read as follows:

71-314. It shall be unlawful for any person in this state to engage in or to follow or to attempt to engage in or to follow or to hold himself out as engaging in or following, or to advertise or to assume to engage in or to follow the occupation of cosmetology as a cosmetologist, ~~managing cosmetologist~~, manicurist, demonstrator, apprentice, student, in and upon whatever place or premises, unless such person shall have first obtained a license from the Department of Health, or to engage in the teaching of cosmetology, or to receive teacher's training in a school of cosmetology, without first procuring a license from and becoming registered with the Department of Health.".

12. Renumber original sections 3 to 15 as sections 4 to 16.

13. On page 28, line 6, insert "71-313," after the first comma.

14. Add the emergency clause to this bill.

(Signed) J. James Waldron, Chairman

Education

LEGISLATIVE BILL 468. Placed on General File as amended. Standing Committee amendment to LB 468:

1. Insert a new section to be known as section 11 and to read as follows:

"Sec. 11. That section 79-403, Revised Statutes Supplement, 1969, be amended to read as follows:

79-403. (1) Any freeholder or freeholders, person in possession or constructive possession as vendee pursuant to a contract of sale of the fee, holder of a school land lease under section 72-232, or entrant upon government land who has not yet received a patent therefor may file a petition with a board consisting of the county superintendent, county clerk, and county treasurer, asking to have any tract of land described therein set off from a Class I or Class II district in which it is situated and attached to some other district. The petition shall state the reasons for the proposed change and shall show with reference to the land of each petitioner: (a) That the land therein described is either owned by the petitioner or petitioners or that he or they hold a school land lease under section 72-232, are in possession or constructive possession as vendee under a contract of sale of the fee simple interest, or have made an entry on government land but have not yet received a patent therefor; (b) that the land is located in a district that adjoins the district to which it is to be attached; (c) that the land proposed to be attached has children of school age who have resided thereon with their parents or guardians for not less than forty days; and (d) either that they are each more than two miles from the school house in their own district, and at least one half mile nearer to the schoolhouse or a school bus route of the adjoining district, which distance shall be measured by the shortest route possible upon section lines or traveled roads open to the public or that the route to the schoolhouse in the adjoining district is more practicable and, for at least half its distance, over hard-surfaced roads and the distance to the schoolhouse in the adjoining district does not exceed the distance to the schoolhouse in their own district by more than six miles or that they have personally paid tuition for one or more of their children to attend school in the other district over a period of two or more consecutive years, or that they reside in a Class I or Class II district and own, or lease under section 72-232, have possession or constructive possession under a contract of sale as vendee or have made entry on government land but have not yet received a patent therefor, not less than eighty acres of land in an adjoining Class II, III, IV, or V district to which they wish to transfer additional land. For purposes of this subsection, children of school age shall mean children who are attending a public school in the school district from which the land is to be set off or children who are not attending a public school in such district but who will attend a public school in the district to which the land will be attached, except children whose parents or guardians have personally paid tuition for such children to attend school in the other district for two or more consecutive years. Failure of such children to attend a public school in the district to which the land is attached shall invalidate the transfer from the date of approval. ~~If the land sought to be transferred pursuant to this subsection is also situated in a Class VI school district, the land shall not be set off from such Class VI district unless the requirements of subsection (2) of this section have also been met~~. The petition shall be verified by the oath of the petitioner or petitioners. The board may, after a public hearing on the petition, thereupon change the boundaries of the districts so as to set off the land described in the petition and attach it to such adjoining district as is called for in the petition whenever they deem it just and proper and for the best interest of the petitioner or petitioners so to do. Notice of the filing of the petition and hearing thereon before the board shall be given at least ten days prior to the date of such hearing, by one publication in a legal newspaper of general circulation in each district, and by posting a notice on the outer door of the schoolhouse in each district affected thereby, which notice shall designate the territory to be transferred. Petitions requesting transfers of property across county lines shall be addressed jointly to the county superintendents of the counties concerned, and the petitions shall be acted upon by the county superintendents, county clerks, and county treasurers of the counties involved as one board, with the county superintendent of the county from which the real estate is sought to be transferred acting as chairman of the board. Appeals may be taken from the action of such board, or when such board fails to agree, to the district court of the county in which the real estate is located within twenty days after entry of such action on the records of the board by the county clerk of the county in which the real estate is located or within twenty days after March 15 if the board fails to act upon such petition as provided in section 79-1103.05, in the same manner as appeals are now taken from the action of the county board in the allowance or disallowance of claims against the county.

(2) Any freeholder or freeholders, person in possession or constructive possession as vendee pursuant to a contract of sale of the fee, holder of a

school land lease under section 72-232, or entrant upon government land who has not yet received a patent therefor may file a petition with a board consisting of the county superintendent, county clerk, and county treasurer, asking to have any tract or tracts of land described therein set off from a nonaccredited Class I, II, III or VI district in which it is situated and attached to an accredited district in the county of the residence of the petitioner or an adjoining county thereto, and when such petition is for transfer of land from a Class I district which is part of a Class VI district, the petitioner shall be allowed to have such land attached to an adjoining accredited Class II, III, IV or V district. The petition shall state the reasons for the proposed change and shall show with reference to the land of each petitioner: (a) That the land therein described is either owned by the petitioner or petitioners or that he or they hold a school land lease under section 72-232, are in possession or constructive possession as vendee under a contract of sale of the fee simple interest, or have made an entry on government land but have not yet received a patent therefor; (b) that the land proposed to be attached has children of school age who have resided thereon with their parents or guardians for not less than forty days prior to filing the petition; (c) that the land described therein is located in a Class I, II, III or VI school district as provided in this subsection (2), and is to be attached to an accredited school district in the county of the residence of the petitioner or an adjoining county thereto; and (d) that such petition is approved by a majority of the members of the school board or board of education of the district to which such land is sought to be attached. If the land sought to be transferred pursuant to this subsection is to be set off from a Class I, II, III or VI district and attached to an accredited Class VI district, the land shall not be set off and attached to such Class VI district unless the petition states that the land is to be attached to a Class I district located within the boundaries of such Class VI district, and majority of the members of the school board or board of education of both such Class VI and Class I districts approve such petition. All procedures as provided in subsection (1) of this section including provisions for the transfer or property across county lines shall apply to this subsection except that the board shall in this instance change the boundaries where it is found that all provisions as herein set forth have been met. For purposes of this subsection, children of school age shall mean children who are attending public school or children who are not attending a public school in such district but who will attend a public school in the district to which the land will be attached. Failure of such children to attend a public school in the district to which the land is attached shall invalidate the transfer from the date of approval.".

LEGISLATIVE BILL 660. Placed on General File as amended.
Standing Committee amendments to LB 660:

1. On page 2, line 2, strike "Division" and insert "Program"; on line 5 strike "the Division" and insert "a Program"; on line 14 strike "Division" and insert "Program"; on line 17 strike "assistant commissioner" and insert "Administrator of Pupil Personnel Services"; and in line 23 strike "assistant commissioner" and insert "Administrator of Pupil Personnel Services".
2. On page 3, line 10 after "commissioner" insert "and subject to board approval"; on line 17 after "Education" insert "through the commissioner".
3. Strike original sections 4, 5, and 6, and renumber original section 7 as section 4.

LEGISLATIVE BILL 726. Advanced to General File as amended.
Standing Committee amendment to LB 726:

1. On page 2, line 8, after "facility" insert "licensed"; and in line 11 after "district" insert "and the territory is owned by the owners of the facility referred to in subdivision (1) of this section".

LEGISLATIVE BILL 734. Placed on General File as amended.
Standing Committee amendment to LB 734:

1. Amend page 2, line 4 by inserting "or lease-purchase" after lease.

LEGISLATIVE BILL 739. Indefinitely postponed.

(Signed) Don Elrod, Chairman

Public Works

LEGISLATIVE BILL 678. Placed on General File.

LEGISLATIVE BILL 738. Placed on General File.

LEGISLATIVE BILL 756. Placed on General File.

LEGISLATIVE BILL 791. Placed on General File.

LEGISLATIVE BILL 669. Indefinitely postponed.

LEGISLATIVE BILL 671. Indefinitely postponed.

LEGISLATIVE BILL 696. Indefinitely postponed.

LEGISLATIVE BILL 700. Indefinitely postponed.

(Signed) Claire W. Holmquist, Chairman

Government and Military Affairs

LEGISLATIVE BILL 372. Placed on General File as amended.
Standing Committee amendment to LB 372:

1. Amend page 2, line 23 by inserting after the period the following:

"No required space shall be taken from the executive branch without concurrence of the Governor.".

LEGISLATIVE BILL 800. Placed on General File.

LEGISLATIVE BILL 829. Placed on General File as amended.
Standing Committee amendments to LB 829:

1. On page 2, line 22, strike "subsection" and insert "subsections" and add after "(2)" the following: "and (3)".
2. Amend section 2 by adding the following new subsection 3: "(3) vacancies in city offices in any home rule charter city shall be filled as provided in the home rule charter.".

LEGISLATIVE BILL 856. Placed on General File.

LEGISLATIVE BILL 858. Placed on General File as amended.
Standing Committee amendments to LB 858:

1. On page 2, line 13, reinstate the stricken matter, and on line 14 reinstate "September 20, 1957," and strike "Two" and insert "two"; and on page 3, lines 7, 8, and 20, strike "five" and insert "four".
2. On page 2, line 13, after "twenty" insert "eight".
3. On page 4, line 8, strike "Such registration" and insert "Registration"; and strike the new matter and reinstate the stricken matter in lines 19 and 20.

LEGISLATIVE BILL 867. Placed on General File as amended.
Standing Committee amendment to LB 867:

On page 2, line 2, strike "or other document".

LEGISLATIVE BILL 929. Placed on General File.

LEGISLATIVE BILL 999. Placed on General File.

(Signed) Terry Carpenter, Chairman

Public Health and Welfare

LEGISLATIVE BILL 174. Placed on General File as amended. Standing Committee amendment to LB 174:

1. On page 2, line 26, after "area" insert ",except that the Director of Health or his designated representative may inspect such licensed areas and revoke such licenses after reasonable notice to the operator and the governing body of the municipality concerned, when he finds, after holding a hearing pursuant to such notice, that the disposal area is not being operated in accordance with sections 71-4101 to 71-4109, or the provisions of any controlling ordinance".

LEGISLATIVE BILL 245. Placed on General File as amended. Standing Committee amendments to LB 245:

1. In line 25, page 2, following "section" insert "and sections 2 to 11 of this act".
2. In line 26, page 2, strike "hereunder" and insert therein "pursuant thereto".
3. In line 1, page 8, following "71-630" insert "and sections 2 to 11 of this act".

LEGISLATIVE BILL 246. Placed on General File.

LEGISLATIVE BILL 300. Placed on General File.

LEGISLATIVE BILL 350. Placed on General File as amended. Standing Committee amendments to LB 350:

1. Amend page 3, line 22 by striking "f them; (b) art of them" and insert " of them".
2. Amend page 4, line 8 by striking "on" and inserting "or".
3. Amend page 5, line 5 by inserting "other than a licensed veterinarian" after "practitioner"; lines 7 and 8 by striking "or customers"; line 15 by striking "medical" and inserting "a"; and line 20 by striking "and" and show as stricken matter.
4. Amend page 6, line 5 by striking the period and inserting "; and"; and after line 5 insert "(6) Are licensed veterinarians.".
5. Amend page 14, line 24 by striking "twenty-five" and inserting "fifty".
6. Amend page 17, line 24 by striking the period and inserting "; Provided, that this prohibition shall not apply to institutions duly licensed under the provisions of sections 71-2017 to 71-2029.".
7. Amend page 18, line 11 by striking "sections 71-1,143.01 and" and inserting "section".

LEGISLATIVE BILL 587. Placed on General File as amended. Standing Committee amendment to LB 587:

1. Amend page 15, line 24, by striking "operation" and inserting "~~operation~~ operations".

2. Amend page 16, line 25, by striking "State" and show same as stricken matter.

3. Amend page 18 by striking lines 6 to 11 and inserting:

"(7) To the performance by a licensed dental hygienist, under the supervision of a licensed dentist, of the oral prophylaxis procedure, which shall include the scaling and polishing of teeth and such additional procedures as are prescribed in accordance with rules and regulations adopted by the Department of Health; or

(8) To the performance by a dental auxiliary other than a licensed dental hygienist, under the supervision of a licensed dentist, of duties prescribed in accordance with rules and regulations adopted by the Department of Health.";
line 16 by striking "such and show as stricken matter;
lines 17 and 18 by striking "and other dental auxiliaries";
and strike the new matter in line 27.

4. Amend page 19 by striking lines 1 to 16 and inserting:

"Sec. 13. Any licensed dentist, public institution or school may employ dental auxiliaries, in addition to licensed dental hygienists. Such dental auxiliaries, under the supervision of a licensed dentist, may perform such duties as are prescribed in accordance with rules and regulations adopted by the Department of Health; Provided, that only a licensed dentist or a licensed dental hygienist may perform the scaling and polishing of teeth in the oral prophylaxis procedure.

Sec. 14. The Board of Examiners in Dentistry shall recommend rules and regulations to the Department of Health governing the performance of duties by licensed dental hygienists and other dental auxiliaries. The Department of Health shall adopt rules and regulations for such purpose upon the recommendations being submitted. by the Board of Examiners in Dentistry.".

5. Renumber original section 13 as section 15.

LEGISLATIVE BILL 599. Placed on General File as amended. Standing Committee amendment to LB 599:

1. On page 2, line 1, strike "power" and insert "authority"; on line 7 strike "inform" and insert "infirm"; on line 13, after the semicolon insert "(3) to lease personal property necessary for such facilities, programs and services, and such lease may provide for installment payments which extend over a period of

more than one year, notwithstanding the provisions of section 23-132, 23-324.05, or 23-916, Reissue Revised Statutes of Nebraska, 1943;" ; in lines 13 and 21 strike "(3)" and insert "(4)"; and in line 18 strike "(4)" and insert "(5)".

LEGISLATIVE BILL 614. Placed on General File.

LEGISLATIVE BILL 102. Indefinitely postponed.

LEGISLATIVE BILL 553. Indefinitely postponed.

LEGISLATIVE BILL 616. Indefinitely postponed.

(Signed) Thomas Kennedy, Chairman

MOTION–Raise LB 697

Mr. Waldron moved to place LB 697 on General File notwithstanding the action of the Committee. Laid over.

ADJOURNMENT

At 11:58 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Tuesday, March 9, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

FORTIETH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, March 9, 1971

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Our Father in heaven, as we unite in prayer for Thy blessings upon the members of this body, we know that Thou are lovingly concerned about the way we live and how we wear ourselves out, taking less care of ourselves than we do of our cars. Bless Thy servants, the Senators, with good health and good sense to preserve it. Bless the members of their families. May they commit them all to Thy care, that no anxiety shall keep any man from doing his best work. We feel that we have to do so many things that we would rather not do, as we plea that we have no time to do some things we know very well we should do. Help us to make wise choices and proper use of our time. We wait upon Thee for the continual answer to our prayers. In the name of Christ, thy Son. Amen.

ROLL CALL

The roll was called and all members were present except Mr. Proud who was excused until 9:30 a.m.

COMMUNICATION

March 4, 1971

Dear Mr. Brown:

This is in reply to your letter of February 10, enclosing Legislative Resolution 20 adopted by the Nebraska Unicameral concerning the President's proposal to reorganize the Executive Branch of the Federal Government and the United States Department of Agriculture farm programs.

The proposal to reorganize the Executive Branch of the Federal Government has long been needed to improve efficiencies, reduce the span of control, and make programs more responsive to real needs. Certain groups, accustomed to dealing over the years with particular individuals in the Government, understandably might feel some apprehension about the proposed changes. It is important to remember that the President's proposals do not call for the elimination of any program or the people who operate them. They do call for a change in the way that agencies reach the President and in the way he communicates with them. It is intended that the programs be administrered more effectively than ever, and to improve the delivery of Government services to the public.

With reference to increasing the level of price support for farm products, the price support program is not an income guarantee, but is for the purpose of providing interim financing to farmers who wish to hold their crops so as to take advantage of a more favorable market. One of our objectives is to help farmers to be more reliant on the marketplace rather than upon the Government for their income. A number of factors are considered in determining the loan rate for grains. One of the more important ones is exports. Our grain prices in the export market must be competitive with world prices. Currently, a fifth of the total U. S. exports are farm products. If it were not for this, we would have a greater excess supply of farm commodities, resulting in lower farm income and less acreage needed for agricultural purposes. The direct payment portion of the price support program, coupled with the commodity loan or the market price, whichever is higher, should help to ensure a fair level of income for program cooperators.

Secretary Hardin announced on February 11 that the set-asides for feed grain for the 1971 crops would be 20 percent of the feed grain base, and for wheat, 75 percent of the domestic allotment. A copy of that announcement is enclosed.

Sincerely,

(Signed) John C. Whitaker
Deputy Assistant to the President

Mr. Vincent D. Brown
Clerk of the Legislature
Legislative Council, State of Nebraska
Lincoln, Nebraska 68509

Enclosure

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 520. Placed on General File as amended. Standing Committee amendments to LB 520:

1. Amend the bill by striking section 1 and inserting the following:

"Section 1. That section 42-318, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

42-318. Upon every divorce from the bonds of matrimony for any cause, ~~excepting that of adultery committed by the wife~~, and also upon every divorce from bed and board for any cause, if the estate and effects restored or awarded to the wife shall be insufficient for the suitable support and maintenance of herself and such children of the marriage as shall be committed to her care and custody, the court may further decree to her such part of the personal estate of the husband and such alimony out of his estate as it shall deem just and reasonable, having regard to the ability of the husband, the character and situation of the parties, and all other circumstances of the case.. All such decrees shall provide that all payments of money shall be made to the Clerk of the district court and by him disbursed to the party entitled thereto.

Sec. 2. That original section 42-318, Reissue Revised Statutes of Nebraska, 1943, and also section 42-322, Reissue Revised Statutes of Nebraska, 1943, are repealed.".

LEGISLATIVE BILL 568. Placed on General File.

(Signed) Roland Luedtke, Chairman

Constitutional Revision

LEGISLATIVE BILL 837. Placed on General File.

LEGISLATIVE BILL 622. Indefinitely postponed.

LEGISLATIVE BILL 628. Indefinitely postoned.

(Signed) George Syas, Chairman

Revenue

LEGISLATIVE BILL 598. Indefinitely postponed.

LEGISLATIVE BILL 607. Indefinitely postponed.

(Signed) Rudolf C. Kokes, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 77. Correctly engrossed.

LEGISLATIVE BILL 161. Correctly engrossed.

LEGISLATIVE BILL 314. Correctly engrossed.

LEGISLATIVE BILL 360. Correctly engrossed.

LEGISLATIVE BILL 379. Correctly engrossed.

(Signed) Duke Snyder, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 114. With emergency.

A BILL FOR AN ACT to amend sections 81-275.22 and 81-275.28, Revised Statutes Supplement, 1969, relating to eggs; to revise provisions governing the sale and labeling of eggs; to change license fees; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with emergency clause attached?' "

Voting in the affirmative, 48:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Kime	Klaver
Kokes	Kremer	Lewis	Luedtke	Mahoney
Maresh	Marvel	Morgan	Moylan	Nore
Orme	Savage	Schmit	Simpson	Skarda
Snyder	Stahmer	Stromer	Stull	Swanson
Syas	Waldo	Waldron	Wallwey	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 1:

Proud

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 147. With emergency.

A BILL FOR AN ACT to amend sections 71-401, 71-404, 71-405, 71-406, and 71-408, Reissue Revised Statutes of Nebraska, 1943, relating to public health; to redefine terms; to increase fees as prescribed; to change the provisions for examinations in basic sciences; to provide powers and duties for the Board of Examiners in Basic Sciences as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with emergency clause attached?' "

Voting in the affirmative, 47:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Duis
Elrod Epke Goodrich Hasebroock Holmquist
Johnson Kennedy Keyes Kime Klaver
Kokes Kremer Lewis Luedtke Mahoney
Maresh Marvel Morgan Moylan Nore
Savage Schmit Simpson Skarda Snyder
Stahmer Stromer Stull Swanson Syas
Waldo Waldron Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 2:

Orme Proud

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 190. With emergency.

A BILL FOR AN ACT relating to real property; to provide uniform policies and procedures for the acquisition of private property for publicly financed projects; to provide for payments to displaced persons as prescribed; to repeal sections 39-1321.01 to 39-1321.10, Revised Statutes Supplement, 1969; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Barnett
Burbach
Carpenter
Carsten
Carstens
Chambers
Craft
DeCamp
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 1:

Duis

Not voting, 2:

Clark
Marvel

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 368.

Mr. Stull asked unanimous consent to bracket LB 368 on final reading. No objections. So ordered.

LEGISLATIVE BILL 191.

Mr. Waldron asked uananimous consent to print the following amendment in the journal on LB 191: No objections. So ordered.

1. On page 2, line 16, of the bill as printed for final reading, strike "at the time the deposit is made" and insert "pursuant to section 76-715".

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 254. Correctly enrolled.

LEGISLATIVE BILL 294. Correctly enrolled.

LEGISLATIVE BILL 301. Correctly enrolled.

LEGISLATIVE BILL 305. Correctly enrolled.

LEGISLATIVE BILL 340. Correctly enrolled.

LEGISLATIVE BILL 341. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 254, LB 294, LB 301, LB 305, LB 340, and LB 341.

RESOLUTIONS

LEGISLATIVE RESOLUTION 26.

Introduced by William F. Swanson, 27th District.

WHEREAS, Section 72-701.08 R.R.S. 1943, authorizes the renting of office space outside of the State Capitol for use by state agencies when approved by the Governor and by motion of the Legislature when it is in session; and

WHEREAS, an agreement has been reached for the leasing by the state of property at 10th and M Streets in Lincoln (Lots 12, 13, 14, 15, 16, 17, and 18, Block 69, Original Plat of the City of Lincoln, Lancaster County, Nebraska) for use by the Department of Education and other state agencies; and

WHEREAS, on March 8, 1971, the Governor of the State of Nebraska gave his written approval to the leasing of said property.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That approval be given to the leasing of the property described above from the David H. Murdock Development Company under the terms of the lease agreed to March 3, 1971, as required by Section 72-701.08, R.R.S. 1943.

Mr. Swanson asked unanimous consent to suspend the rules and consider LR 26 at this time. No objections. So ordered.

LR 26 was adopted with 29 ayes, 3 nays and 17 not voting.

UNANIMOUS CONSENT—Withdraw LB 749

Mr. Carpenter renewed his request to withdraw LB 749 found on page 770 of the Legislative Journal for the Thirty-Ninth Day. No objections. So ordered.

MOTION–LB 131

Mr. Simpson moved to pass LB 131 notwithstanding the objections of the Governor.

Mr. Stahmer moved the previous question. The question is "Shall the debate now cease?" The motion prevailed with 38 ayes, 4 nays and 7 not voting.

Whereupon the President stated: "The question shall be, 'Shall the bill pass, notwithstanding the objections of the Governor?' "

Voting in the affirmative, 19:

Barnett
Burbach
Carsten
Carstens
Elrod
Epke
Goodrich
Holmquist
Johnson
Lewis
Luedtke
Proud
Schmit
Simpson
Snyder
Stull
Syas
Warner
Wiltse

Voting in the negative, 29:

Carpenter
Chambers
Clark
Craft
DeCamp
Duis
Hasebroock
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Savage
Skarda
Stahmer
Stromer
Swanson
Waldron
Wallwey
Whitney
Ziebarth

Not voting, 1:

Waldo

Having failed to receive a constitutional three-fifths majority voting in the affirmative, the bill failed to pass notwithstanding the objections of the Governor.

VISITORS

Mr. Proud introduced 54 students and their teachers, Carolyn Hanke and Rita Donahoe of Norris School of Millard, Nebraska.

Mr. Proud introduced 135 American Government students and their teachers Messrs. Higgins, Gowens, McIntyre and Cripe of Westside High School, Omaha, Nebraska.

Mr. Schmit introduced 17 grade school students and their teachers Mesdames Caha, Nelson and Bordovsky from Dist 118, Valparaiso, Nebraska.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on March 9, 1971 at 9:35 a.m.: LB 158, LB 335, LB 336, LB 338, LB 377, LB 420, LB 477, and LB 492.

GENERAL FILE

LEGISLATIVE BILL 152.

Mr. Carpenter asked unanimous consent to withdraw his amendment found on page 772 of the Legislative Journal for the Thirty-Ninth Day. No objections. So ordered.

Mr. Carpenter asked unanimous consent to bracket LB 152. No objections. So ordered.

LEGISLATIVE BILL 208. Title read. Considered.

Standing Committee amendment found in the Legislative Journal on page 558 for the Twenty-Eighth Day was adopted with 38 ayes, 0 nays and 11 not voting.

Mr. Syas offered the following amendment:

1. Insert a new section to read as follows:

"Section 1. That section 85-133, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

85-133. The Board of Regents of the University of Nebraska is hereby given power and authority to acquire by eminent domain lands necessary for the university including lands owned by any city or county. The procedure to condemn property shall be exercised in the manner set forth in sections 76-704 to 76-724.".

Mr. Morgan moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 31 ayes, 0 nays and 18 not voting.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 14:

Carpenter Carsten Goodrich Holmquist Kime
Maresh Moylan Nore Orme Schmit
Snyder Stull Syas Ziebarth

Voting in the negative, 21:

Barnett Carstens Chambers Clark DeCamp
Epke Keyes Klaver Luedtke Mahoney

Marvel Morgan Proud Savage Simpson
Stahmer Swanson Waldron Wallwey Warner
Whitney

Not voting, 14:

Burbach Craft Duis Elrod Hasebroock
Johnson Kennedy Kokes Kremer Lewis
Skarda Stromer Waldo Wiltse

Mr. Syas's motion to amend lost by 14 ayes, 21 nays and 14 not voting.

Advanced to Enrollment & Review with 39 ayes, 3 nays and 7 not voting.

GENERAL FILE

SPEAKER HASEBROOCK PRESIDING

LEGISLATIVE BILL 53. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 576 for the Twenty-Eighth Day were adopted.

Mr. Carpenter offered the following amendment which was adopted by unanimous consent:

To amend LB 53 to require a bond on the deputy investment officer equal to that required for the state investment officer.

Advanced to Enrollment & Review with 33 ayes, 0 nays and 16 not voting.

VISITORS

Mr. Morgan introduced 45 members of the Leaque of Women Voters and their President, Mrs. Ralph Taylor of Omaha, Nebraska.

PRESIDENT MARSH PRESIDING

GENERAL FILE

LEGISLATIVE BILL 137. Title read. Explained.

Advaned to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 185. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 576 for the Twenty-Ninth Day was adopted.

Advanced to Enrollment & Review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 317. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 576 for the Twenty-Eighth Day were adopted.

Advanced to Enrollment & Review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 359. Title read. Explained.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 374. Title read. Explained.

Standing Comittee amendments found in the Legislative Journal on page 576 for the Twenty-Eighth Day were adopted.

Mr. Carpenter moved to reconsider the committee amendment numbered one and reject it. Motion prevailed.

Advanced to Enrollment & Review with 32 ayes, 0 nays and 17 not voting.

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 535. Placed on General File as amended.
Standing Committee amendments to LB 535:

1. On page 3, line 9, strike "with or without" and insert "upon"
2. On page 5, line 14, after "to" insert "convey real property or any interest therein, or".

(Signed) Roland Luedtke, Chairman

Appropriations

LEGISLATIVE BILL 615. Placed on General File.

(Signed) Richard Marvel, Chairman

Miscellaneous Subjects

LEGISLATIVE BILL 773. Placed on General File as amended.
Standing Committee amendment to LB 773:

1. On page 3, line 15, strike "or" and insert "and" and strike "a"; in line 16 strike "shortened" and insert "less than a twenty-four hour" and after the period insert "Any fireman may be assigned to work less than a twenty-four hour shift, but in such event the fireman shall

not work in excess of forty hours per week."; and on line 19 after "emergencies" insert "or job-related court appearances".

(Signed) J. James Waldron, Chairman

Public Works

LEGISLATIVE BILL 414. Placed on General File as amended.
Standing Committee amendments to LB 414:

1. Amend page 2 by striking original section 1 and inserting the following:

"Section 1. Except as may heretofore have been specifically and lawfully provided in any franchise agreement and except as is hereinafter exempted, no public utility supplying gas under a franchise or similar agreement shall impose, charge or collect any rate increase upon the customers covered by the franchise or agreement until such time as any proposed increased rate has been finally determined or agreed upon in accordance with the terms of the franchise agreement and the laws under which such franchise was granted, and in no event shall such rate increase be applied retroactively to a date prior to such final determination or agreement. Provided this restriction shall not apply to any public utility that purchases its gas at the town border station from an unaffiliated or unrelated pipe line company and it may on proper showing be granted the right to interim increases pending final rate determination.

Sec. 2. In any case where a rate increase has been imposed and such increase has been set aside or reduced by action of a court and refunds are required, such refunds shall be made within ninety days from the date of the final order of the court, and shall bear interest at the rate of nine per cent per annum from the date of the final order of the court if the refund is not made within such ninety-day period.".

LEGISLATIVE BILL 633. Placed on General File as amended.
Standing Committee amendments to LB 633:

1. On page 2, line 5, after "(2)" insert "or (3)"; line 14 strike "forty-eight hours" and insert "five calendar days, excluding holidays,"; and after line 22 insert a new subsection to read as follows:

"(3) It shall be unlawful for any inspection station to issue a certificate of inspection and approval without having made the inspection required by section 60-1701. Any inspection station violating this subsection shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of not less than one hundred nor more than five hundred dollars. When any inspection station is convicted of violating any provisions of this subsection, the Department of Motor Vehicles shall immediately revoke the permit of such station. No new inspection station permit shall be issued to any person who has been convicted of a violation of this subsection.".

2. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

LEGISLATIVE BILL 644. Placed on General File as amended.
Standing Committee amendments to LB 644:

1. On page 2, line 12, after "shall" insert "not".
2. On page 2, line 19, after "shall" insert "not".
3. On page 21, line 12, after "used" insert "in parades.".
4. On page 22, line 2, after "minibikes" insert ", minicycles".
5. On page 22, line 3, strike "6" and insert "9".

LEGISLATIVE BILL 673. Placed on General File as amended.
Standing Committee amendments to LB 673:

1. On page 3, line 1, following "demonstrating" insert "to prospective customers".
2. Strike section 2 and renumber original section 3 as section 2.
3. Add the emergency clause.

LEGISLATIVE BILL 259. Indefinitely postponed.

LEGISLATIVE BILL 632. Indefinitely postponed.

(Signed) Claire W. Holmquist, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 527. Placed on Select File as amended.
Enrollment and Review amendment to LB 527:

1. On page 2, line 26, strike "that" and insert "in which".

LEGISLATIVE BILL 606. Placed on Select File as amended.
Enrollment and Review amendment to LB 606:

1. In the title, line 5, strike "combination" and insert "combinations".

LEGISLATIVE BILL 412. Placed on Select File as amended. Enrollment and Review amendments to LB 412:

1. On page 2, strike the comma in line 11; and in line 24 insert "that" after "determines".
2. In new section 2, line 10, strike "; however," and insert ", but".

LEGISLATIVE BILL 316. Placed on Select File as amended. Enrollment and Review amendments to LB 316:

1. On page 2, strike beginning with the comma in line 16 through the second comma in line 17.
2. In the title, line 6, insert "an" after "of".

LEGISLATIVE BILL 421. Placed on Select File as amended. Enrollment and Review amendment to LB 421:

1. In the title, line 7, insert "to eliminate obsolete matter;" after the semicolon.

(Signed) Duke Snyder, Chairman

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1008. At the request of Governor Exon, Terry Carpenter, 48th District; Fred Carstens, 30th District; John W. DeCamp, 40th District; Wayne Ziebarth, 37th District.

A BILL FOR AN ACT to amend sections 39-2223 and 39-2224, Revised Statutes Supplement, 1969, relating to highways; to extend the time in which bonds may be issued; to provide that proceeds from the sale of bonds shall be placed in the Highway Cash Fund; and to repeal the original sections.

MEMBER EXCUSED

Mr. Fred Carstens asked unanimous consent to be excused Wednesday, until 10:30 a.m., March 10, 1971. No objections. So ordered.

ADJOURNMENT

At 12:00 noon, on a motion by Speaker Hasebroock, the Legislature adjourned Until 9:00 a.m., Wednesday, March 10, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

FORTY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, March 10, 1971

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Our Father, we know that we, by ourselves are not sufficient for these days and for problems greater than the measure of our best wisdom. May we here be aware of the unseen Presence. May Thy spirit move among us, that there may be concession without coercion, and conciliation without compromise. May these Senators, who represent us, represent Thee, and, in Thy spirit be courageous enough to begin anew, fearless enough to make mistakes, and loving enough to forgive others. May we have the courage to apply what we applaud. To the end that we may help to establish Thy way of life for the people of this state. So may all of us do the best we can by Thy help, and be willing to leave the issue in Thy hands, through Christ our Lord. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Chambers and Proud who was excused and Mr. F. Carstens who was excused until 10:30.

UNANIMOUS CONSENT—Committee Meeting

Harold Moylan asked unanimous consent to hold a Labor Committee hearing at 1:30 p.m. today in Room 1009. No objections. So ordered.

STANDING COMMITTEE REPORT

Revenue

LEGISLATIVE BILL 573. Placed on General File as amended. Standing Committee amendment to LB 573:

1. On page 3, line 2, insert an additional subsection as follows:

"(6) Poultry, fish and fur bearing animals."

LEGISLATIVE BILL 723. Placed on General File as amended. Standing Committee amendment to LB 723:

1. On page 2 line 26 strike "three" and reinsert "two" and on page 3 line 26 strike "three" and insert "~~three~~ two".

LEGISLATIVE BILL 519. Indefinitely postponed.

LEGISLATIVE BILL 703. Indefinitely postponed.

LEGISLATIVE BILL 783. Indefinitely postponed.

LEGISLATIVE BILL 862. Indefinitely postponed.

(Signed) Rudolf C. Kokes, Chairman

NOTICE OF COMMITTEE HEARINGS

Agriculture and Recreation

LB 717	Thursday, March 25, 1971	2:00 p.m.
LB 905	Thursday, March 25, 1971	2:00 p.m.
LB 939	Thursday, March 25, 1971	2:00 p.m.
LB 963	Thursday, March 25, 1971	2:00 p.m.
LB 993	Thursday, March 25, 1971	2:00 p.m.

(Signed) Loran Schmit, Chairman

UNANIMOUS CONSENT–Bracket LB 148

Mr. Lewis asked unanimous consent to bracket LB 148 on Enrollment and Review Engrossment. No objections. So ordered.

VISITOR

Mr. Lewis introduced Mr. Robert Becker, Executive Secretary of Wheat Growers Association of McCook, Nebraska.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 74. Placed on Select File as amended. Enrollment and Review amendments to LB 74:

1. In the Carpenter amendments adopted 3/2/71, renumber sections 1 and 2 as sections 3 and 4 and strike section 3.

2. In renumbered section 3, strike the new matter in lines 3 and 4 and insert "city of the metropolitan, primary, or first class"; strike the stricken matter in line 9; in line 10, strike "second class city and" and insert "each city of the second class or"; insert "the" at the end of line 11; strike the first comma in line 12; in line 14, insert a comma after "year" as in the statutes; strike the commas in lines 25, 26, and 53, as in the statutes; in line 54, strike "and" and insert "and"; ~~and~~ in line 56 strike the period and insert "~~.~~ ;and".

3. In renumbered section 4, insert an underscored comma at the end of line 9.

4. In the title, line 7, insert "to redefine terms; to provide additional purposes of expenditures;" after the semicolon.

LEGISLATIVE BILL 57. Placed on Select File as amended. Enrollment and Review amendments to LB 57:

1. On page 2, line 5, strike the comma and insert a semicolon.

2. In new section 2, insert "and" at the end of line 21.

3. In standing committee amendment 3, line 4, strike "three-weeks" and insert "three weeks' "; and in line 7, strike the first period.

4. On page 4, line 2, insert ", and amendments thereto" after "1943".

5. In the title, lines 5 and 6, strike "for such a city" and insert "programs".

LEGISLATIVE BILL 265. Placed on Select File as amended. Enrollment and Review amendments to LB 265:

1. On page 2, line 5, strike "or otherwise stated in"; in line 14, insert an underscored semicolon after "right"; in line 15 strike the semicolon and show the same as stricken; and in line 21, strike the semicolon and insert ":~~;~~".

2. In lieu of the Waldron amendment, on page 4, reinstate the stricken and strike the new matter in line 12; and reinstate the stricken matter in lines 13 to 15.

3. On page 5, insert an underscored period after "thereto" in line 10; and strike the period in line 18 and show the same as stricken.

4. On page 7, line 5, strike "chapter" and insert "act".
5. On page 9, line 14, insert an underscored comma after "road".
6. On page 9, line 19, and in the title, line 10, insert ", as amended by section 1, Legislative Bill 16, Eighty-second Legislature, First Session, 1971" after "1969".

LEGISLATIVE BILL 493. Placed on Select File.

LEGISLATIVE BILL 491. Placed on Select File.

LEGISLATIVE BILL 166. Correctly engrossed.

LEGISLATIVE BILL 192. Correctly engrossed.

LEGISLATIVE BILL 234. Correctly engrossed.

LEGISLATIVE BILL 268. Correctly engrossed.

LEGISLATIVE BILL 276. Correctly engrossed.

LEGISLATIVE BILL 308. Correctly engrossed.

LEGISLATIVE BILL 309. Correctly engrossed.

LEGISLATIVE BILL 310. Correctly engrossed.

LEGISLATIVE BILL 328. Correctly engrossed.

LEGISLATIVE BILL 337. Correctly engrossed.

LEGISLATIVE BILL 346. Correctly engrossed.

LEGISLATIVE BILL 362. Correctly engrossed.

LEGISLATIVE BILL 385. Correctly engrossed.

LEGISLATIVE BILL 419. Correctly engrossed.

LEGISLATIVE BILL 430. Correctly engrossed.

LEGISLATIVE BILL 114. Correctly enrolled.

LEGISLATIVE BILL 147. Correctly enrolled.

LEGISLATIVE BILL 190. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business the President signed LB 114, LB 147, LB 190 and LR 26.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 206. With emergency.

A BILL FOR AN ACT to amend section 77-2704, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 253, Eighty-second Legislature, First Session, 1971, relating to sales and use taxes; to provide an additional exemption; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 38:

Barnett Burbach Carsten Clark Craft
Duis Elrod Epke Goodrich Hasebroock
Holmquist Johnson Kennedy Keyes Kime
Kokes Kremer Lewis Luedtke Maresh
Moylan Nore Orme Savage Schmit
Simpson Skarda Snyder Stromer Stull
Swanson Waldo Waldron Wallwey Warner
Whitney Wiltse Ziebarth

Voting in the negative, 7:

Carpenter DeCamp Klaver Mahoney Marvel
Morgan Syas

Not voting, 4:

Carstens Chambers Proud Stahmer

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 327.

A BILL FOR AN ACT to amend section 84-142, Revised Statutes Supplement, 1969, relating to planning and development districts; to redefine terms; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett Burbach Carpenter Carsten Clark
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Johnson Kennedy
Keyes Kime Klaver Kokes Kremer
Lewis Luedtke Mahoney Maresh Marvel
Morgan Moylan Nore Orme Savage
Schmit Simpson Skarda Snyder Stahmer
Stromer Stull Swanson Syas Waldo
Waldron Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 4:

Carstens Chambers Proud Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 557.

A BILL FOR AN ACT to amend section 23-822, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to provide election procedures; to provide for the power of eminent domain; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett Burbach Carpenter Carsten Clark
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Johnson Kennedy
Keyes Kime Klaver Kremer Lewis
Luedtke Mahoney Maresh Morgan Moylan
Nore Orme Savage Schmit Simpson
Skarda Snyder Stahmer Stromer Stull
Swanson Syas Waldo Waldron Whitney
Wiltse Ziebarth

Voting in the negative, 3:

Kokes Wallwey Warner

Not voting, 4:

Carstens Chambers Marvel Proud

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 559.

A BILL FOR AN ACT to amend section 16-696, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first class; to provide for larger boards of park commissioners; to designate terms of office for appointees; to provide for voting; to provide procedures for filling vacancies; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett Burbach Carpenter Carsten Clark
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Johnson Kennedy
Keyes Kime Klaver Kokes Kremer
Lewis Luedtke Mahoney Maresh Marvel
Morgan Moylan Nore Orme Savage
Schmit Simpson Skarda Snyder Stahmer
Stromer Stull Swanson Syas Waldo
Waldron Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 4:

Carstens Chambers Proud Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on March 10, 1971 at 9:15 a.m.: LB 254, LB 294, LB 301, LB 305, LB 340, and LB 341.

(Signed) Barbara Jackson, Enrolling Clerk

SELECT FILE

LEGISLATIVE BILL 527. Enrollment and Review amendment found in the Legislative Journal on page 796 for the Fortieth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 606. Enrollment and Review amendment found in the Legislative Journal on page 796 for the Fortieth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 412. Enrollment and Review amendments found in the Legislative Journal on page 797 for the Fortieth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 316. Enrollment and Review amendments found in the Legislative Journal on page 797 for the Fortieth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 421. Enrollment and Review amendment found in the Legislative Journal on page 797 for the Fortieth Day was adopted.

Advanced to Enrollment and Review for engrossment.

GENERAL FILE

LEGISLATIVE BILL 1006. Title read. Explained. Laid over.

Mr. Carpenter asked unanimous consent to take up LB 440. No objections. So ordered.

LEGISLATIVE BILL 440. Title read. Explained.

Mr. Carpenter offered the following amendment which was adopted by a vote of 24 ayes, 6 nays and 19 not voting:

Page 2, line 19 after "government" insert "on a basis of 50% Metropolitan and Primary Cities; 30% 1st Class Cities; 20% 2nd Class Cities and Villages."

Advanced to Enrollment & Review with 37 ayes, 0 nays and 12 not voting.

LEGISLATIVE BILL 1006. Reconsidered.

Advanced to Enrollment & Review with 37 ayes, 0 nays and 12 not voting.

VISITORS

Mr. Kokes introduced his cousin, Cathy Kokes, and Joyce Nelson who are students at the University of Nebraska.

GENERAL FILE

LEGISLATIVE BILL 463. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 608 for the Thirtieth Day was adopted.

Laid over.

UNANIMOUS CONSENT—Expedite LB 1006 and LB 440

Mr. Syas asked unanimous consent to expedite LB 1006 and LB 440. No objections. So ordered.

VISITORS

Mr. Warner introduced 32 students of Arnold School, Air Park, Lincoln, which class included students from Nigeria, Egypt and all over the United States. Also Mrs. Gorias, Mrs. Blaka and teacher, Mary Ellen Thomas.

GENERAL FILE

LEGISLATIVE BILL 356. Considered.

Mr. Snyder moved to indefinitely postpone.

Mr. Waldron requested a Call of the House. The Call showed 42 members present.

Mr. Wallwey moved the Call be raised. The motion prevailed with 44 ayes, 0 nays and 5 not voting.

Mr. Snyder's motion to indefinitely postpone lost with 19 ayes, 21 nays, and 9 not voting.

Mr. Waldron moved to advance LB 356 to Enrollment & Review.

Mr. Waldron requested a Call of the House. The Call showed 45 members present.

Mr. Klaver moved the Call be raised. The motion prevailed with 42 ayes, 0 nays and 7 not voting.

Mr. Waldron's motion to advance to Enrollment and Review prevailed with 25 ayes, 16 nays and 10 not voting.

LEGISLATIVE BILL 376. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 661 for the Thirty-Fourth Day was adopted.

Laid over.

LEGISLATIVE BILL 424. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 661 for the Thirty-Fourth Day was adopted.

Mr. DeCamp offered the following amendment:
Amend Sec. 3 line 8 strike $50.00 insert $25.00.

Mr. Carpenter offered the following amendment to Mr. DeCamp's amendment which was adopted by a vote of 24 ayes, 14 nays and 11 not voting:
To amend Mr. DeCamp's amendment to read $100.00.

Mr. DeCamp's amendment was adopted by a vote of 25 ayes, 14 nays and 10 not voting.

Mr. Holmquist moved to indefinitely postpone LB 424. The motion prevailed with 21 ayes, 20 nays and 8 not voting.

VISITORS

Mr. Schmit introduced Messrs. Carrigan, Walters, Kulander and Koehnke from his legislative district.

The President introduced 17 grade school students from the Campus Laboratory School, Moorhead State College, Moorehead, Minnesota, and their teachers Mesdames Smith, Ingersoll, Haug; Messrs. Aiken and Hanson.

GENERAL FILE

LEGISLATIVE BILL 267. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 673 for the Thirty-Fourth Day were adopted.

Mr. Stull offered the following amendment which was adopted:
1. Add a new section to read as follows:
"Sec. 2. Any person who violates the provisions of section 1, of this act shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of not more than five hundred dollars.".

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

SPEAKER HASEBROOCK PRESIDING

LEGISLATIVE BILL 390. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 752 for the Thirty-Eighth Day were adopted.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

PRESIDENT MARSH PRESIDING

LEGISLATIVE BILL 498. Title read.

Mr. Skarda moved to indefinitely postpone.

Mr. Skarda moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 34 ayes, 0 nays and 15 not voting.

Mr. Skarda requested a record vote.

Voting in the affirmative, 21:

Carpenter
Clark
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Kokes
Kremer
Lewis
Mahoney
Marvel
Moylan
Nore
Schmit
Skarda
Stromer
Stull
Wallwey
Whitney

Voting in the negative, 14:

Barnett
Carsten
Craft
DeCamp
Elrod
Kime
Maresh
Savage
Simpson
Snyder
Stahmer
Swanson
Syas
Waldron

Not voting, 14:

Burbach
Carstens
Chambers
Duis
Epke
Keyes
Luedtke
Morgan
Orme
Proud
Waldo
Warner
Wiltse
Ziebarth

Mr. Skarda's motion to indefinitely postpone prevailed with 21 ayes, 14 nays and 14 not voting.

VISITORS

Mr. Elrod introduced the Grand Island League of Women Voters of Grand Island, Nebraska and his wife Helen Elrod.

Mr. Marvel introduced the League of Women Voters members from Hastings, Nebraska.

MESSAGE FROM THE GOVERNOR

March 10, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills No. 158, 335, 336, 338, 377, 420, 477, and 492. These bills were signed by me on March 9, 1971 and delivered to the Secretary of State.

Yours very truly,

(Signed) J. James Exon
Governor

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 293. Placed on General File as amended.
Standing Committee amendments to LB 293:

1. On page 2, line 6 after "purchased" insert "from private corporations"; on line 11 after "gas" insert "from a private corporation"; and on line 20 after "gas" insert "by a private corporation".

2. On page 3, line 1, strike "On consideration of the", and strike lines 2, 3, and 4 and insert: "Within twenty days after either party determines that negotiations by management have failed, the management of the natural gas supplier and the general manager of the public power district shall agree upon a consultant who shall be experienced in natural gas rate matters. If the management of the natural gas supplier and the general manager of the public power district fail to agree upon a consultant within said twenty days, upon the request of either party, the Nebraska Power Review Board shall within twenty days after such request appoint a consultant experienced in natural gas rate matters. The consultant so agreed upon or appointed shall hear and consider the evidence presented and shall submit to each party a report determing a fair, reasonable and nondiscriminatory rate. The fees and expenses of the consultant shall be paid one half by the natural gas supplier and one half by the public power district."; strike beginning with the comma in line 11 through line 13 and insert: ". The directors shall consider the report of the consultant and the evidence. If

they accept the report of the consultant and the rate fixed therein, the natural gas supplier shall supply natural gas to the public power district in accordance with its standard form of contract for sale of interruptable gas at the rate fixed by the consultant and accepted by the directors of the public power district except that the contract shall not be subject to cancellation nor the rate changed until modification is arrived at by the above procedure. If the directors of the public power district do not accept the report and rate fixed by the consultant, the natural gas supplier shall have no obligation to supply gas to the public power district at any rate other than the one fixed by the natural gas supplier.".

3. Amend page 4 lines 1, 3, 5, and 6 by striking "directors" and inserting "consultant", line 6 by striking "their" and inserting "his", and line 13 by striking "supplier of" and inserting "private corporation supplying", line 19 by inserting "by private corporations" after "gas".

4. Strike original section 6 and renumber original section 7 as section 6.

(Signed) Claire W. Holmquist, Chairman

Education

LEGISLATIVE BILL 264. Placed on General File as amended. Standing Committee amendments to LB 264:

1. Strike original sections 1 to 11 and insert 12 new sections attached hereto.

Section 1. As used in this act, unless the context otherwise requires:

(1) District shall mean a school district approved for continued legal operation under rules and regulations established by the State Board of Education pursuant to subdivision (c), subsection (5) of section 79-328, Revised Statutes Supplement, 1969;

(2) Department shall mean the State Department of Education; and

(3) Operating expense or operating budget shall mean all expenses for operation of the district, but shall not include expenses for capital construction, for bonded indebtedness, or for capital investment for vehicles for the transportation of pupils.

Sec. 2. There is hereby established in the state treasury a special fund to be known as the School Aid Fund. Such fund shall consist of such sums as are necessary to meet requirements of this act and shall be administered by the State Board of Education.

Sec. 3. Each district shall receive aid from the School Aid Fund in the amount determined pursuant to section 7 of this act.

Sec. 4. At a date set by the State Board of

Education, each district shall certify to the department the average daily membership of resident and nonresident pupils in the district for the preceding school year.

Sec. 5. At a date set by the State Board of Education each district shall annually certify to the department on forms prescribed and furnished by the Auditor of Public Accounts its proposed budget for the fiscal year. Such forms shall be consistent with provisions of the Uniform Budget Act and the Auditor of Public Accounts shall determine information necessary to carry out the purpose of this act after consultation with and approval of the State Board of Education.

Sec. 6. At a date set by the State Board of Education, the department shall determine the average per pupil cost in each class of district by dividing the total operating budgets for all of the districts in each class by the average daily membership in each class.

Sec. 7. At a date set by the State Board of Education, the department shall determine the amount of aid for each district, and notify each district of such determination. In making such determination, the department shall:

(1) Multiply the average per pupil cost for each class of district by the average daily membership for each district in the class;

(2) Allot to each district eighty per cent of the amount calculated pursuant to subdivision (1) of this section; and

(3) From the amount allotted pursuant to subdivision (2) of this section, subtract all funds to be received by the district for operating expenses from sources other than this act, except funds to be received by the district in lieu of tax money for school and saline lands as determined pursuant to section 79-1303, Reissue Revised Statutes of Nebraska, 1943.

When any district fails to receive the full amount of funds budgeted to be received from the federal goverment pursuant to Title 874, United States Code, such district shall receive from the School Aid Fund the difference between the amount budgeted and subtracted pursuant to subdivision (3) of this section in determining the amount of state aid and the amount actually received.

Sec. 8. Any amount by which the operating budget of a district exceeds its state aid and income for operating purposes from all other sources shall be provided by a levy on all of the taxable property of the district; Provided, that no district whose operating expenses increased more than the cost of living for the preceding year, as evidenced by the United States Department of Commerce indices, except when occasioned by added curriculum, or increase in attendance, shall receive an increase in state aid over the previous year in an amount greater than the increase in such cost of living for the preceding year.

Sec. 9. In addition to the levy provided by section 8 of this act, each district may levy an additional tax on all of the property of the district for the purpose of (1) establishing a building fund, (2) repaying bonded indebtedness, and (3) providing for capital investment for vehicles for the transportation of pupils.

Sec. 10. Payments pursuant to this act shall be made in two installments on dates to be determined by the State Board of Education.

Sec. 11. Beginning with the 1974-75 school year to be eligible for State Aid all real property shall be within the boundaries of a unified school district with an educational program from grades kindergarten through the twelfth grade. Except that no rural school atttended by six or more students shall be closed except by vote of parents or guardians of such children.

Sec. 12. That sections 79-1330 to 79-1344.01, Revised Statutes Supplement, 1969, are repealed.

LEGISLATIVE BILL 408. Placed on General File as amended.
Standing Committee amendments to LB 408:

1. On page 2, strike line 8 and "months" on line 9 and show as stricken and insert "established a home in Nebraska where he or she is habitually present"; in lines 13 and 14 strike "actually resided in this state continuously for four months" and show as stricken and insert "established a home in Nebraska where such parents, parent, or guardian is habitually present"; strike line 23 and "months" on line 24 and show as stricken and insert "established a home in Nebraska where he or she is habitually present"; on page 3 strike lines 1 to 21 and show as stricken and insert the following:

"(4) Such person is a nonresident of this state prior to marriage and marries a person who has established a home in Nebraska where such person is habitually present with the intention of making permanent residence in this state;

(5) Such person, if an alien, shall have begun proceedings for naturalization and shall have established a home in Nebraska where he or she is habitually present with the intention of making this state his or her permanent residence; or ".

2. On page 3, line 22, strike "(7)" and insert "~~(7)~~ (6)"; and strike lines 26 and 27 on page 3 and lines 1 to 4 on page 4 and show as stricken.

3. Add the emergency clause.

(Signed) Don Elrod, Chairman

Public Health and Welfare

LEGISLATIVE BILL 639. Placed on General File.

(Signed) Thomas C. Kennedy, Chairman

Agriculture and Recreation

LEGISLATIVE BILL 585. Placed on General File.

LEGISLATIVE BILL 811. Placed on General File.

LEGISLATIVE BILL 518. Indefinitely postponed.

LEGISLATIVE BILL 812. Indefinitely postponed.

LEGISLATIVE BILL 846. Indefinitely postponed.

(Signed) Loran Schmit, Chairman

Revenue

LEGISLATIVE BILL 526. Placed on General File as amended.
Standing Committee amendments to LB 526:

1. Amend the bill by striking section 1 and inserting the following:

"Section 1. That section 77-2734, Revised Statutes Supplement, 1969, be amended to read as follows:

77-2734. (1) A tax is hereby imposed for each taxable year on the taxable income derived from sources within this state of any corporation or any other entity taxed as a corporation under the Internal Revenue Code whose business within this state during the taxable year consists exclusively of foreign commerce, interstate commerce, or both, ~~at a rate equal to twenty per cent of the rate imposed on individuals under section 77-2715~~. ~~For any taxpayer subject to this section whose fiscal year does not coincide with the calendar year, the rate initially set shall also apply for the period from January 1, 1968, to the last day of his then current fiscal year.~~ The tax shall consist of a normal tax computed under subsection (2) and a surtax computed under subsection (3) of this section.

(2) The normal tax is equal to twenty-five per cent of the rate imposed on individuals under section 77-2715.

(3) The surtax is equal to two per cent of the amount by which taxable income derived from sources within this state exceeds the surtax exemption in subsection (4) of this section.

(4) For purposes of this section, the surtax exemption for any taxable year is twenty-five thousand dollars of the taxable income derived from sources within this state of any corporation, any other entity taxed as a corporation, affiliated group of corporations or controlled group of corporations.

(5) In the case of affiliated group of corporations or controlled group of corporations the Tax Commissioner shall prescribe regulations pertaining to filing requirements and the amount of surtax exemption allowed each corporation.

~~(2)~~ (6) Except as provided in subsection (1) of this section, for the privilege of exercising its franchise or doing business in this state in a corporate capacity, there is hereby imposed a franchise tax on each corporation or any other entity taxed as a corporation under the Internal Revenue Code according to or measured by its entire net income derived from all sources within this state for the taxable year at the rate imposed under ~~subsection (1)~~ subsections (1) to (5) of this section. For the purposes of this subsection the taxpayer's entire net income shall be its federal taxable income derived from sources within this state as determined pursuant to sections 77-2735 to 77-2749 without regard to the modification referred to in section 77-2741, the State of Nebraska hereby adopting method numbered (4) authorized by section 5219, United States Revised Statutes, as amended, 12 USC 548, for state taxation of national banking associations. The tax imposed by this subsection on national banking associations shall be in lieu of all taxes imposed by this state on national banking associations to the extent it is not permissible to tax such associations under federal law. For the purpose of computing the franchise tax levied in this subsection, the net income of cooperative organizations shall be the entire net income derived from all sources within this state including such portion of patronage refunds or dividends on stock derived in this state as shall be excludible from gross income of such corporation for federal income tax purposes. All provisions of sections 77-2714 to 77-27,124 relating to taxation of corporations shall apply to franchise taxes imposed under this subsection unless the context otherwise requires.

Any (a) corporation subject to tax under section 44-1213, 77-908, 77-909, or 81-523, (b) corporations organized as cooperatives under Chapter 21, article 13, (c) electric cooperatives organized under Chapter 70, article 7, (d) nonstock cooperative marketing companies organized under Chapter 21, article 14, (e) savings and loan associations, (f) production credit associations, (g) persons licensed to engage in this state in the business of purchasing installment paper, (h) installment loan companies, (i) credit unions, (j) mutual investment companies, (k) banks for cooperatives, and (1) industrial loan and investment companies, shall be credited, in the computation of tax due under the provisions of this section, with the amount paid during the taxable year as taxes in lieu of intangible tax.

~~(3)~~ (7) A small business corporation having an election in effect under subchapter S of the Internal Revenue Code shall not be subject to the Nebraska income tax or franchise tax on corporations, and the shareholders of such corporation shall include in their taxable incomes their proportionate part of such corporation's federal taxable income; Provided, that if any of the shareholders of such corporation are nonresidents during any part of the corporation's taxable year, such corporation shall be subject to the income tax or franchise tax, as the case may be, for such year on that part of the corporation's income, as determined under the provisions of sections 77-2735 to 77-2749, allocable to the shares of stock owned by such nonresident unless the corporation files with its return for such year an agreement executed by each nonresident stockholder stating that such nonresident will file a Nebraska income tax return which will include in his Nebraska nonresident adjusted gross income that portion of the corporation's Nebraska taxable income allocable to such nonresident's interest in such corporation.".

2. Add a new section to be known as section 2 and to read as follows:

"Sec. 2. This act shall be applicable for all taxable years commencing after December 31, 1971.".

3. Renumber original section 2 as section 3.

(Signed) Rudolf Kokes, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 1006. Placed on Select File.

LEGISLATIVE BILL 440. Placed on Select File as amended. Enrollment and Review amendments to LB 440:

1. In lieu of the Carpenter amendment, on page 4, line 1, insert ". Fifty per cent of the funds appropriated for such grants shall be made available to cities of the metropolitan and primary classes, thirty per cent to cities of the first class, and twenty per cent to cities of the second class and villages" after "works".

2. In the title, line 6, insert "to provide for the allocation of funds;" after the first semicolon.

(Signed) Duke Snyder, Chairman

EXECUTIVE BOARD MEETING

Mr. Swanson announced the Executive Board would hold a meeting Thursday, March 11, at 8:00 a.m. in Room 2017.

UNANIMOUS CONSENT—Raise LB 696

Mr. Warner asked unanimous consent that LB 696 be placed on General File notwithstanding the action by the committee. Laid over.

ADJOURNMENT

At 11:52 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Thursday, March 11, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

FORTY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, March 11, 1971

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Save this moment, O Lord, from being merely a gesture to custom or convention, and make it a real experience for each of us in this place, as we call upon Thee for guidance and for help. We have felt Thee near and beside us in the exalted experiences of worship in Church; make us now to feel Thy nearness in the business of the day – the unseen Delegate, present and voting. Vote through these men and women, we pray Thee, that what they say and what they do may be in accordance with Thy will for this land that we love so much. Thou hast said: "when ye stand praying, forgive, if ye have aught against any." Give us the grace to lay aside all bitterness or resentment we may be nursing in our hearts, lest their acid eat into our peace and corrode our spirits. Thou hast said, "It is more blessed to give than to receive." Give us the grace today to think not of what we can get but of what we can give, that a new spirit may come into our work here with a new mission and a new purpose, that Thou will delight to bless. We ask these things in Thine own name and for Thy sake. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Luedtke and Skarda who were excused.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 292. Replaced on Select File as amended. Enrollment and Review amendments to LB 292:

1. Renumber sections 19 and 20, added by the Snyder amendment 1, as sections 1 and 2 and renumber sections 1 to 20 as sections 3 to 22.
2. In renumbered section 2, line 3, insert "1971," after the second comma.
3. On page 29, line 18, insert "14-554," after "sections".
4. In the title, strike lines 2 to 14 and amendments thereto and insert:

"FOR AN ACT relating to schools; to provide for collection fees; to remove obsolete matter; to clarify and provide penalties as prescribed for violations involving school buses; to conform with previous legislation; to change the time for meetings and taking office; to amend sections 14-554, 79-320, 79-426.17, 79-434, 79-441, 79-488, 79-488.05, 79-488.06, 79-4,103, 79-513, 79-515, and 79-1247.13, Reissue Revised Statutes of Nebraska, 1943, sections 79-213, 79-328, 79-446, 79-486, 79-501, 79-506.01, 79-548, and 79-1007.02, Revised Statutes Supplement, 1969, and section 77-202.22 Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 299, Eighty-second Legislature, First Session, 1971; and to repeal the original sections, and also section 79-1702, Reissue Revised Statutes of Nebraska, 1943.".

LEGISLATIVE BILL 334. Replaced on Select File as amended. Enrollment and Review amendments to LB 334:

1. Renumber new section 7, added by the Carpenter amendment 1, adopted 3/4/71, as section 6 and original section 7 as section 7.
2. In lieu of the Carpenter amendment 2, adopted 3/4/71, on page 9, line 26, strike "and 83-124" and insert ", 83-124, and 83-210.01".
3. In renumbered section 6, line 30, strike the comma and show the same as stricken.
4. In the title, line 4, strike "and 83-124" and insert ", 83-124, and 83-210.01"; strike line 6, and insert "state institutions; to restrict use of a revolving fund; to change the nature"; and in line 7, strike "home" and insert "Nebraska Veterans' Home".

LEGISLATIVE BILL 279. Placed on Select File as amended. Enrollment and Review amendments to LB 279:

1. In lieu of the Wallwey amendment, on page 2, line 5, strike "thirteen" and insert "fourteen"; and

after the comma in line 19 insert "one member shall be licensed to practice physical therapy in this state,".

2. In the title, line 5, insert "and a person licensed to practice physical therapy" after "chiropractic".

LEGISLATIVE BILL 367. Placed on Select File as amended. Enrollment and Review amendments to LB 367:

1. In lieu of the Clark amendment, on page 2, insert at the end of line 12 "The county treasurer shall, by registered Mail addressed to the last-known address, give notice of such order or decree to the owner or owners of all property so illegally taxed and the date by which a claim for refund must be made.".

2. In the title, line 5, insert "to provide for notice"; after the semicolon.

LEGISLATIVE BILL 436. Placed on Select File as amended. Enrollment and Review amendments to LB 436:

1. On page 2, line 6, strike "before" and insert "~~before~~"; and after the stricken matter in line 8 insert "within".

2. In new section 2, line 6, strike "before" and insert "~~before~~"; after the stricken matter in line 6 insert "within"; in line 7 insert an underscored comma after "months"; and strike beginning with "in" in line 7 through the first comma in line 8, and show the same as stricken.

3. In the title, line 2, strike "section 29-1202" and insert "sections 29-1202 and 29-1203"; and strike lines 5 and 6 and insert "the release of persons not brought to".

LEGISLATIVE BILL 331. Placed on Select File as amended. Enrollment and Review amendments to LB 331:

1. On page 2, insert "dollars" after "hundred" in line 11 and after the first "hundred" in line 27.

2. In the title, strike beginning with the first "to" in line 4 through the semicolon in line 8 and insert "to make certain acts unlawful; to provide penalties; to provide for damages;".

LEGISLATIVE BILL 371. Placed on Select File as amended. Enrollment and Review amendment to LB 371:

1. For correlation puroses, after the third comma in line 3, page 2, line 21, page 3, and at the end of line 4 of the title, insert "as amended by section 1, Legislative Bill 134, Eighty-second Legislature, First Session, 1971,".

LEGISLATIVE BILL 396. Placed on Select File as amended. Enrollment and Review amendments to LB 396:

1. On page 3, reinstate the stricken comma in line 26.
2. On page 4, strike the comma in line 2.

LEGISLATIVE BILL 566. Placed on Select File as amended. Enrollment and Review amendments to LB 566:

1. Insert a new section to read:

"Sec. 3. This act shall become operative on January 1, 1972.".

2. Renumber original section 3 as section 4.

3. In the title, lines 5 and 6, strike "dealers and"; and in line 7, insert "to provide an operative date;" after the semicolon.

LEGISLATIVE BILL 413. Placed on Select File as amended. Enrollment and Review amendments to LB 413:

1. On page 3, line 17, strike "that"; and in line 20, insert an underscored comma after "land".

2. On page 4, line 2, insert "of" after "letter"; and in line 21, strike the second comma.

3. Add a new section to read:

"Sec. 16. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

4. In the title, line 12, strike "and" and insert "to provide severability;"; and in line 13, insert "; and to declare an emergency" after "sections".

LEGISLATIVE BILL 208. Placed on Select File as amended. Enrollment and Review amendments to LB 208:

1. Amend new section 1 to read:

"Section 1. That sections 85-196, 85-197, 85-198, and 85-199, Revised Statutes Supplement, 1969, are repealed.".

2. In the title, line 2, strike "section 85-197" and insert "sections 85-196, 85-197, 85-198, and 85-199"; and in line 4, insert "; and to declare an emergency" after "Nebraska".

LEGISLATIVE BILL 53. Placed on Select File as amended. Enrollment and Review amendments to LB 53:

1. On page 7, line 11, strike "however"; and at the end of line 12, insert, pursuant to the Carpenter amendment "The deputy shall furnish bond in the face amount and conditioned as the bond of the state investment officer.".

2. On page 15, line 3, reinstate the stricken comma.

3. For correlation purposes, on page 9, line 7, insert ", as amended by section 1, Legislative Bill 158, Eighty-second Legislature, First Session, 1971" after "1969";

insert a period after "districts" in line 12 and after "rendered" in line 15 and in each instance strike the remainder of the sentence; and strike the sentence beginning in line 22.

4. For correlation purposes, on page 23, line 25, and in the title, line 5, strike "77-1342,"; on page 23, line 24, and in the title, line 4, strike "and"; and on page 23, line 27, and in the title, line 8, insert ", and section 77-1342, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 158, Eighty-second Legislature, First Session, 1971" after "1969".

5. In the title, line 5, strike "72-1244,".

LEGISLATIVE BILL 137. Placed on Select File as amended.
Enrollment and Review amendment to LB 137:

1. On page 3, line 6, strike "premium" and insert "premiums".

LEGISLATIVE BILL 185. Placed on Select File.

LEGISLATIVE BILL 359. Placed on Select File.

LEGISLATIVE BILL 380. Correctly engrossed.

LEGISLATIVE BILL 206. Correctly enrolled.

LEGISLATIVE BILL 327. Correctly enrolled.

LEGISLATIVE BILL 557. Correctly enrolled.

LEGISLATIVE BILL 559. Corrcetly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 206, LB 327, LB 557, and LB 559.

VISITORS

Mr. Stull introduced 5 high school seniors attending the State Basketball Tournament; Gregg Stull, Grandson; Messrs. Lincoln, Peterson, Wood, Farr, and McMasters.

ANNOUNCEMENT

Mr. Swanson announced that the Executive Board requests all employees wear their badges.

They also recommended that Senators be allowed to use the first table in front of the ropes under each balcony for visiting with constitutents. Matter referred to Rules Committee.

COMMITTEE MEETING

Mr. Warner announced the Rules Committee will meet Friday, March 12, at 1:00 p.m. in the Legislative Council Hearing Room.

ADD CO–INTRODUCERS

Mr. Proud asked unanimous consent to add the names C. Carsten, Skarda, Savage and Goodrich to LB 195. No objections. So ordered.

Mr. Proud asked unanimous consent to add Mr. Keyes name to LB 188. No objections. So ordered.

VISITORS

Mr. Keyes introduced Messrs. Bob, Larry, and Tom Fry, and Bob Hardman of Papillion High School, Papillion, Nebraska.

Mr. Savage introduced his three grandsons from Westside High School of Omaha.

MEMBER EXCUSED

Mr, Epke asked unanimous consent to be excused at 11:00 a.m. today until Monday morning. No objections. So ordered.

STANDING COMMITTEE REPORT

Public Health and Welfare

LEGISLATIVE BILL 931. Indefinitely postponed.

(Signed) Thomas C. Kennedy, Chairman

STANDING COMMITTEE REPORT

Committee on Committees

March 11, 1971

Mr. President:

The Committee on Committees desires to report favorably upon the appointments listed below to the Nebraska Investment Council, the Board of Parole, the Court of Industrial Relations, the State Board of Health, the

State Personnel Board and the Motor Vehicle Dealers License Board which were submitted by former Governor Norbert T. Tiemann, and the appointments to the Board of Trustees, Nebraska State Colleges and the State Electrical Board which were submitted by Governor J. J. Exon. The Committee suggests that the appointments be confirmed by this Legislative Body and suggests a record vote on each confirmation.

Mr. Richard Person, State Personnel Board

Committee Vote: For: Senators Carpenter, Clark, Holmquist, Klaver, Savage, Syas, Waldron and Wiltse

Against: None

Absent: Senators Kremer, Luedtke, Proud, Schmit and Warner

Mr. Dale Sailors, Motor Vehicle Dealers License Board

Committee Vote: For: Senators Carpenter, Clark, Holmquist, Klaver, Savage, Syas, Waldron and Wiltse

Against: None

Absent: Senators Kremer, Luedtke, Proud, Schmit and Warner

Mr. Robert Walker, Board of Trustees, Nebraska State Colleges

Committee Vote: For: Senators Carpenter, Clark, Holmquist, Klaver, Savage, Syas, Waldron and Wiltse

Against: None

Absent: Senators Kremer, Luedtke, Proud, Schmit and Warner

Mr. Norval E. Bowen, State Electrical Board

Committee Vote: For: Senators Carpenter, Clark, Holmquist, Klaver, Savage, Syas, Waldron and Wiltse

Against: None

Absent: Senators Kremer, Luedtke, Proud, Schmit and Warner

Mr. Ward Reesman, Board of Trustees, Nebraska State Colleges

Committee Vote: For: Senators Carpenter, Clark, Holmquist, Klaver Savage, Syas and Wiltse

Against: Waldron

Absent: Senators Kremer, Luedtke, Proud, Schmit and Warner

Mr. Maurice Gerleman, Nebraska Investment Council

Committee Vote: For: Senators Carpenter, Clark, Holmquist, Klaver, Savage, Syas, Waldron and Wiltse

Abainst: None

Absent: Senators Kremer, Luedtke, Proud, Schmit and Warner

Mr. John B. Greenholtz, Board of Parole

Committee Vote: For: Senators Carpenter, Clark, Holmquist, Klaver, Savage, Syas, Waldron and Wiltse

Against: None

Absent: Senators Kremer, Luedtke, Proud, Schmit and Warner

Mr. Harry Henatsch, Court of Industrial Relations

Committee Vote: For: Senators Carpenter, Clark, Holmquist, Klaver, Savage, Syas, Waldron and Wiltse

Against: None

Absent: Senators Kremer, Luedtke, Proud, Schmit and Warner

Dr. Bernard Moren, State Board of Health

Committee Vote: For: Senators Carpenter, Clark, Holmquist, Klaver, Savage, Syas, Waldron and Wiltse

Against: None

Absent: Senators Kremer, Luedtke, Proud, Schmit and Warner

Mr. L. William Myers, Board of Parole

Committee Vote: For: Senators Carpenter, Clark, Holmquist, Klaver, Savage, Syas, Waldron, Warner and Wiltse

Against: None

Absent: Senators Kremer, Luedtke, Proud and Schmit

Respectfully submitted,

(Signed) Terry Carpenter, Vice Chairman
Committee on Committees

Mr. Carpenter moved to confirm the appointment of Richard Person to the State Personnel Board.

Voting in the affirmative, 37:

Burbach	Carpenter	Carsten	Carstens	Chambers
Clark	Craft	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Kennedy	Keyes
Kime	Klaver	Kokes	Kremer	Lewis
Maresh	Morgan	Moylan	Orme	Proud
Schmit	Simpson	Snyder	Stahmer	Stromer
Swanson	Syas	Waldron	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 12:

Barnett	DeCamp	Johnson	Luedtke	Mahoney
Marvel	Nore	Savage	Skarda	Stull
Waldo	Wallwey			

The motion carried with 37 ayes, 0 nays and 12 not voting.

Mr. Carpenter moved to confirm the appointment of Dale Sailors to the Motor Vehicle Dealers License Board.

Voting in the affirmative, 38:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Klaver	Kokes	Kremer
Lewis	Maresh	Moylan	Orme	Savage
Schmit	Simpson	Snyder	Stahmer	Stromer
Swanson	Syas	Waldo	Waldron	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 11:

DeCamp	Kime	Luedtke	Mahoney	Marvel

Morgan Nore Proud Skarda Stull
Wallwey

The motion carried with 38 ayes, 0 nays and 11 not voting.

Mr. Carpenter moved to confirm the appointment of Robert Walker to the Board of Trustees, Nebraska State Colleges.

Voting in the affirmative, 36:

Burbach Carpenter Carsten Carstens Chambers
Clark Craft Elrod Goodrich Holmquist
Johnson Kennedy Keyes Kime Klaver
Kokes Kremer Maresh Morgan Moylan
Nore Orme Savage Schmit Simpson
Snyder Stahmer Stromer Stull Swanson
Syas Waldo Warner Whitney Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 13:

Barnett DeCamp Duis Epke Hasebroock
Lewis Luedtke Mahoney Marvel Proud
Skarda Waldron Wallwey

The motion carried with 36 ayes, 0 nays and 13 not voting.

Mr. Carpenter moved to confirm the appointment of Norval E. Bowen to the State Electrical Board.

Voting in the affirmative, 38:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft Elrod Epke
Goodrich Holmquist Johnson Kennedy Keyes
Klaver Kokes Kremer Maresh Morgan
Moylan Nore Orme Savage Schmit
Simpson Snyder Stahmer Stromer Stull
Syas Waldo Waldron Wallwey Warner
Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 11:

DeCamp Duis Hasebroock Kime Lewis
Luedtke Mahoney Marvel Proud Skarda
Swanson

The motion carried with 38 ayes, 0 nays and 11 not voting.

Mr. Carpenter moved to confirm the appointment of Ward Reesman, Board of Trustees, Nebraska State Colleges.

Voting in the affirmative, 39:

Barnett
Burbach
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Kime
Klaver
Kokes
Kremer
Maresh
Morgan
Moylan
Nore
Orme
Savage
Schmit
Simpson
Snyder
Stahmer
Stromer
Stull
Syas
Waldo
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 10:

DeCamp
Keyes
Lewis
Luedtke
Mahoney
Marvel
Proud
Skarda
Swanson
Waldron

The motion carried with 39 ayes, 0 nays and 10 not voting.

Mr. Carpenter moved to confirm the appointment of Maurice Gerleman to the Nebraska Investment Council.

Voting in the affirmative, 37:

Burbach
Carpenter
Carsten
Chambers
Clark
Craft
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Mahoney
Maresh
Morgan
Moylan
Nore
Orme
Savage
Schmit
Simpson
Snyder
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Warner
Whitney
Ziebarth

Voting in the negative, 0.

Not voting, 12:

Barnett
Carstens
DeCamp
Kime
Lewis
Luedtke
Marvel
Proud
Skarda
Stahmer
Wallwey
Wiltse

The motion carried with 37 ayes, 0 nays and 12 not voting.

Mr. Carpenter moved to confirm the appointment of John Greenholtz to the Board of Parole.

Voting in the affirmative, 28:

Barnett Burbach Carpenter Carsten Clark
Craft DeCamp Elrod Epke Hasebroock
Holmquist Kennedy Kime Klaver Kokes
Mahoney Maresh Moylan Nore Savage
Snyder Stromer Stull Syas Waldo
Warner Whitney Ziebarth

Voting in the negative, 1:

Chambers

Not voting, 20:

Carstens Duis Goodrich Johnson Keyes
Kremer Lewis Luedtke Marvel Morgan
Orme Proud Schmit Simpson Skarda
Stahmer Swanson Waldron Wallwey Wiltse

The motion carried with 28 ayes, 1 nay and 20 not voting.

Mr. Carpenter moved to confirm the appointment of Harry Henatsch to the Court of Industrial Relations.

Voting in the affirmative, 33:

Barnett Burbach Carpenter Carsten Clark
Craft Goodrich Hasebroock Holmquist Johnson
Kennedy Kime Klaver Kremer Lewis
Mahoney Maresh Morgan Moylan Nore
Orme Savage Simpson Snyder Stromer
Stull Syas Waldo Waldron Warner
Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 16:

Carstens Chambers DeCamp Duis Elrod
Epke Keyes Kokes Luedtke Marvel
Proud Schmit Skarda Stahmer Swanson
Wallwey

The motion carried with 33 ayes, 0 nays and 16 not voting.

Mr. Carpenter moved to confirm the appointment of Dr. Bernard Moran to the State Board of Health.

Voting in the affirmative, 32:

Burbach
Carsten
Chambers
Clark
Craft
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Kime
Klaver
Kokes
Kremer
Lewis
Mahoney
Maresh
Moylan
Nore
Orme
Simpson
Snyder
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Ziebarth

Voting in the negative, 0.

Not voting, 17:

Barnett
Carpenter
Carstens
DeCamp
Duis
Elrod
Epke
Keyes
Luedtke
Marvel
Morgan
Proud
Savage
Schmit
Skarda
Stahmer
Wiltse

The motion carried with 32 ayes, 0 nays and 17 not voting.

Mr. Carpenter moved to confirm the appointment of L. William Myers to the Board of Parole.

Voting in the affirmative, 30:

Burbach
Carsten
Craft
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Kime
Klaver
Kokes
Kremer
Lewis
Mahoney
Maresh
Marvel
Moylan
Nore
Simpson
Snyder
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Warner
Whitney
Ziebarth

Voting in the negative, 1:

Chambers

Not voting, 18:

Barnett
Carpenter
Carstens
Clark
DeCamp
Duis
Elrod
Keyes
Luedtke
Morgan
Orme
Proud
Savage
Schmit
Skarda
Stahmer
Wallwey
Wiltse

The motion carried with 30 ayes, 1 nay and 18 not voting.

EXPLANATION OF VOTE

Had I been present I would have voted "aye" for the appointments of Messrs. Person and Sailors.

(Signed) Herb Nore

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 126.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, sections 8, 17, and 27, of the Constitution of Nebraska, relating to the Legislature; to provide qualifications of members of the Legislature; to correct provisions; to provide for the submission of the proposed amendment to the electors at the primary election in May, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the primary election in May 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article III, sections 8, 17, and 27, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 8. No person shall be eligible to the office of member of the Legislature unless on the date of the general election at which he is elected or on the date of his appointment he is a registered voter, has attained the age of twenty-one years and has resided within the district from which he is elected for the term of one year next before his election, unless he shall have been absent on the public business of the United States or of this State. And no person elected as aforesaid shall hold his office after he shall have removed from such district.

Sec. 17. The Legislature shall have the sole power of impeachment, but a majority of the members elected must concur therein. Upon the adoption of a resolution of impeachment a notice of an impeachment of any officer, other than a Judge of the Supreme Court, shall be forthwith served upon the Chief Justice, by the Clerk of the Legislature, who shall thereupon call a session of the Supreme Court to meet at the Capitol within ten days after such notice to try the impeachment. A notice of an impeachment of the Chief Justice or any Judge of the Supreme Court shall be served by the Clerk of the Legislature, upon any Judge of the judicial district within which the Capitol is located, and he thereupon shall notify all the Judges of the District Court in the State to meet with him within thirty days at the Capitol, to sit as a Court to try such impeachment, which Court shall organize by electing one of its number to preside. No person shall be convicted without the concurrence of two-thirds of the members of the Court of impeachment, but judgment in cases of impeachment shall not extend further than removal from office and disqualification to hold and enjoy any office of honor, profit, or trust, in the State, but the party impeached, whether convicted or acquitted shall nevertheless be liable to prosecution and punishment according to law. No officer shall exercise his official duties after he shall have been impeached and notified thereof, until he shall have been acquitted.

Sec. 27. No act shall take effect until three calendar months after the adjournment of the session at which it passed, unless in case of emergency, to be expressed in the preamble or body of the act, the Legislature shall, by a vote of two-thirds of all the members elected otherwise direct. All laws shall be published in book form within sixty days after the adjournment of each session and distributed among the several counties in such manner as the Legislature may provide."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment providing for the qualifications of members of the Legislature and correcting provisions of the Constitution.

For

Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Barnett
Burbach
Carsten
Clark
Craft
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Mahoney
Maresh
Marvel
Moylan
Nore
Orme
Proud
Savage
Simpson
Snyder
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 8:

Chambers
DeCamp
Duis
Kennedy
Morgan
Schmit
Stahmer
Waldron

Not voting, 5:

Carpenter
Carstens
Luedtke
Skarda
Stromer

Having failed to receive a constitutional four-fifths majority voting in the affirmative, the bill failed of passage.

LEGISLATIVE BILL 209. With emergency.

A BILL FOR AN ACT to amend section 77-1315, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to require notice by first-class mail of increases in real estate assessments; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Duis
Elrod Epke Goodrich Hasebroock Holmquist
Johnson Kennedy Keyes Kime Klaver
Kokes Kremer Lewis Mahoney Maresh
Marvel Moylan Nore Orme Proud
Savage Schmit Simpson Snyder Stahmer
Stromer Stull Swanson Syas Waldo
Waldron Wallwey Warner Whitney Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Luedtke Morgan Skarda

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 221.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VI, section 1, of the Constitution of Nebraska, relating to suffrage; to reduce the age of electors to eighteen years; to provide for the submission of the proposed amendment to the electors at the primary election in May, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the primary election in May, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article VI, section 1, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 1. Every citizen of the United States, who has attained the age of eighteen years, and has resided within the state for six months and within the county and voting precinct for the terms provided by law, shall be an elector."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment reducing age of electors to eighteen years.
For
Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Duis
Elrod Epke Goodrich Hasebroock Holmquist
Johnson Kennedy Keyes Kime Klaver
Kokes Kremer Lewis Mahoney Maresh
Marvel Morgan Moylan Orme Proud
Savage Schmit Simpson Snyder Stahmer
Stromer Stull Swanson Syas Waldo
Waldron Wallwey Warner Whitney Ziebarth

Voting in the negative, 1:

Nore

Not voting, 3:

Luedtke Skarda Wiltse

A constitutional four-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 274.

A BILL FOR AN ACT relating to crimes and punishments; to provide penalties for failure to appear before the court when released under bail, recognizance, or a conditioned release as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Barnett
Burbach
Carpenter
Carsten
Carstens
Clark
Craft
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Maresh
Marvel
Morgan
Moylan
Orme
Proud
Savage
Schmit
Simpson
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Whitney
Ziebarth

Voting in the negative, 1:

Chambers

Not voting, 7:

DeCamp
Luedtke
Mahoney
Nore
Skarda
Waldron
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 303.

A BILL FOR AN ACT for submission to the electors of an amendment to Article V, section 11, of the Constitution of Nebraska, relating to the judiciary; to provide that a simple majority of the Legislature may change the number of judges of the district court or change the boundaries of judicial districts; to provide for the submission of the proposed amendment to the electors at the primary election in May, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the primary election in May, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article V, section 11, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 11. The Legislature may change the number of judges of the district courts and alter the boundaries of judicial districts. Such change in number or alterations in boundaries shall not vacate the office of any judge. Such districts shall be formed of compact territory bounded by county lines."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment to provide that a simple majority of the members of the Legislature may change the number of judges of the district court and alter boundaries of judicial districts.

For
Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 32:

Burbach
Carsten
Carstens
Craft
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Keyes
Kime
Kremer
Lewis
Mahoney
Moylan
Orme
Proud
Savage
Schmit
Simpson
Snyder
Stahmer
Stromer
Stull
Swanson
Waldo
Waldron
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 9:

Chambers
Clark
Duis
Kennedy
Maresh
Morgan
Nore
Syas
Wallwey

Not voting, 8:

Barnett
Carpenter
DeCamp
Klaver
Kokes
Luedtke
Marvel
Skarda

Having failed to receive a constitutional four-fifths majority voting in the affirmative, the bill failed of passage.

LEGISLATIVE BILL 333.

A BILL FOR AN ACT for submission to the electors of an amendment to Article V, section 8, of the Constitution of Nebraska, relating to the judiciary; to conform the provisions thereof to annual sessions of the Legislature; to provide for the submission of the proposed amendment to the electors at the primary election in May, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the primary election in May, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article V, section 8, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 8. There shall be appointed by the supreme court, a clerk and a reporter of the court, each of whom shall hold his office for a term of six years, unless sooner removed by the court, and their salaries shall be fixed by law; the clerk shall also act as librarian of the law and miscellaneous library of the state. The court shall also appoint such clerical help as may be needed for the proper dispatch of the business of the court. The court shall prepare and recommend to each session of the Legislature a budget of the estimated expenses of the court. The copy right of the state reports shall forever remain the property of the state."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment to conform the provisions thereof with annual sessions of the Legislature.

For

Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Duis
Elrod Epke Goodrich Hasebroock Holmquist
Johnson Kennedy Keyes Kime Klaver
Kokes Kremer Mahoney Maresh Marvel
Moylan Nore Proud Savage Schmit
Simpson Snyder Stahmer Stromer Stull
Swanson Syas Waldo Waldron Wallwey
Warner Whitney Wiltse Ziebarth

Voting in the negative, 0

Not voting, 5:

Lewis Luedtke Morgan Orme Skarda

A constitutional four-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 339. Laid over.

LEGISLATIVE BILL 570.

A BILL FOR AN ACT relating to the State Fire Marshal; to provide an Advisory Committee to the office of the State Fire Marshal as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett Burbach Carpenter Carsten Carstens
Chambers Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Keyes Kime Klaver Kokes
Kremer Lewis Mahoney Maresh Morgan
Moylan Nore Orme Proud Savage
Schmit Simpson Snyder Stahmer Stromer
Stull Swanson Syas Waldo Waldron
Wallwey Warner Whitney Wiltse Ziebarth

Voting in the negative, 0

Not voting, 4:

Clark Luedtke Marvel Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on March 11, 1971, at 9:15 a.m.: LB 114, LB 147 and LB 190.

(Signed) Barbara Jackson, Enrolling Clerk

SELECT FILE

LEGISLATIVE BILL 74. Enrollment and Review amendments found in the Legislative Journal on page 800 for the Forty-First Day were adopted.

Mr. Carpenter offered the following amendment which was adopted by unanimous consent:

Strike the following amendment: 1. On page 2, line 12, strike "municipality" and show as stricken and insert "second-class city and village"; and in line 14 strike "land legally dedicated for street purposes" and insert "open and used streets as filed in the office of the register of deeds in each county".

Laid over.

LEGISLATIVE BILL 57. Enrollment and Review amendments found in the Legislative Journal on page 800 for the Forty-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 265. Enrollment and Review amendments found in the Legislative Journal on page 800 for the Forty-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 493.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 491.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1006.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 440. Enrollment and Review amendments found in the Legislative Journal on page 815 for the Forty-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

VISITORS

The President introduced Inspectors Bud Bruner and Fred Blutier of the Ontario Provential Police, Toronto, Canada.

UNANIMOUS CONSENT—Withdraw LB 810

Mr. Morgan asked unanimous consent to withdraw LB 810. Laid over.

MOTION-Raise LB 518

Mr. Waldron moved to place LB 518 on General File notwithstanding the action of the committee.

Laid over.

UNANIMOUS CONSENT–Withdraw LB 887

Mr. F. Carstens asked unanimous consent to withdraw LB 887, with the consent of Senator Ziebarth, co-introducer, and that hearing set on this bill before Education Committee on March 16 be cancelled. No objections. So ordered.

UNANIMOUS CONSENT–Bracket LB 463

Mr. Duis asked unanimous consent to bracket LB 463 on General File. No objections. So ordered.

UNANIMOUS CONSENT–Print in Journal

Mr. Carpenter asked unanimous consent to print the following letter in the Journal. No objections. So ordered.

March 9, 1971

Senator Terry Carpenter
State Capitol
Lincoln, Nebraska 68509

Dear Senator Carpenter:

Reference your amendment to LB-334 adopted 3/4/71, and pursuant to our conversation on March 9, 1971, we would like to recommend the following changes to this amendment, which, in our opinion, will meet the limiting requirements to the basic statute which you desire and at the same time permit us to continue our operation in a manner acceptable to all concerned:

> Change Line 8, subdivision (1) to read: "for the purchase of equipment and stock for vending stands or business enterprises, which do not employ more than three full-time people or the equivalent if part-time employees are utilized to be operated by blind persons under the supervision of the department,".
>
> Change Line 16 to read: "Gross proceeds from the operation of enterprises annotated in subdivisions (1) and (2) of this section shall accrue to the blind operator,".

Thank you for your cooperation in this matter.

Sincerely,

(Signed) Dean S. McDermott
Director

DSM/bs
Copy: Mr. D. W. Duncan, Director
Department of Public Institutions

MOTION—Reconsider LB 126

Mr. Carpenter moved to reconsider the action taken on LB 126 on Final Reading. The motion prevailed with 33 ayes, 0 nays and 16 not voting.

SPEAKER HASEBROOCK PRESIDING

Mr. Syas moved to return LB 126 to General File for amendments. The motion prevailed with 31 ayes, 0 nays and 18 not voting.

MOTION—Reconsider LB 303

Mr. Carpenter moved to reconsider the action taken on LB 303 on Final Reading. The motion prevailed with 34 ayes, 1 nay and 15 not voting.

Mr. Syas moved to return LB 303 to General File for amendments. The motion prevailed with 36 ayes, 0 nays and 13 not voting.

MOTION—Return LB 339 to General File

Mr. Duis moved to return LB 339 to General File for amendments. The motion prevailed with 36 ayes, 0 nays and 13 not voting.

MOTION—Return LB 419 to Select File

Mr. Moylan moved to return LB 419 to Select File for the following specific amendment:

Add the emergency clause.

The motion prevailed with 31 ayes, 0 nays and 18 not voting.

SELECT FILE

LEGISLATIVE BILL 419. The Moylan amendment found above was adopted. Mr. Moylan asked unanimous consent to re-advance to Enrollment & Review. No objections. So ordered.

VISITORS

Mr. Barnett introduced the League of Women Voters of Lincoln, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 639. Title Read. Explained.

Mr. Carpenter moved to indefinitely postpone LB 639 and requested a record vote.

Voting in the affirmative, 4:

Carpenter DeCamp Simpson Stahmer

Voting in the negative, 38:

Barnett Burbach Carsten Chambers Clark
Craft Duis Elrod Goodrich Hasebroock
Holmquist Johnson Kennedy Keyes Kime
Klaver Kokes Kremer Lewis Mahoney
Maresh Marvel Morgan Moylan Nore
Orme Savage Schmit Snyder Stromer
Stull Swanson Syas Waldron Wallwey
Warner Whitney Ziebarth

Not voting, 7:

Carstens Epke Luedtke Proud Skarda
Waldo Wiltse

The motion to indefinitely postpone lost with 4 ayes, 38 nays and 7 not voting.

Advanced to Enrollment & Review with 37 ayes, 2 nays and 10 not voting.

VISITORS

Mr. Epke introduced 22 students from the 5th Grade, Seward Public School, and their teacher, Mrs. Dowding.

NOTICE OF COMMITTEE HEARING

Labor

Claim No. 75
Valdene Tietgen Wednesday, March 17, 1971 2:00 p.m.

(Signed) Harold T. Moylan, Chairman

STANDING COMMITTEE REPORTS

Banking, Commerce & Insurance

LEGISLATIVE BILL 695. Placed on General File as amended:
Standing Committee amendments to LB 695:

1. Amend the bill by striking section 1 and 3 and renumbering original section 2 as section 1.

2. Insert a new section 2 to read as follows:

"Section 2. That original section 88-404, Reissue Revised Statutes of Nebraska, 1943, is repealed."

LEGISLATIVE BILL 720. Placed on General File as amended:
Standing Committee amendment to LB 720:

1. On page 2, line 6, strike "organized" and show the same as stricken and insert "the principal business of which corporation must be the extension of short and intermediate term credit to farmers and ranchers, including partnerships and corporations engaged in farming and ranching, for agricultural purposes, including the breeding, raising, fattening, or marketing of livestock."; strike the new matter in linew 10 to 14; and in line 14, strike "Provided, that such" and insert "~~Provided, that such~~ Such".

LEGISLATIVE BILL 721. Placed on General File

LEGISLATIVE BILL 765. Placed on General File.

LEGISLATIVE BILL 792. Placed on General File.

LEGISLATIVE BILL 647. Indefinitely postponed.

(Signed) Sam Klaver, Chairman

Public Health and Welfare

LEGISLATIVE BILL 522. Indefinitely postponed.

LEGISLATIVE BILL 638. Indefinitely postponed.

(Signed) Thomas C. Kennedy, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 317. Placed on Select File as amended.
Enrollment and Review amendment to LB 317:

1. On page 3, line 4, insert an underscored period after "committee"; and in line 6, strike the period and show the same as stricken.

2. On page 5, line 18, strike "herein provided" and insert "provided in section 21-17,104"; and in line 24,

strike the second comma.

3. On page 7, line 3, strike "herein provided" and insert "provided in this subsection".

4. Add a new section to read:

"Sec. 7. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

5. In the title, line 10, strike "and"; and in line 11, insert "; and to declare an emergency" after "sections".

LEGISLATIVE BILL 374. Placed on Select File as amended.
Enrollment and Review amendments to LB 374:

1. On page 2, line 15, insert "or" after "cent"; in lines 20 and 21, strike "said" and insert "the"; and in line 23, strike "are" and insert "is".

2. On page 3, line 7, strike "them" and insert "it"; in line 26, insert "Loan" after "Owners"; and in line 26 insert an underscored period after "amended".

3. On page 4 strike the period in line 3 and show the same as stricken.

4. In the title, line 5, strike "changes" and insert "charges".

LEGISLATIVE BILL 356. Placed on Select File.

LEGISLATIVE BILL 267. Placed on Select File as amended.
Enrollment and Review amendment to LB 267:

1. In the title, line 4, insert "and a penalty" after "remedies".

(Signed) Duke Snyder, Chairman

MEMBER EXCUSED

Mr. Elrod asked unanimous consent to be excused Friday, March 12, to attend the Revenue Sharing Conference in Kansas City called by U.S. Commissioner of Education. No objections. So ordered.

ADJOURNMENT

At 12:02 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Friday, March 12, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

FORTY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Friday, March 12, 1971

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Give to us open minds, O God, minds ready to receive and to welcome such new light of knowledge as it is Thy will to reveal. Let not the past ever be so dear to us as to set a limit to the future. Give us the courage to change our minds, when that is needed. Let us be tolerant of the thoughts of others, for we never know in what voice Thou wilt speak. Wilt Thou keep our ears open to Thy voice, and make us a little more deaf to whispers of men who would persuade us from our duty, for we know in our hearts that only in Thy will is our peace, and the prosperity of our land. We pray in the loving name of Jesus. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Elrod, Epke, Luedtke and DeCamp who were excused.

COMMITTEE HEARING—Change Place

Mr. Syas asked unanimous consent to use the East Chamber for the Constitutional Revision Committee meeting this afternoon. No objections. So ordered.

REFERENCE COMMITTEE REPORT

LB	COMMITTEE
1008	Revenue

(Signed) William F. Swanson, Chairman

LOBBY REPORT

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of all lobbyists who have registered as of March 11th, 1971. Further lists will be submitted on the last legislative day of each calendar week, listing additional lobbyists who have registered during that week, until all registrations are completed.

(Signed) Vincent D. Brown
Clerk of the Legislature

As of March 11, 1971

Bowen, Steven P. - Lincoln, Steven P. Bowen
Catlett, C. R. - Lincoln, Barbers, Beauticians and Allied Industries Assn.
Ryan, James E. - Lincoln, Independent Garage Owners of Nebraska
Tews and Noren (David D. Tews) - Lincoln, Nebraska Society of Certified Public Accountants
Tews and Noren (David D. Tews) - Lincoln, Private Motor Carrier Association
Yetman, Joseph G. - Lincoln, Benefits Auditing and Reporting Company

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 547. Placed on General File.

LEGISLATIVE BILL 576. Placed on General File.

LEGISLATIVE BILL 580. Indefinitely postponed.

(Signed) Fred W. Carstens, Vice-Chairman

Public Health and Welfare

LEGISLATIVE BILL 443. Placed on General File.

LEGISLATIVE BILL 753. Placed on General File as amended.
Standing Committee amendment to LB 753:

1. Amend page 4 by striking lines 14 and 15 and inserting "business of the council, ~~shall receive compensation at~~

~~at the rate of twenty dollars per day and~~ shall ~~also~~ be".

LEGISLATIVE BILL 64. Indefinitely postponed.

(Signed) Thomas C. Kennedy, Chairman

Miscellaneous Subjects

LEGISLATIVE BILL 754. Placed on General File as amended.
Standing Committee amendment to LB 754:

1. Strike original sections 1 and 2 and insert new sections to read as follows:

"Section 1. That section 53-123.08, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

53-123.08. A bottle club license shall allow the operation of a bottle club as defined in subdivision (22) of section 53-103 and shall allow the solicitation or acceptance of powers of attorney for the purchase of alcoholic liquor at ~~retail~~ wholesale for any member, and, when a liquor pool is maintained, shall permit the members of the pool to pay cash to the liquor pool for liquors dispensed thereform.

Sec. 2. That original section 53-123.08, Reissue Revised Statutes of Nebraska, 1943, is repealed.

Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

(Signed) J. James Waldron, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 1006. Correctly engrossed.

LEGISLATIVE BILL 440. Correctly engrossed.

LEGISLATIVE BILL 316. Correctly engrossed.

LEGISLATIVE BILL 412. Correctly engrossed.

LEGISLATIVE BILL 421. Correctly engrossed.

LEGISLATIVE BILL 527. Correctly engrossed

LEGISLATIBE BILL 606. Correctly engrossed.

(Signed) Duke Snyder, Chairman

VISITORS

Mr. Keyes introduced his wife and daughters.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 77. With emergency.

A BILL FOR AN ACT to amend section 43-504.01, Reissue Revised Statutes of Nebraska, 1943, relating to dependent children; to harmonize the provisions with previous legislation; to provide when assistance for dependent children shall be withdrawn; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with emergency clause attached?' "

Voting in the affirmative, 35:

Burbach Carpenter Carsten Craft Goodrich
Hasebroock Holmquist Johnson Kennedy Kime
Klaver Kremer Lewis Mahoney Maresh
Marvel Morgan Moylan Nore Orme
Proud Savage Schmit Skarda Snyder
Stromer Stull Swanson Waldo Waldron
Wallwey Warner Whitney Wiltse Ziebarth

Voting in the negative, 7:

Barnett Chambers Duis Keyes Simpson
Stahmer Syas

Not voting, 7:

Carstens Clark DeCamp Elrod Epke
Kokes Luedtke

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 161.

A BILL FOR AN ACT relating to cities and villages, all; to authorize ordinances to prevent discrimination in public accommodations; to provide for enforcement and penalties for violations.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?"

Voting in the affirmative, 43:

Barnett
Burbach
Carpenter
Carsten
Carstens
Chambers
Craft
Duis
Goodrich
Hasebroock
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Clark
DeCamp
Elrod
Epke
Holmquist
Luedtke

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 314

A BILL FOR AN ACT to amend section 9-108, Reissue Revised Statutes of Nebraska, 1943, relating to bingo; to reduce the age for players of bingo as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Barnett
Burbach
Carpenter
Carsten
Carstens
Chambers
Craft
Duis
Goodrich
Hasebroock
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Lewis
Mahoney
Maresh
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wiltse
Ziebarth

Voting in the negative, 2:

Kremer
Wallwey

Not voting, 8:

Clark
DeCamp
Elrod
Epke
Holmquist
Luedtke
Marvel
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 360. With emergency.

A BILL FOR AN ACT to amend section 84-1317, Revised Statutes Supplement, 1969, relating to the state employees' retirement system; to change the age of mandatory retirement; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with emergency clause attached?' "

Voting in the affirmative, 42:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Craft	Duis	Goodrich	Hasebroock
Holmquist	Johnson	Kennedy	Keyes	Kime
Klaver	Kokes	Kremer	Lewis	Mahoney
Maresh	Morgan	Moylan	Nore	Orme
Proud	Savage	Schmit	Simpson	Skarda
Snyder	Stahmer	Stromer	Stull	Swanson
Syas	Waldo	Waldron	Wallwey	Whitney
Wiltse	Ziebarth			

Voting in the negative, 1:

Warner

Not voting, 6:

Clark	DeCamp	Elrod	Epke	Luedtke
Marvel				

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 379.

A BILL FOR AN ACT to amend section 28-512, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to provide for judgment for restitution and the enforcement therof in certain cases; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett Burbach Carpenter Carsten Carstens
Craft Duis Goodrich Hasebroock Holmquist
Johnson Kennedy Keyes Kime Klaver
Kokes Kremer Lewis Mahoney Maresh
Marvel Morgan Moylan Nore Orme
Proud Savage Schmit Simpson Skarda
Snyder Stahmer Stromer Stull Swanson
Syas Waldo Waldron Wallwey Warner
Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 6:

Chambers Clark DeCamp Elrod Epke
Luedtke

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 74. Mr. Carpenter's amendment found in the Legislative Journal on page 838 for the Forty-Second Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 292. Enrollment and Review amendments found in the Legislative Journal on page 818 for the Forty-Second Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 334. Enrollment and Review amendments found in the Legislative Journal on page 818 for the Forty-Second Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 279. Enrollment and Review amendments found in the Legislative Journal on page 818 for the Forty-Second Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 367. Enrollment and Review amendments found in the Legislative Journal on page 819 for the Forty-Second Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 436. Enrollment and Review amendments found in the Legislative Journal on page 819 for the Forty-Second Day were adopted.

Mr. Carpenter offered the following amendment which was adopted by unanimous consent:
Add "emergency clause".

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 331. Enrollment and Review amendments found in the Legislative Journal on page 819 for the Forty-Second Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 371. Enrollment and Review amendment found in the Legislative Journal on page 819 for the Forty-Second Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 396. Enrollment and Review amendments found in the Legislative Journal on 820 for the Forty-Second Day were adopted.

Mr. Barnett offered the following amendment which was adopted by unanimous consent:
Page 7, line 20, "after mirror" add "and attachments".
Page 7, line 21, after removed add "or retracted within the outside diminsions of the towing vehicle".

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 566. Enrollment and Review amendments found in the Legislative Journal on page 820 for the Forty-Second Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 413. Enrollment and Review amendments found in the Legislative Journal on page 820 for the Forty-Second Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 208. Enrollment and Review amendments found in the Legislative Journal on page 820 for the Forty-Second Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 53. Enrollment and Review amendments found in the Legislative Journal on page 820 for the Legislative Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 137. Enrollment and Review amendment found in the Legislative Journal on page 821 for the Forty-Second Day was adopted.

Mr. Duis offered the following amendment which was adopted by unanimous consent:

Add "emergency clause".

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 185.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 359.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 317. Enrollment and Review amendments found in the Legislative Journal on page 842 for the Forty-Second Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 374. Enrollment and Review amendments found in the Legislative Journal on page 843 for the Forty-Second Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 356.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 267. Enrollment and Review amendment found in the Legislative Journal on page 843 for the Forty-Second Day was adopted.

Advanced to Enrollment and Review for engrossment.

UNANIMOUS CONSENT–Withdraw LB 810

Mr. Morgan renewed his request found in the Legislative Journal on page 838 for the Forty-Second Day to withdraw LB 810. No objections. So ordered.

UNANIMOUS CONSENT–Withdraw Bills

Mr. Nore asked unanimous consent to withdraw LB 936 and LB 937.

Mr. Warner asked unanimous consent to withdraw LB 813, LB 814, LB, 815 and LB 816.

Mr. Johnson asked unanimous consent to withdraw LB 863.

Mr. Carpenter asked unanimous consent to withdraw LB 746, LB 770 and LB 947.

Mr. Nore moved to suspend the rules and take up all requests of withdrawal of bills and cancellation of hearings. The motion prevailed with 33 ayes, 0 nays and 16 not voting.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on March 12, 1971, at 9:40 a.m.: LB 559, LB 206, LB 327 and LB 557.

(Signed) Barbara Jackson, Enrolling Clerk

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 209. Correctly enrolled.

LEGISLATIVE BILL 221. Correctly enrolled.

LEGISLATIVE BILL 274. Correctly enrolled.

LEGISLATIVE BILL 333. Correctly enrolled.

LEGISLATIVE BILL 570. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 209, LB 221, LB 274, LB 333 and LB 570.

STANDING COMMITTEE REPORT

Education

LEGISLATIVE BILL 779. Indefinitely postponed.

LEGISLATIVE BILL 861. Indefinitely postponed.

(Signed) Don Elrod, Chairman

MOTION—Return LB 334 to Select File

Mr. Carpenter moved to return LB 334 to Select File for consideration of the following specific amendment:

Change Line 8, subdivision (1) to read: "for the purchase of equipment and stock for vending stands or business enterprises, which do not employ more than three full-time people, or the equivalent if part-time employees are utilized, to be operated by blind persons under the supervision of the department,".

Change Line 16 to read: "Gross proceeds from the operation of enterprises annotated in subdivisions (1) and (2) of this section shall accrue to the blind operator,".

The motion to return prevailed with 36 ayes, 0 nays and 13 not voting.

SELECT FILE

LEGISLATIVE BILL 334. Mr. Carpenter's specific amendment found above was adopted with 30 ayes, 0 nays and 19 not voting.

Re-advanced to Enrollment and Review for engrossment.

GENERAL FILE

LEGISLATIVE BILL 528. Title read. Explained.

Advanced to Enrollment & Review with 35 ayes, 0 nays and 14 not voting.

LEGISLATIVE BILL 381. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 587 for the Thirtieth Day was adopted.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 383. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 588 for the Thirtieth Day was adopted.

Advanced to Enrollment & Review with 32 ayes, 0 nays and 17 not voting.

VISITORS

Mr. Waldron introduced students from Broken Bow and Patty Eisenberg, a Foreign Exchange student from Argentina.

Mr. Holmquist introduced Geneiveve Fox, Peggy Sodler, Valarie Sinuer and Robin Groene, students from Brewster High School, Oakland, Nebraska.

Mr. Lewis introduced Mr. and Mrs. Ralph Best, Mr. and Mrs. Tony E. Thulin and students from Oxford High School.

Mrs. Orme introduced 90 Fourth Grade students from Sheridan Grade School and their teachers, Dolores Painter, Donna McKinny and Ester Johnson, Lincoln, Nebraska

SPEAKER HASEBROOCK PRESIDING

GENERAL FILE

LEGISLATIVE BILL 589. Title read. Explained.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 590. Title read. Explained.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 591. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 619 for the Thirty-First Day was adopted.

Mr. Swanson requested a Call of the House. The Call showed 33 members present.

Mr. Swanson moved the Call be raised. The motion prevailed with 31 ayes, 0 nays and 18 not voting.

Advanced to Enrollment & Review with 29 ayes, 7 nays and 13 not voting.

LEGISLATIVE BILL 637. Title read. Explained.

Mr. Marvel offered the following amendments which were adopted.

1. In Section 1, page 2, line 13, strike "and."

2. In Section 1, page 2, line 18, strike the period, and add the following:

; and (5) all personnel of the Nebraska Brand Committee.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 382. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 646 for the Thirty-Third Day were adopted.

Advanced to Enrollment & Review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 384. Title read. Explained.

Advanced to Enrollment & Review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 399. Title read. Explained.

Advanced to Enrollment & Review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 321. Title read. Explained.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 322. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 672 for the Thirty-Fourth Day was adopted.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

PRESIDENT MARSH PRESIDING

VISITORS

Mr. Maresh introduced his daughter and son-in-law and their two children (Mr. and Mrs. Gene Placek, Sonja and Gina) from Kearney, Nebraska.

Mr. Whitney introduced Dale Erlewine, former State Senator, from Grant, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 323. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 672 for the Thirty-Fourth Day were adopted.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 597. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 673 for the Thirty-Fourth Day were adopted.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 713. Title read. Explained.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 819. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 678 for the Thirty-Fifth Day were adopted.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 494. Title read. Explained.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 298. Title read. Explained.

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 466. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 708 for the Thirty-Sixth Day was adopted.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 677. Title read. Explained.

Advanced to Enrollment & Review with 35 ayes, 0 nays and 14 not voting.

LEGISLATIVE BILL 417. Title read. Explained.

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 556. Title read. Explained.

Advanced to Enrollment & Review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 618. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 715 for the Thirty-Sixth Day was adopted.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 269. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 721 for the Thirty-Seventh Day was adopted.

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 453. Title read. Explained.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 684. Title read. Explained.

Advanced to Enrollment & Review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 620. Title read. Explained. Laid over.

MESSAGE FROM THE GOVERNOR

March 11, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Reengrossed Legislative Bill No. 254 and Engrossed Legislative Bills No. 294, 301, 305, 340, and 341.

These bills were signed by me on March 11, 1971 and delivered to the Secretary of State.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw

STANDING COMMITTEE REPORTS

Agricultural and Recreation

LEGISLATIVE BILL 609. Placed on General File.

(Signed) Loran Schmit, Chairman

Miscellaneous Subjects

LEGISLATIVE BILL 404. Placed on General File as amended.
Standing Committee amendment to LB 404:
1. Amend page 2, lines 2 and 3, by striking "specifically appropriated for instructional television by the Legislature" and inserting "from the School Foundation and Equalization Fund".

(Signed) J. James Waldron, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 639. Placed on Select File as amended.
Enrollment and Review amendment to LB 639:
1. On page 2, insert an underscored comma after "provided" in line 26 and after "warrant" in line 27; and in lines 26 and 27 strike the comma and show the same as stricken.

(Signed) Duke Snyder, Chairman

APPROPRIATION BILL

The following bill was read for the first time by title:

LEGISLATIVE BILL 639A. By Elmer Wallwey, 17th District; Ramey C. Whitney, 44th District.

A BILL FOR AN ACT to appropriate four hundred sixty-six thousand seven hundred eighty-two dollars from the state General Fund and fifty-one thousand three hundred twelve dollars from federal funds for the period ending June 30, 1971, and one million six hundred ninety-six thousand one hundred nine dollars from the state General Fund and six hundred thirty-six thousand nine hundred forty-three dollars from federal funds for the period July 1, 1971 to June 30, 1972 to the Department of Public Welfare, Agency 26, for Program 341 to aid in carrying out the provisions of Legislative Bill 639, Eighty-second Legislature, First Session; and to declare an emergency.

MOTION—Return LB 316 to Select File.

Mr. Proud moved to return LB 316 to Select File for the following specific amendments:

Revise Line 14 to read as follows:
14 his own recognizance, the prisoner ~~shall~~ may be released

Revise lines 17-19 as follows:
17 Revised Statutes of Nebraska, 1943, ~~unless the judge~~
strike lines 18 and 19.

The motion prevailed with 28 ayes, 0 nays and 21 not voting.

ADJOURNMENT

At 11:56 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Monday, March 15, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

FORTY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, March 15, 1971

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> O God, who hast put into our hearts the desire to help and to heal those who are in need, and hast placed us in a position where we have the power to improve our society, grant that we may never pass by those sticky situations which seem beyond our individual control, but rather unite for the common good. So draw us together in great efforts of service by which the sore spots of our society may be healed by Thy purpose, and we may be made glad for having been used for the extention of Thy will in the world. Amen.

ROLL CALL

The roll was called and all members were present except Mr. F. Carstens who was excused until 10:30 a.m.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on March 12, 1971 at 2:45 p.m.: LB 209, LB 221, LB 274, LB 333 and LB 570.

(Signed) Barbara Jackson, Enrolling Clerk

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 354. Placed on General File.

LEGISLATIVE BILL 111. Indefinitely postponed.

LEGISLATIVE BILL 169. Indefinitely postponed.

(Signed) Rudolf C. Kokes, Chairman

Urban Affairs

LEGISLATIVE BILL 345. Placed on General File

LEGISLATIVE BILL 435. Placed on General File.

LEGISLATIVE BILL 348. Indefinitely postponed.

(Signed) Harold D. Simpson, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 265. Replaced on Select File as amended.
Enrollment and Review amendments to LB 265:

1. On page 4, line 11, insert an underscored comma after "intersection"; and in line 11 strike the comma and show the same as stricken.
2. In line 1 of E&R amendment 1, adopted 3/11/71, strike "or" and insert "as".
3. On page 9, line 17, insert a comma after "39-751".

LEGISLATIVE BILL 419. Correctly re-engrossed.

LEGISLATIVE BILL 57. Correctly engrossed.

LEGISLATIVE BILL 491. Correctly engrossed.

LEGISLATIVE BILL 493. Correctly engrossed.

LEGISLATIVE BILL 77. Correctly enrolled.

LEGISLATIVE BILL 161. Correctly enrolled.

LEGISLATIVE BILL 314. Correctly enrolled.

LEGISLATIVE BILL 360. Correctly enrolled.

LEGISLATIVE BILL 379. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 77, LB 161, LB 314, LB 360 and LB 379.

STANDING COMMITTEE REPORT

Constitutional Revisions

LEGISLATIVE BILL 979. Placed on General File.

LEGISLATIVE BILL 990. Placed on General File as amended.
Standing Committee amendment to LB 990:

1. Strike original sections 1 to 3 and insert the following:

"Section 1. As used in this act, unless the context otherwise requires:

(1) Paraplegic shall mean a veteran who is paralyzed in both legs such as to preclude locomotion without the aid of braces, crutches, canes or wheelchair;

(2) Multiple amputee shall mean a veteran who has undergone multiple amputation of both lower extremities such as to preclude locomotion without the aid of braces, crutches, canes, wheelchair, or artificial limbs, or who has undergone multiple amputation of both arms above the elbow; and

(3) Blind shall mean a veteran whose sight is so defective as to seriously limit his ability to engage in the ordinary vocations and activities of life.

Sec. 2. The following classes of personal property shall be exempt from taxation:

(1) A mobile home owned and occupied by a paraplegic, multiple amputee or blind honorably discharged veteran of the United States armed forces.

(2) One motor vehicle owned and used for his personal transportation by a paraplegic, multiple amputee or blind honorably discharged veteran of the United States armed forces.

Sec. 2. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

(Signed) George Syas, Chairman

NOTICE OF COMMITTEE HEARING

Committee on Committees

March 12, 1971

The Committee on Committees will meet at 1:00 p.m. on Tuesday, March 23, in the Legislative Council Hearing Room for the purpose of hearing the following Governor appointments:

Dr. Richard L. Tollefson–State Board of Health (Reset)
Lee Wells–Game and Parks Commission (Reset)
C. Winfield Saults–State Board of Health (Reset)
Jack Obbink–Game and Parks Commission (Reset)

(Signed) Richard F. Proud, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 89.

A BILL FOR AN ACT relating to tax liens; to provide for filing of notices of federal liens on personal property with the register of deeds; to provide a fee for filing notices of lien and certificates of discharge for sales, use, and income tax; to amend sections 52-1001, 52-1003, 77-2712, and 77-27,105, Revised Statutes Supplement, 1969; and re repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 48:

Barnett
Burbach
Carpenter
Carsten
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0

Not voting, 1:

Carstens

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 166.

A BILL FOR AN ACT to amend section 14-403, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the metropolitan class; to require such cities to include in regulations the requirements for alleviating and preventing congestion or imperiling public safety when any change in use or zoning is requested; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass:' "

Voting in the affirmative, 48:

Barnett
Burbach
Carpenter
Carsten
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 1:

Carstens

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 192.

A BILL FOR AN ACT to amend sections 23-108, 39-1722, 39-1724, and 39-1725, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to provide restrictions on the county board on relocating, vacating or discontinuing public roads as prescribed; to provide for notice; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass:' "

Voting in the affirmative, 48:

Barnett
Burbach
Carpenter
Carsten
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 1:

Carstens

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 234. With emergency.

Mr. Stromer asked unanimous consent to hold LB 234 over for one day. Mr. Carpenter objected.

Mr. Stromer moved to hold LB 234 over for one day. The motion lost with 11 ayes, 27 nays and 11 not voting.

The bill was then read on final reading.

A BILL FOR AN ACT to amend sections 53-123.03 and 53-130, Reissue Revised Statutes of Nebraska, 1943, and section 53-103, Revised Statutes Supplement, 1969, relating to liquors; to define and redefine terms; to state policy; to regulate the relationship between manufacturers of beer and their distributors as prescribed; to provide procedures; to provide penalties; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with emergency clause attached?' "

Voting in the affirmative, 46:

Barnett
Burbach
Carpenter
Carsten
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme

Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Carstens
Stromer
Wiltse

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 268.

A BILL FOR AN ACT to amend section 71-1003, Reissue Revised Statutes of Nebraska, 1943, and section 71-1002, Revised Statutes Supplement, 1969, relating to the State Anatomical Board; to extend the time in which dead human bodies may be claimed for burial or cremation; to eliminate a restriction on claimants; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett
Burbach
Carsten
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Carpenter
Carstens
Skarda
Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 276.

A BILL FOR AN ACT relating to public power districts; to extend the powers of public power districts as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett
Burbach
Carsten
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Ziebarth

Voting in the negative, 0

Not voting, 5:

Carpenter
Carstens
Marvel
Morgan
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 308.

A BILL FOR AN ACT to amend section 70-624.02, Revised Statutes Supplement, 1969, relating to public power districts; to change the conditions to determine the maximum compensation of the board of directors and president of the district; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett
Burbach
Carsten
Chambers
Clark
Craft
DeCamp
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Kokes
Kremer
Lewis
Luedtke
Maresh
Morgan
Moylan
Nore
Proud

Savage Schmit Simpson Skarda Snyder
Stahmer Stromer Stull Swanson Syas
Waldo Waldron Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 1:

Orme

Not voting, 6:

Carpenter Carstens Duis Klaver Mahoney
Marvel

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 309.

A BILL FOR AN ACT to amend section 77-416, Reissue Revised Statutes of Nebraska, 1943, and sections 77-415 and 77-419, Revised Statutes Supplement, 1969, relating to taxation; to provide for courses of training in property evaluation for certain county officials; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett Burbach Carpenter Carsten Chambers
Clark Craft DeCamp Elrod Epke
Goodrich Hasebroock Holmquist Johnson Kennedy
Keyes Klaver Kokes Kremer Lewis
Luedtke Mahoney Maresh Marvel Morgan
Moylan Nore Orme Proud Savage
Schmit Simpson Skarda Snyder Stahmer
Stromer Stull Swanson Syas Waldo
Waldron Wallwey Warner Whitney Wiltse
Ziebarth

Voting in the negative, 0

Not voting, 3:

Carstens Duis Kime

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 310.

A BILL FOR AN ACT relating to public power; to provide that public power districts and public power and irrigation districts shall not be required to post bond for costs, appeal, supersedeas, injunction or attachment.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carpenter	Carsten	Chambers
Craft	DeCamp	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Kime	Klaver	Kokes	Kremer
Lewis	Luedtke	Mahoney	Maresh	Moylan
Nore	Orme	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Waldron
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 1:

Wallwey

Not voting, 4:

Carstens	Clark	Marvel	Morgan

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 328.

Mr. Warner asked unanimous consent to hold over one day. No objections. So ordered.

LEGISLATIVE BILL 337.

Speaker Hasebroock bracketed the bill pending the introduction of an appropriation bill.

LEGISLATIVE BILL 346.

A BILL FOR AN ACT to amend section 70-642.02, Revised Statutes Supplement, 1969, relating to public power districts; to change conflict of interest provisions; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Barnett
Burbach
Carpenter
Carsten
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 2:

Carstens
Keyes

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 362. With emergency.

A BILL FOR AN ACT to amend section 28-821, Revised Statutes Supplement, 1969, relating to crimes and punishments; to provide a penalty; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with emergency clause attached?' "

Voting in the affirmative, 45:

Barnett
Burbach
Carpenter
Carsten
Clark
Craft
DeCamp
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan

Moylan Nore Orme Savage Schmit
Simpson Skarda Snyder Stahmer Stromer
Stull Swanson Syas Waldo Waldron
Wallwey Warner Whitney Wiltse Ziebarth

Voting in the negative, 1:

Chambers

Not voting, 3:

Carstens Duis Proud

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and title agreed to.

LEGISLATIVE BILL 385.

A BILL FOR AN ACT to amend sections 24-545 and 24-546, Reissue Revised Statutes of Nebraska, 1943, relating to courts; to provide for appointment of clerks of county courts and appointment of deputies in all counties; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 32:

Barnett Burbach Carsten Chambers Craft
Elrod Epke Goodrich Hasebroock Johnson
Keyes Kime Klaver Kremer Luedtke
Mahoney Maresh Moylan Orme Proud
Savage Schmit Simpson Snyder Stahmer
Stromer Swanson Syas Waldo Warner
Wiltse Ziebarth

Voting in the negative, 9:

Clark Holmquist Kennedy Kokes Lewis
Nore Skarda Stull Waldron

Not voting, 8:

Carpenter Carstens DeCamp Duis Marvel
Morgan Wallwey Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 430.

A BILL FOR AN ACT relating to civil procedure; to provide for trial of actions in which the statute of limitations is claimed as a defense.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett
Burbach
Carsten
Chambers
Craft
DeCamp
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0

Not voting, 4:

Carpenter
Carstens
Clark
Duis

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 534. With emergency.

A BILL FOR AN ACT to amend sections 2-3226, 10-404, 10-406, 10-407, 10-409, 10-410, 10-702, 12-1001, 14-365.07, 14-520, 14-907, 16-607, 16-680, 17-529.08, 17-908, 17-911, 17-939, 17-950, 17-958, 17-963, 17-967, 17-968, 18-610, 19-1403, 23-129, 39-836, 46,305, and 46-309, Reissue Revised Statutes of Nebraska, 1943, and section 23-343.13, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 80, Eighty-second Legislature, First Session, 1971, relating to bond issues of governmental subdivisions; to provide that no more than a majority of the electors voting on any bond issue shall be required to carry such issue; to repeal the original sections; and to declare an emergency.

Whereupon the President stated "All provisions of law relative to procedure having been complied with the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 23:

Barnett Carpenter Clark Craft Elrod
Goodrich Holmquist Johnson Keyes Luedtke
Moylan Proud Savage Schmit Simpson
Skarda Stahmer Stull Swanson Syas
Waldron Warner Ziebarth

Voting in the negative, 22:

Burbach Carsten Chambers Duis Epke
Kennedy Kime Klaver Kokes Kremer
Lewis Mahoney Maresh Marvel Nore
Orme Snyder Stromer Waldo Wallwey
Whitney Wiltse

Not voting, 4:

Carstens DeCamp Hasebroock Morgan

Having failed to receive a constitutional two-thirds majority voting in the affirmative with the emergency clause attached, the question is, "Shall the bill pass with the emergency clause stricken?"

Mr. Luedtke requested a Call of the House. The Call showed 44 members present.

Mr. Klaver moved the Call be raised. The motion prevailed with 29 ayes, 16 nays and 4 not voting.

Mr. Waldron requested a Roll Call vote.

Voting in the affirmative, 25:

Barnett Carpenter Craft Elrod Goodrich
Holmquist Johnson Keyes Kime Luedtke
Mahoney Maresh Moylan Savage Schmit
Simpson Skarda Snyder Stahmer Stull
Swanson Syas Waldron Warner Ziebarth

Voting in the negative, 22:

Burbach Carsten Chambers Clark DeCamp
Duis Epke Hasebroock Kennedy Klaver
Kokes Kremer Lewis Marvel Nore
Orme Proud Stromer Waldo Wallwey
Whitney Wiltse

Not voting, 2:

Carstens	Morgan

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

VISITORS

Mr. Johnson introduced students from Fremont High School and their instructor Mr. Tillotson, Fremont, Nebraska.

MOTION–Return LB 267 and LB 1006

Mr. Stull moved to return LB 267 to Select File for consideration of the following specific amendment:

Add the emergency clause.

The motion to return prevailed with 29 ayes, 0 nays and 20 not voting.

Mr. Swanson moved to return LB 1006 to Select File for consideration of the following specific amendment:

In Sec. 1, Line 4, Strike 1972 and insert "1971".

The motion to return prevailed with 31 ayes, 0 nays and 18 not voting.

EXPLANATION OF VOTE

Had I been present on Thursday, March 11, 1971 I would have voted aye on LB 126, LB 46, LB 221, LB 274, LB 303, LB 333 and LB 570.
Had I been present on Friday, March 12, 1971 I would have voted aye on LB 161, LB 314, LB 360 and LB 379 and I would have voted nay on LB 77.

(Signed) Roland Luedtke

APPROPRIATION BILLS

The following bills were read for the first time by title:

LEGISLATIVE BILL 337A. By Otho Kime, 43rd District; Walter H. Epke, 24th District.

A BILL FOR AN ACT to appropriate two hundred two thousand five hundred forty-four dollars from the state General Fund for the period of July 1, 1971, to June 30, 1972, to the Department of Revenue, Agency 16, for Program 108 to aid in carrying out the provisions of Legislative Bill 337, Eighty-second Legislature, First Session, 1971.

LEGISLATIVE BILL 660A. By Gerald A. Stromer, 36th District; Roland Luedtke, 28th District.

A BILL FOR AN ACT to appropriate fifty-eight thousand five hundred dollars from the state General Fund for the period of July 1, 1971 to June 30, 1972 to the State Department of Education, Agency 13, for Program 613, to aid in carrying out the provisions of Legislative Bill 660, Eighty-second Legislature, First Session, 1971; and to declare an emergency.

SELECT FILE

LEGISLATIVE BILL 639. Enrollment and Review amendment found in the Legislative Journal on page 859 for the Forty-Third Day was adopted.

Bracketed.

LEGISLATIVE BILL 316. Mr. Proud's amendments found in the Legislative Journal on page 860 for the Forty-Third Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1006. Mr. Swanson asked unanimous consent to hold on Select File. No objections. So ordered.

LEGISLATIVE BILL 267. Mr. Stull's specific amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

UNANIMOUS CONSENT—Withdraw LB 894

Mr. Schmit asked unanimous consent to withdraw LB 894. Laid over.

MOTION—Amend Rules

Mr. Carpenter moved to amend Rule 5 as follows:

Add a new section to be known as section 13:

Unless otherwise disposed of, all bills on which no final action has been taken by the time of adjournment of the regular session in odd numbered years shall be held over and retain their place on file for consideration at the regular session convening in even numbered years.

Referred to the Rules Committee.

MOTION—Rules Committee

Mr. Duis moved that the Rules Committee meet to hear arguments for and against the rule concerning call-in votes. The motion prevailed with 35 ayes, 0 nays and 14 not voting.

APPROPRIATION BILL

The following bill was read for the first time by title:

LEGISLATIVE BILL 463A. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to appropriate fifty-four thousand eight hundred dollars from the state General Fund for the period of July 1, 1971 to June 30, 1972 to the State Department of Education, Agency 13, for Program 292, to aid in carrying out the provisions of Legislative Bill 463, Eighty-second Legislature, First Session, 1971.

ADD–CO-INTRODUCER

Mr. Chambers asked unanimous consent to have his name added to LB 898, LB 901 and LB 902. No objections. So ordered.

MOTION–Reconsider Action

Mr. Simpson moved to reconsider action on LB 360 on Final Reading. The motion prevailed with 29 ayes, 8 nays and 12 not voting.

MOTION–Raise LB 697

Mr. Waldron renewed his motion found in the Legislative Journal on page 783 for the Thirty-Ninth Day to place LB 697 on General File notwithstanding the action of the Committee.

Mr. Waldron requested a Call of the House. The Call showed 45 members present.

Mr. Klaver moved the Call be raised. The motion prevailed with 28 ayes, 10 nays and 11 not voting.

The Waldron motion lost with 21 ayes, 18 nays and 15 not voting.

VISITORS

Mr. Kokes introduced Mr. and Mrs. Janus, Mrs. Bert Kung and his wife.

RULES COMMITTEE MEETING

Mr. Warner announced the Rules Committee will meet Thursday, March 18, 1971 at 1:00 p.m.

UNANIMOUS CONSENT–Unbracket LB 148

Mr. Lewis asked unanimous consent to unbracket LB 148 on Enrollment and Review. No objections. So ordered.

STANDING COMMITTEE REPORTS

Constitutional Revision

LEGISLATIVE BILL 610. Placed on General File.

LEGISLATIVE BILL 611. Placed on General File.

(Signed) George Syas, Chairman

Judiciary

LEGISLATIVE BILL 441. Placed on General File as amended.
Standing Committee amendment to LB 441:

1. Amend page 3, line 5, by striking "personal representative" and inserting "county court".

LEGISLATIVE BILL 464. Placed on General File.

LEGISLATIVE BILL 577. Placed on General File.

LEGISLATIVE BILL 578. Placed on General File.

LEGISLATIVE BILL 579. Placed on General File.

LEGISLATIVE BILL 648. Placed on General File.

LEGISLATIVE BILL 743. Placed on General File as amended.
Standing Committee amendments to LB 743:

1. Amend the bill by adding a new section 2 to read as follows:

"Sec. 2. Section 1 of this act shall be so interpreted as to effectuate its general purpose, to provide, in the public interest, adequate compensation as therein provided for county attorneys, and to give effect to such salary as soon as same may become operative under the Constitution of the State of Nebraska.".

2. Renumber original section 2 as section 3.

LEGISLATIVE BILL 708. Indefinitely postponed.

LEGISLATIVE BILL 795. Indefinitely postponed.

(Signed) Roland Luedtke, Chairman

Public Health and Welfare

LEGISLATIVE BILL 640. Placed on General File as amended.
Standing Committee amendments to LB 640:

1. On page 2 strike section 2 and insert in lieu thereof the following:

"Sec. 2. A stepparent shall be civilly and criminally liable for the support of his stepchild or stepchildren to the same extent that a natural or adoptive parent is liable for the support of a natural or adoptive child or children. The obligation of a stepparent to support his stepchild or stepchildren may be enforced by the same means that the obligation of a natural or adoptive parent to support a natural or adoptive child or children may be enforced."

2. On page 2, insert the following as a new section 3 and renumber existing section 3 and section 5:

"Sec. 3. That section 28-446, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

28-446. Whoever, without good cause, abandons his wife and willfully neglects or refuses to maintain or provide for her, or whoever abandons his or her child or children under the age of sixteen years, whether such child or children be born in or out of wedlock, and willfully neglects or refuses to provide for such child or children, or willfully neglects or refuses to provide for his ~~dependent~~ stepchild or his ~~dependent~~ minor stepchildren, under the age of sixteen years, shall, upon conviction thereof, be deemed guilty of desertion and be punished by imprisonment in the Nebraska Penal and Correctional Complex for not more than one year, or by imprisonment in the county jail for not more than six months at hard labor."

3. Insert a new section 4 to read as follows:

"Sec. 4. That section 28-449, Revised Statutes Supplement, 1969, be amended to read as follows:

28-449. (1) Whoever willfully fails, refuses, or neglects to provide proper food, clothing, shelter, or in case of sickness to care for his wife, wife and minor child, or minor child, or ~~dependent~~ minor stepchild; or being able to work and contribute to such support, refuses to seek or neglects to work, or refuses such work when found or offered; or whoever willfully conducts himself so as to be discharged from work for the purpose of avoiding the provisions of sections 28-449 and 28-449.01, and avoiding the support of his family, shall, upon conviction thereof, (a) if the violation shall have continued for a period of less than thirty days be deemed guilty of a misdemeanor, and punished by imprisonment in the county jail not exceeding three months at hard labor, or (b) if the violation shall have continued for a period of thirty days or more be deemed guilty of a felony and be punished by imprisonment in the Nebraska Penal and Correctional Complex for a period of not less than one year nor more than three years.

(2) Prosecution may be brought under subsection (1) of this section although a child support judgment, either incident to a decree of divorce or separation or otherwise, has been entered against the person charged. No person shall be charged under subsection (1) of this section so long as he fully complies

with the provisions of a judgment or order of any court of this state making an award of child support. Prosecution shall be brought under subsection (1) of this section in any county in which the wife, wife and minor child, minor child, or ~~dependent~~ minor stepchild resides or reside."

4. Insert the following as section 5:

"Sec. 5. That original section 28-446, Reissue Revised Statutes of Nebraska, 1943, and section 28-449, Revised Statutes Supplement, 1969, are repealed.".

5. Renumber existing section 3 as section 6.

LEGISLATIVE BILL 679. Placed on General File.

(Signed) Thomas C. Kennedy, Chairman

Education

LEGISLATIVE BILL 802. Placed on General File as amended.
Standing Committee amendment to LB 802:

1. On page 11, line 2, strike "superintendent or" and show as stricken.

LEGISLATIVE BILL 290. Indefinitely postponed.

LEGISLATIVE BILL 870. Indefinitely postponed.

(Signed) Don Elrod, Chairman

Public Works

LEGISLATIVE BILL 295. Placed on General File as amended.
Standing Committee amendments to LB 295:

1. On page 2, lines 4 and 5, and line 7, strike "highway or other public place" and insert "public property"; on lines 7 and 8 strike "a highway or public place"; on line 12 strike "a highway or public place" and insert "public property"; on lines 14 and 15 strike "property of another" and insert "private property"; and on line 16 strike the period and insert ", or after permission of the owner shall be terminated."

2. On page 2 insert a new subsection (5) to read as follows:

"(5) For purposes of this section public property shall mean any public right-of-way, street, highway, alley, park or other state, county or municipally owned property; and private property shall mean any privately owned property which is not included within the definition of public property."

3. On page 4, insert a new Section 6 to read as follows:

"Sec. 6. Neither the owner, lessee, nor occupant of the premises from which any abandoned vehicle shall be removed, nor the state, any city, or any county, shall be liable for any loss or damage to such vehicle which occurs during its removal or while in the possession of the state, such county or city or its contractual agent, or as a result of any subsequent disposition."

4. Renumber original Sections 6 through 10 as Sections 7 through 11.

5. On page 5, line 5, after "shall" insert "be guilty of a misdemeanor and shall".

6. Add the emergency clause.

LEGISLATIVE BILL 307. Placed on General File as amended. Standing Committee amendments to LB 307:

1. On page 2, line 1, strike "governmental subdivision or".

2. Add a Section 2 to read as follows:

"Sec. 2. Before any railroad may sell any rights-of-way upon which are located improvements by a lessee, the railroad must first offer the right-of-way for sale to the lessee for the price for which it is willing to sell the right-of-way. If the lessee does not elect to purchase the right-of-way within ninety days from the time the railroad notifies the lessee that such right-of-way is for sale then the railroad is authorized to sell the right-of-way for the same price to another individual, corporation, or partnership. In the event the lessee does not purchase the right-of-way and elects not to move the improvments, then the new owner shall pay the old lessee the value of the improvements as appraised by three appraisers. The old lessee shall appoint one person as an appraiser, the new purchaser shall appoint a person as an appraiser, and the two appointed appraisers shall appoint a third appraiser. The value as fixed by these appraisers shall be the value of such improvements.".

LEGISLATIVE BILL 349. Placed on General File as amended. Standing Committee amendments to LB 349:

1. On page 2, line 8, after the period insert "Wholesale electric energy shall hereafter be defined as electric energy which is sold to another agency for resale to the ultimate user, hereafter referred to as the retail customer."

2. On page 2, line 15, after the period insert "When requested to approve such an agreement or amendment thereto, the Nebraska Power Review Board shall consider whether or not the proposed agreement or amendment can be reasonably expected to provide a reliable wholesale power supply at a reasonable cost for the area covered by the agreement. It may make such investigation as it determines is necessary

and hold a hearing if it determines one to be desirable. At the conclusion of its investigation, the Nebraska Power Review Board shall approve the agreement or amendment unless it determines that it cannot be reasonably expected to provide a reliable wholesale power supply at a reasonable cost for the area covered. Such agreements when approved by the Nebraska Power Review Board shall not be binding upon other suppliers that are not parties to the agreement and the Nebraska Power Review Board shall have no authority to impose conditions that will be binding or applicable to other suppliers that are not parties to such agreements."

LEGISLATIVE BILL 422. Placed on General File.

LEGISLATIVE BILL 474. Placed on General File as amended.
Standing Committee amendment to LB 474:

On page 2, line 13, after the comma insert "when such trucks are registered within such city or village or within such ten-mile limit,".

LEGISLATIVE BILL 725. Placed on General File as amended.
Standing Committee amendments to LB 725:

1. On page 6, lines 18 to 25, strike subsection (5) and insert:

"(5) Any person who is fourteen years of age or older and resides upon a farm in this state or is employed upon a farm in this state may obtain a special permit authorizing the operation of farm tractors and other motorized implements of farm husbandry upon the public highways and roads of this state, provided that the applicant for such a restricted permit furnishes to a license examiner satisfactory proof of age, possesses a hazardous occupation training certificate issued pursuant to regulations promulgated by the U. S. Department of Labor, and satisfactorily demonstrates to said examiner that he has knowledge of the operation of such equipment and of the rules of the road and laws respecting the operation of motor vehicles upon the highways and public roads of this state. The fee for such license shall be two dollars, and shall be subject to revocation for cause."

2. On page 7, line 1, after "school" insert ", farm tractor or motorized implement permit,".

3. Add the emergency clause.

LEGISLATIVE BILL 903. Placed on General File.

(Signed) Claire W. Holmquist, Chairman

ADJOURNMENT

At 12:02 p.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Tuesday, March 16, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

FORTY-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, March 16, 1971

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> O God, show us the way to go that we cannot find alone. Help us to see how our colleagues and constitutents look to Thee, and put out of our mind how they may seem to us at times. Keep us on the right track; let us never feel so sorry for ourselves that we lose our way. We want more than anything to keep our relationship with people direct, warm, and steady. We know that we cannot always do this; we know we have not always done it. But help us this day to know what is right, give us the spirit of love for those with whom we work and for whom we are responsible, and then give us the power to do the right as we see it by Thy spirit. Amen.

ROLL CALL

The roll was called and all members were present.

NOTICE OF COMMITTEE HEARING

Committee on Committees

March 16, 1971

The Committee on Committees will meet at 1:00 p.m. on Wednesday, March 24, in the Legislative Council Hearing Room for the purpose of hearing the following appointments submitted by former Governor Norbert T. Tiemann and Governor J. J. Exon:

Lowell Fisk–State Employees' Retirement Board
James F. Nissen–State Employees' Retirement Board
Richard Dykeman–Motor Vehicle Dealers License Board
Robert Kramer–Motor Vehicle Dealers License Board
Jack Molsbee–Public Welfare and Public Institutions Advisory Committee
Leo K. Wortman–Nebraska Power Review Board

(Signed) Richard F. Proud, Chairman

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 425. Placed on General File as amended.
Standing Committee amendments to LB 425:

1. Amend the bill by striking sections 1 and 2 and inserting the following:

"Section 1. The Department of Public Welfare may make payments as needed in behalf of a ward of the department with special needs after the legal completion of his adoption. Such payments to adoptive parents may include maintenance costs, medical and surgical expenses, and other costs incidental to the care of the child. Payments for maintenance and medical care shall terminate on or before the child's twentieth birthday.

Sec. 2. All actions of the Department of Public Welfare under the program authorized by section 1 of this act shall be subject to the following criteria:

(1) The child so adopted shall have been a child for whom adoption would not have been possible without the financial aid provided for by this act; and

(2) The Director of Public Welfare shall promulgate rules for the administration of the provisions of this act."

LEGISLATIVE BILL 427. Placed on General File as amended.
Standing Committee amendments to LB 427:

1. Amend the bill, page 2, by deleting lines 1 to 25, and inserting the following:

"Section 1. That section 28-1212, Revised Statutes Supplement, 1969, be amended to read as follows:

28-1212. Any person who, with intent to defraud, shall make or draw, utter or deliver any check, draft, assignment of funds, or order for the payment of money upon any bank, cooperative credit association, or other depository knowing, at the time of such making, drawing, uttering, or delivering, that the maker or drawer has no account or deposit in such bank, cooperative credit association, or depository, upon conviction thereof, shall be ~~imprisoned in the Nebraska Penal and Correctional Complex for not less than one year nor more than ten years, or imprisoned in the county jail not less than thirty days nor more than six months, or be fined not less than fifty dollars nor more than five hundred dollars.~~ punished as follows: (1) If such check, draft, order or assignment of funds so issued be for a sum not exceeding one hundred dollars, the person so convicted shall be fined in any sum not less than five dollars nor more than five hundred dollars, or shall be imprisoned in the county jail not more than one year, or be both so fined and imprisoned, at the discretion of the court, and shall pay the costs of prosecution; (2) if such check, draft, order or assignment of funds so issued be for a sum greater than one hundred dollars, or if any person shall have been previously convicted of issuing a check, draft, order or assignment of funds under one hundred dollars, the person so convicted shall be imprisoned in the Nebraska Penal and Correctional Complex not exceeding ten years, or imprisoned in the county jail not exceeding one year, or be fined not less than fifty dollars nor more than five thousand dollars, or be both fined and imprisoned, at the discretion of the court. ~~Any such instrument given in payment for lodging or other accommodations at any hotel or motel shall be presumed to have been given with intent to defraud, but such presumption may be rebutted.~~

"Section 2. That section 28-1213, Revised Statutes Supplement, 1969, be amended to read as follows:

28-1213. Any person who, with intent to defraud, shall make or draw, utter or deliver any check, draft, assignment of funds or order for the payment of money upon any bank, cooperative credit association, or other depository knowing, at the time of such making, drawing, uttering or delivering, that the maker or drawer has not sufficient funds in, or credit with, such bank, cooperative credit association, or other depository for the payment of such check, draft, order or assignment of funds in full upon its presentation, shall upon conviction be punished as follows: (1) If such check, draft, order or assignment of funds so issued be for a sum not exceeding ~~thirty five~~ one hundred dollars, the person so convicted shall be fined in any sum not less than five dollars nor more than ~~one~~ five hundred dollars or shall be imprisoned in the county jail not more than ~~ninety days~~ one year, or be both so fined and imprisoned, at the discretion of the court, and shall pay the cost of prosecution; (2) if such check, draft, order or assignment of funds so issued be for a sum greater than ~~thirty five~~ one hundred dollars, or if any person shall have been previously convicted if issuing a check, draft, order or assignment of funds under one hundred dollars, the person so convicted shall be ~~fined not less than one hundred dollars nor more than five thousand dollars, or be imprisoned in the Nebraska Penal and Correctional Complex not exceeding seven years,~~ imprisoned in the Nebraska Penal and Correctional Complex not exceeding ten years, or imprisoned in the county jail not exceeding one year, or be fined not less than fifty dollars nor more than five thousand dollars, or be both fined and imprisoned, at the discretion of the court. ~~Any such instrument given in payment for lodging or other accommodations at any hotel or motel shall be presumed to have been given with intent to defraud, but such presumption may be rebutted.~~

"Section 3. That section 28-1214, Revised Statutes Supplement, 1969, be amended to read as follows:

28-1214. In any prosecution under suction 28-1212 and 28-1213, as against the maker or drawer thereof, the making, drawing, uttering or delivering of a check, draft, order or assignment of funds, payment of which is refused by the drawee because of lack of funds or credit or because there is no account or deposit, shall be presumptive evidence of intent to defraud and of knowledge of insufficient funds or credit or of the fact there is no account or deposit with such bank, cooperative credit association or other depository; Provided, such maker or drawer shall not have paid the payee thereof the amount due thereon, together with all costs and protest fees, within five days after notice was sent by the county attorney or his deputy to such maker or drawer by United States mail that such check, draft, order or assignment of funds shall have been returned to the depositor. Upon request of the depositor and the payment of five dollars for each check, draft, order, or assignment of funds, unless waived by the county attorney, the county attorney or his deputy shall be required to mail the notice to such maker or drawer. This five dollar payment shall be payable to the county treasurer and shall be credited to the county general fund. If payment has not been made within ten days after the sending of notice pursuant to this section, the county attorney shall proceed with prosecution.

"Section 4. That original sections 28-1212, 28-1213, and 28-1214, Revised Statutes Supplement, 1969, are repealed."

LEGISLATIVE BILL 564. Placed on General File as amended.
Standing Committee amendments to LB 564:

1. Insert three new sections to read:

"Section 1. That section 21-1909, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

21-1909. The registered agent so appointed by the corporation shall be an agent of such corporation upon whom process, or other legal notice of the commencement of any legal proceeding, or in the prosecution thereof, may be served; and such service of process or any such other legal notice as aforesaid upon the Secretary of State, the deputy secretary of state or, if the Secretary of State or his deputy are absent from or are not found in the office of the Secretary of State in the State Capitol at the time of the attempted service, then by serving any person employed in the office of the Secretary of State, who, previously to such service, has been designated in writing by the Secretary of State as the person or one of the persons upon whom such service shall be made for service upon the Secretary of State, or upon any such agent or agents, shall constitute valid service upon such corporation in all the courts of this state, in counties where the cause of action, or some part thereof, arose, or in counties where the contract, or portion thereof, entered into by such corporation has been violated or is to be performed; Provided, that where the Secretary of State is so served with summons or process as agent for such corporation, the summons or process must show the city and, if of record, the street address of the corporation or the registered agent for the purpose of notification, or such information shall be furnished or given to the Secretary of State at the time of such service for such purpose. A fee of ~~three~~ four dollars shall be paid in advance to the Secretary of State for filing the summons.

The Secretary of State, upon receipt by him of any process or notice served pursuant to this section, shall forthwith forward the same by registered or certified mail to such address as may have been designated by such corporation in writing, either in said original certificate or in any subsequently written direction to the Secretary of State.

The Secretary of State shall keep a book in which shall be recorded all processes, notices, or legal proceedings filed or served upon the Secretary of State under this section, and the said record shall include the parties to each suit or legal proceeding in which process or notice has been served as aforesaid, together with the court in which such suit or legal proceeding is pending, the date of the receipt by him and the time of forwarding the same, and the address to which it has been forwarded.

Sec. 2. That section 21-2013, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

21-2013. (1) In addition to the method of service of process provided for under section 25-511, as now existing or as hereafter amended, service of legal process upon any corporation operating or organized under sections 21-2001 to 21-20,134 may be made by delivering a copy thereof personally to the president of the corporation, or by leaving the same at his dwelling house or usual place of abode. If the president cannot be found in the county and service cannot be made by leaving a copy of the process at his dwelling house or usual place of abode in the county, service thereof may be made by delivering a copy thereof to the secretary or one of the directors of the corporation, or upon the registered agent of the corporation in this state, or by leaving the same at the dwelling house or usual place of abode of such secretary, director or registered agent, or at the registered office of the corporation in this state. Service by a copy left at the dwelling house or usual place of abode or at the registered office in this state, to be effective must be delivered thereat at least six days before the return of the process, and in the presence of an adult person, and the officer serving the process shall distinctly state the manner of service in his return thereto; Provided, that process returnable forthwith must be served personally.

(2) In case the officer whose duty it is to serve legal process cannot by due diligence serve such process in any manner provided for in subsection (1) of this section, it shall be lawful to serve such process against the corporation upon the Secretary of State, personally in his office in the State Capitol or elsewhere or, if the Secretary of State is absent from or is not found in his office in the State Capitol at the time of the attempted service, by leaving a copy of the process or other paper served in the office of the Secretary of State with any person employed in the office of the Secretary of State who, previously to such service, has been designated in writing by the Secretary of State as the person or one of the persons with whom such copies may be left for such service upon the Secretary of State, and such service shall be as effectual to all intents and purposes as if made in any of the ways provided for in subsection (1) of this section. Within two days after such service upon the Secretary of State as aforesaid, it shall be the duty of the Secretary of State to notify the corporation thereof by letter directed to the corporation at its registered office, in which letter shall be enclosed a copy of the process or other papers served, and it shall be the duty of the plaintiff, in any action in which said process

shall be issued, to pay to the Secretary of State, for the use of the state, the sum of ~~three~~ four dollars, which sum shall be taxed as a part of the costs in the suit if the plaintiff shall prevail therein. The Secretary of State shall alphabetically enter in the process book the name of the plaintiff and defendant, the title of the cause in which process has been served upon him, the text of the process so served, the return day thereof, and the day and hour when the service was made.

Sec. 3. That section 21-20,114, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

21-20,114. The registered agent so appointed by a foreign corporation authorized to transact business in this state shall be an agent of such corporation upon whom any process, notice or demand required or permitted by law to be served upon the corporation may be served.

Whenever a foreign corporation shall do business in this state, and fails to appoint or maintain a registered agent in this state, or whenever any such registered agent cannot with reasonable diligence be found at the registered office, or whenever the certificate of authority of a foreign corporation shall be suspended or revoked, then the Secretary of State shall be an agent of such corporation upon which any such process, notice, or demand may be served. Service on the Secretary of State of any such process, notice, or demand shall be made by delivering to and leaving with him, or, if the Secretary of State is absent from or is not found in the office of the Secretary of State in the State Capitol at the time of the attempted service, then by serving any person employed in the office of the Secretary of State who, previously to such service, has been designated in writing by the Secretary of State as the person or one of the persons upon whom such service shall be made for service upon the Secretary of State. Such service shall constitute valid service upon such corporation in all courts of this state, in counties where the cause of action, or some part thereof, arose, or in counties where the contract, or portion thereof, entered into by such corporation has been violated or is to be performed; Provided, that where the Secretary of State is so served with summons or other process as agent for such corporation, the summons or process must be in duplicate and must show the city and, if of record, the street address of the corporation or the registered agent for the purpose of notification, or such information shall be furnished or given to the Secretary of State at the time of such service for such purpose. A fee of ~~three~~ four dollars shall be paid in advance to the Secretary of State for filing the summons.

In the event any such process, notice or demand is served on the Secretary of State, he shall, within ten days after the date of service, cause one of such copies thereof to be forwarded by registered or certified mail, addressed to the corporation at its principal office in the state or country under the laws of which it is incorporated.

The Secretary of State shall keep a record of all processes, notices and demands served upon him under this section, and shall record therein the time of such service and his action with reference thereto.

Nothing herein contained shall limit or affect the right to serve any process, notice or demand, required or permitted by law to be served upon a corporation in any other manner now or hereafter permitted by law.".

2. Renumber original section 1 as section 4; and on page 3, line 16 of the original bill, strike "two" and insert "~~two~~ four".

3. Strike original section 2 and insert a new section to read:

"Sec. 5. That original sections 21-1909, 21-2013, 21-20,114, and 25-530, Reissue Revised Statutes of Nebraska, 1943, are repealed.".

LEGISLATIVE BILL 645. Placed on General File.

LEGISLATIVE BILL 653. Placed on General File.

(Signed) Roland Luedtke, Chairman

Urban Affairs

LEGISLATIVE RESOLUTION 14. Indefinitely postponed.

LEGISLATIVE BILL 118. Indefinitely postponed.

LEGISLATIVE BILL 283. Indefinitely postponed.

LEGISLATIVE BILL 848. Indefinitely postponed.

(Signed) Harold D. Simpson, Chairman

Revenue

LEGISLATIVE BILL 67. Indefinitely postponed.

LEGISLATIVE BILL 205. Indefinitely postponed.

(Signed) Rudolf C. Kokes, Chairman

VISITORS

The President introduced Mr. Soffyan, Antara Agency Bureau Chief, Medan, Indonesia; and Mr. Daradjat A. Natanagara, Foreign News Editor, Djakarto, Indonesia.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 328.

A BILL FOR AN ACT to amend section 86-336, Reissue Revised Statutes of Nebraska, 1943, relating to telecommunications; to provide for the cost of moving lines; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett
Burbach
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0

Not voting, 3:

Goodrich
Morgan
Stromer

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 380.

A BILL FOR AN ACT to amend section 30-302, Reissue Revised Statutes of Nebraska, 1943, relating to decendent's estates; to provide for cases in which the named executor is a nonresident of this state; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 48;

Barnett
Burbach
Carpenter
Carsten
Carstens
Chambers
Clark
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 1:

Craft

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 316. Replaced on Select File as amended.
Enrollment and Review amendment to LB 316:

1. In lieu of the Proud amendments adopted 3/15/71, on page 2, line 14, strike "shall" and insert "may"; and insert an underscored period after "29-901" in line 16 and strike the remainder of section 1.

LEGISLATIVE BILL 334. Replaced on Select File as amended.
Enrollment and Review amendments to LB 334:

1. In lieu of the first Carpenter amendment adopted 3/12/71, in renumbered section 6, reinstate the stricken matter in lines 9 and 10 and immediately thereafter insert "which do not employ more than three full-time people, or the equivalent thereof if part-time employees are utilized,".

2. In lieu of the second Carpenter amendment adopted 3/12/71, in renumbered section 6, strike beginning with "vending" in line 17 through "industries" in line 17 and 18, and show the same as stricken and insert "enterprises named in subdivisions (1) and (2) of this section".

LEGISLATIVE BILL 292. Replaced on Select File as amended. Enrollment and Review amendments to LB 292:

1. In line 2 of renumbered section 2, insert "section 1," after "by".

2. On page 29, strike lines 18 to 24 and all amendments thereto and insert:

"Sec. 22. That original sections 14-554, 79-320, 79-426.17, 79-434, 79-441, 79-488, 79-488.05, 79-488.06, 79-4,103, 79-513, 79-515, and 79-1247.13, Reissue Revised Statutes of Nebraska, 1943, sections 79-213, 79-328, 79-446, 79-486, 79-501, 79-506.01, 79-548, and 79-1007.02, Revised Statutes Supplement, 1969, and section 77-202.22, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 299, Eighty-second Legislature, First Session, 1971, and also section 79-1702, Reissue Revised Statutes of Nebraska, 1943, are repealed.".

3. In line 15 of E & R amendment 4, adopted 3/12/71, insert a comma after "77-202.22".

LEGISLATIVE BILL 396. Replaced on Select File as amended. Enrollment and Review amendment to LB 396:

1. In lieu of the Barnett amendments, on page 7, line 20, insert "and attachments" after "mirrors"; and in line 21 insert "or retracted within the outside dimensions thereof" after "vehicle".

LEGISLATIVE BILL 390. Placed on Select File as amended. Enrollment and Review amendments to LB 390:

1. On page 2, line 2, strike "enactment" and insert "act".

2. On page 3, lines 8 and 22, insert ", and amendments thereto" after "1943"; insert "and" at the end of line 8; and in line 14, strike the first comma.

3. On page 4, insert "and amendments thereto," at the end of line 17; and strike the comma in line 25.

4. In new section 16, line 3, strike "they deem" and insert "it deems it"; and in line 10, strike "said" and insert "the"; and in line 6, strike "serving" and insert "servicing".

LEGISLATIVE BILL 528. Placed on Select File.

LEGISLATIVE BILL 381. Placed on Select File as amended. Enrollment and Review amendment to LB 381:

1. In the title, line 5, strike "register" and insert "registers".

LEGISLATIVE BILL 383. Placed on Select File as amended.
Enrollment and Review amendment to LB 383:

1. In the title, lines 5 and 6, strike "certifying reports of appraisers;" and insert "certain cases; to increase certain fees;".

LEGISLATIVE BILL 589. Placed on Select File.

LEGISLATIVE BILL 590. Placed on Select File as amended.
Enrollment and Review amendment to LB 590:

1. In the title, line 8, insert "to make filing of a map mandatory rather than permissive;" after the semicolon.

LEGISLATIVE BILL 591. Placed on Select File as amended.
Enrollment and Review amendment to LB 591:

1. In the title, line 4, insert "to reduce the minimum age for a license;" after the semicolon.

LEGISLATIVE BILL 637. Placed on Select File as amended.
Enrollment and Review amendments to LB 637:

1. On page 2, line 5, strike "81-1519" and insert "81-1319".
2. In the title, line 8, insert "to exempt personnel of the Nebraska Brand Committee;" after the first semicolon.

LEGISLATIVE BILL 384. Placed on Select File.

LEGISLATIVE BILL 399. Placed on Select File.

LEGISLATIVE BILL 321. Placed on Select File.

LEGISLATIVE BILL 322. Placed on Select File as amended.
Enrollment and Review amendments to LB 322:

1. In standing committee amendment 1, lines 2 and 3, strike "and show same as stricken matter".
2. On page 2, strike beginning with "in" in line 12 through the comma in line 13; in line 16 strike the comma and insert "or"; and strike both commas in line 25.

LEGISLATIVE BILL 323. Placed on Select File as amended.
Enrollment and Review amendments to LB 323:

1. On page 10, lines 17 and 18, strike "pertaining to definitions as set out".
2. On page 21, line 5, insert an underscored period after "brand"; and in line 9, strike the period and

show the same as stricken.

3. On page 22, line 5, strike "section 54-137" and insert "this section"; in line 6 strike ": Secretary" and insert ", secretary"; strike lines 8 and 9 and insert "Committee, who shall also be the chief"; strike beginning with "as" in line 11 through "section" in line 12, strike line 13 and insert "to direct"; strike beginning with the comma in line 15 through line 16 and insert "shall"; in line 17 strike "hereafter"; and in line 27 strike "to this employee".

4. On page 23, strike "of the Nebraska Brand Committee" in line 4, in lines 8 and 9, and in line 14; and in line 6, strike "their" and insert "its".

5. On page 28, strike the comma in line 12; in line 14 strike "providing" and insert "if"; in line 15 insert "that" after "designates"; and in line 26 strike "54-549" and insert "54-149".

6. In line 1 of new section 24, strike "Section" and insert "Sec.".

7. In the title, line 21, insert "and" after the semicolon; and in line 23, strike "54-549" and insert "54-149".

LEGISLATIVE BILL 597. Placed on Select File as amended. Enrollment and Review amendments to LB 597:

1. In standing committee amendment 1, line 2, strike "may" and insert "and".

2. In the title strike beginning with the second "to" in line 4 through the semicolon in line 6 and insert "to make it mandatory rather than permissive to furnish certain information respecting rate filings with the Department of Insurance; to make rate filings open for public inspection at the time of filing;".

LEGISLATIVE BILL 713. Placed on Select File.

LEGISLATIVE BILL 819. Placed on Select File as amended. Enrollment and Review amendments to LB 819:

1. On page 5, lines 2 and 6 strike "subsections" and insert "subdivisions".

2. In standing committee amendment 5, line 1, strike "In renumbered section 5" and insert "On page 4".

3. In the title, line 3, insert "Nebraska" after "the"; and strike line 9 and insert "for an annual report.".

LEGISLATIVE BILL 494. Placed on Select File as amended. Enrollment and Review amendments to LB 494:

1. For correlation purposes, on page 2, line 10, insert ", as amended by section 2, Legislative Bill 5, Eighty-second Legislature, First Session, 1971" after "1943"; on page 3,

strike lines 2 to 13; on page 3, lines 14 and 23 strike "(3)" and "(4)" respectively and insert "(2)" and "(3)"; and on page 4, line 9, strike "(5)" and insert "(4)".

2. On page 2, line 2, insert "and public power and irrigation districts" after "districts"; in line 6, insert "any" after "of"; and in line 6, insert "or public power and irrigation district" after "district".

3. For correlation purposes, on page 9, line 12, and in the title, line 5, strike "16-325,"; and on page 9, line 14 and in the title, line 7, insert ", and section 16-325, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 5, Eighty-second Legislature, First Session, 1971" after "1943".

4. In the title strike lines 2 to 4 and insert:
"FOR AN ACT relating to public power; to permit officers and employees of public power districts and public power and irrigation districts to serve officers or employees of cities of the first or second class, villages, and school", and in lines 7 and 8, strike "to permit such service;".

LEGISLATIVE BILL 298. Placed on Select File.

LEGISLATIVE BILL 74. Correctly engrossed.

LEGISLATIVE BILL 137. Correctly engrossed.

LEGISLATIVE BILL 208. Correctly engrossed.

LEGISLATIVE BILL 267. Correctly engrossed.

LEGISLATIVE BILL 279. Correctly engrossed.

LEGISLATIVE BILL 331. Correctly engrossed.

LEGISLATIVE BILL 359. Correctly engrossed.

LEGISLATIVE BILL 367. Correctly engrossed.

LEGISLATIVE BILL 371. Correctly engrossed.

LEGISLATIVE BILL 413. Correctly engrossed.

LEGISLATIVE BILL 436. Correctly engrossed.

LEGISLATIVE BILL 566. Correctly engrossed.

(Signed) Duke Snyder, Chairman

STANDING COMMITTEE REPORT

Urban Affairs

LEGISLATIVE BILL 270. Indefinitely postponed.

LEGISLATIVE BILL 602. Indefinitely postponed.

(Signed) Harold D. Simpson, Chairman

APPROPRIATION BILL

The following bill was read for the first time by title:

LEGISLATIVE BILL 566A. By Roland Luedtke, 28th District; Harold D. Simpson, 46th District.

A BILL FOR AN ACT to appropriate one hundred thousand one hundred fifty-nine dollars from the state General Fund for the period of July 1, 1971 to June 30, 1972 to the Department of Motor Vehicles, Agency 24, for Program 70, to aid in carrying out the provisions of Legislative Bill 566, Eighty-second Legislature, First Session, 1971.

SELECT FILE

LEGISLATIVE BILL 265. Enrollment and Review amendments found in the Legislative Journal on page 862 for the Forty-Fourth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1006. Laid over.

UNANIMOUS CONSENT–Withdraw LB 894

Mr. Schmit renewed his request found in the Legislative Journal on page 876 for the Forty-Fourth Day to withdraw LB 894. No objections. So ordered.

UNANIMOUS CONSENT–Executive Session

Mr. Waldron asked unanimous consent to hold an executive session of the Miscellaneous Subjects Committee today at 1:00 p.m. in the Legislative Council Hearing Room. No objections. So ordered.

VISITORS

Mrs. Orme introduced 29 students and their teacher Mrs. Marcy McKibbin from Prescott School, Lincoln, Nebraska.

UNANIMOUS CONSENT—Withdraw LB 878

Mr. Proud asked unanimous consent to withdraw LB 878. Laid over.

MEMBER EXCUSED

Mr. Kremer asked unanimous consent to be excused at 10:45 a.m. for the remainder of the day. No objections. So ordered.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 89. Correctly enrolled.

LEGISLATIVE BILL 166. Correctly enrolled.

LEGISLATIVE BILL 192. Correctly enrolled.

LEGISLATIVE BILL 234. Correctly enrolled.

LEGISLATIVE BILL 268. Correctly enrolled.

LEGISLATIVE BILL 276. Correctly enrolled.

LEGISLATIVE BILL 308. Correctly enrolled.

LEGISLATIVE BILL 309. Correctly enrolled.

LEGISLATIVE BILL 310. Correctly enrolled.

LEGISLATIVE BILL 346. Correctly enrolled.

LEGISLATIVE BILL 362. Correctly enrolled.

LEGISLATIVE BILL 385. Correctly enrolled.

LEGISLATIVE BILL 430. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 89, LB 166, LB 192, LB 234, LB 268, LB 276, LB 308, LB 309, LB 310, LB 346, LB 362, LB 385 and LB 430.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on March 16, 1971 at 9:25 a.m.: LB 77, LB 161, LB 314 and LB 379.

(Signed) Barbara Jackson, Enrolling Clerk

MOTION–Return LB 440 to Select File

Mr. Swanson moved to return LB 440 to Select File for consideration of the following specific amendment:

1. Strike the amending language adopted March 10, 1971.

The motion to return prevailed with 33 ayes, 0 nays and 16 not voting.

SELECT FILE

LEGISLATIVE BILL 440. The Swanson specific amendment found in today's Journal to amend the amendment found in the Legislative Journal on page 805 for the Forty-First Day was adopted with a vote of 38 ayes, 0 nays and 11 not voting.

Mr. Swanson asked unanimous consent to expedite LB 440. No objections. So ordered.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1006. The Swanson specific amendment found in the Legislative Journal on page 875 for the Forty-Fourth Day was adopted with a vote of 37 ayes, 0 nays and 12 not voting.

Advanced to Enrollment and Review for engrossment.

MOTION–Return LB 1006 to Select File

Mr. Swanson moved to return LB 1006 to Select File for consideration of the following specific amendment:

1. On page 2, line 7 after words "No. 20" insert:

"provided, however, the grant for any one project in
any one fiscal year shall not exceed 20% of the total
available state funds except that funds which are not
obligated through applications to the Nebraska Water
Pollution Control Council by March 1 of that fiscal
year may be reallocated on a pro rate basis to those
projects not otherwise eligible under the preceeding
language."

The motion to return prevailed with 32 ayes, 0 nays and 17 not voting.

SELECT FILE

LEGISLATIVE BILL 1006. The Swanson specific amendment found in today's Journal was adopted with a vote of 34 ayes, 0 nays and 15 not voting.

Advanced to Enrollment and Review for engrossment.

Mr. Swanson asked unanimous consent to expedite LB 1006. No objections. So ordered.

VISITORS

Mr. Johnson introduced 25 students and their teacher, Charles Gordon, from Fremont Senior High School, Fremont, Nebraska.

Mr. Epke introduced his daughter, Gretchen, from Ft. Collins, Colorado.

Mr. Duis introduced students from Mercy High School, Omaha, Nebraska.

MESSAGE FROM THE GOVERNOR

March 16, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bill No. 190. This bill was signed by me on March 15, 1971 and delivered to the Secretary of State.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw

SPEAKER HASEBROOCK PRESIDING

GENERAL FILE

LEGISLATIVE BILL 639A. Title read. Explained. Laid over.

LEGISLATIVE BILL 337A. Title read. Explained.

Advanced to Enrollment & Review with 33 ayes, 5 nays and 11 not voting.

LEGISLATIVE BILL 463. Title read. Explained.

Advanced to Enrollment & Review with 35 ayes, 1 nay and 13 not voting.

LEGISLATIVE BILL 463A. Title read. Explained.

Advanced to Enrollment & Review with 29 ayes, 4 nays and 16 not voting.

VISITORS

Mr. Proud introduced 45 8th grade students and teachers, Sister Bernice, Sister Dolorita, Mr. John Kreader and Mrs. Doug Durrie, from St. Robert Bellarmine, Omaha, Nebraska.

Mr. Barnett introduced a group of students of North East High School of Lincoln, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 152.

Mr. Carpenter asked unanimous consent to bracket LB 152 for one week. No objections. So ordered.

VISITORS

Mr. Stromer introduced a class from Kearney State College with their teacher Dale H. Mills of Kearney, Nebraska.

Mr. Goodrich introduced 21 students of Mercy High School with their teacher Mr. E. Kozak of Omaha, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 126. Title read. Explained.

Mr. Whitney offered the following amendment which was adopted by a vote of 28 ayes, 1 nay and 20 not voting.

That the word "primary" be deleted and word "general" be inserted in line 1 page 2 of the Second Final Reading Bill. In the 1st page of the Final reading bill delete the words "primary election in May" and insert "general election in November".

Mr. Keyes moved to indefinitely postpone LB 126. The motion lost with 12 ayes, 25 nays and 12 not voting.

Advanced to Enrollment & Review with 35 ayes, 0 nays and 4 not voting.

VISITORS

Mr. Keyes introduced 40 Senior Class students and their teacher, William Buza, Platteview School, Springfield, Nebraska.

PRESIDENT MARSH PRESIDING

MOTION—Suspend the Rules

Mr. Marvel moved to Suspend the Rules and place LB 994 on General File without a public hearing. The motion prevailed with 34 ayes, 0 nays and 15 not voting.

GENERAL FILE

LEGISLATIVE BILL 994. Title read. Explained.

Mr. Marvel offered the following amendment which was adopted by a vote of 34 ayes, 0 nays and 15 not voting.

To add a new Section 2 to read as follows: "In order to aid in carrying out the required programs of the Department of Public Welfare for the biennium ending June 30, 1971, there is hereby appropriated to the Department of Public Welfare from the state general fund, the sum of five million four hundred seventy-nine thousand three hundred eighty-three dollars to supplement the amount heretofore appropriated for that purpose."

To amend original Section 2, Page 2, Line 7, to be renumbered as Section 3.

To amend original Section 3, Page 2, Line 14, to be renumbered as Section 4.

Mr. Marvel moved to advance LB 994 to Enrollment and Review.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 32:

Carsten Chambers Clark Craft Duis
Elrod Goodrich Hasebroock Johnson Kennedy
Keyes Luedtke Maresh Marvel Morgan
Moylan Nore Orme Proud Savage
Schmit Simpson Snyder Stahmer Stull
Swanson Waldo Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 4:

Carpenter Klaver Lewis Skarda

Not voting, 13:

Barnett Burbach Carstens DeCamp Epke
Holmquist Kime Kokes Kremer Mahoney
Stromer Syas Waldron

Advanced to Enrollment & Review with 32 ayes, 4 nays and 13 not voting.

Mr. Marvel asked unanimous consent to expedite LB 994. No objections. So ordered.

LEGISLATIVE BILL 376. Title read. Explained.

Mr. Morgan offered the following amendments:

1. Insert 4 new sections to read as follows:

"Sec. 3. In lieu of the number plates provided for by section 60-311, Revised Statutes Supplement, 1969, the Department of Motor Vehicles shall issue personalized prestige license plates for passenger vehicles to all applicants who meet the requirements of this act.

Sec. 4. Plates issued pursuant to this act shall be the same size and of the same basic design as the regular number plates. The following conditions shall apply to all personalized prestige plates:

(1) County prefixes shall not be used.

(2) The characters used shall consist only of letters and numerals of the same size and design used on regular plates.

(3) A maximum of six characters may be used, and no more than one numeral may be used.

(4) The license number used shall not conflict with or duplicate any license number used or to be used on the regular license plates, or any license number already approved pursuant to this act.

(5) The license number shall not express, connote, or imply any obscene or objectionable words or abbreviations.

(6) The Department of Motor Vehicles shall have sole authority to determine if the conditions of this section have been met.

Sec. 5. Application for personalized prestige license plates shall be made to the Department of Motor Vehicles on or before November 1 prior to the year for which it is to be issued. The department shall make available through each county treasurer forms to be used for such applications. Each initial application shall be accompanied by a fee of fifty dollars. Each application for renewal of a license number previously approved and issued shall be accompanied by a fee of twenty-five dollars. All such fees shall be transmitted to the State Treasurer for deposit in the General Fund.

Sec. 6. When the Department of Motor Vehicles approves an application for personalized prestige license plates, it shall notify the applicant and deliver the plates to the treasurer of the county in which the vehicle is to be registered. The treasurer shall deliver such plates to the applicant, in lieu of regular number plates, when the applicant complies with the other provisions of law for registration of the vehicle.".

2. Renumber original section 3 as section 7.

Mr. Goodrich moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 36 ayes, 1 nay and 12 not voting.

The Morgan amendments were adopted by a vote of 32 ayes, 11 nays and 6 not voting.

Laid over.

NOTICE OF COMMITTEE HEARINGS

Revenue

LB 1008	Wednesday, March 24, 1971	2:00 p.m.

(Signed) Rudolf C. Kokes, Chairman

Government and Military Affairs

LB 87	Thursday, April 1, 1971	2:00 p.m.

(Signed) Terry Carpenter, Chairman

Appropriations

LB 426	Tuesday, March 23, 1971	2:00 p.m.
LB 473	Tuesday, March 23, 1971	2:00 p.m.
LB 742	Tuesday, March 23, 1971	2:00 p.m.
LB 980	Tuesday, March 23, 1971	2:00 p.m.
LB 94	Wednesday, March 24, 1971	2:00 p.m.
LB 223	Wednesday, March 24, 1971	2:00 p.m.
LB 224	Wednesday, March 24, 1971	2:00 p.m.
LB 225	Wednesday, March 24, 1971	2:00 p.m.
LB 226	Wednesday, March 24, 1971	2:00 p.m.
LB 641	Wednesday, March 24, 1971	2:00 p.m.
LB 655	Wednesday, March 24, 1971	2:00 p.m.
LB 818	Wednesday, March 24, 1971	2:00 p.m.

LB 548	Thursday, March 25, 1971	2:00 p.m.
LB 642	Thursday, March 25, 1971	2:00 p.m.
LB 712	Thursday, March 25, 1971	2:00 p.m.
LB 760	Thursday, March 25, 1971	2:00 p.m.
LB 1000	Thursday, March 25, 1971	2:00 p.m.

(Signed) Richard Marvel, Chairman

STANDING COMMITTEE REPORTS

Agriculture and Recreation

LEGISLATIVE BILL 415. Placed on General File as amended. Standing Committee amendments to LB 415:

1. Amend the bill by striking original section 1 and inserting the following:

"Section 1. That section 2-1503, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

2-1503. As used in sections 2-1502 to 2-1567, unless the context otherwise requires:

(1) This act shall mean section 2-1502 to 2-1567;

(2) District, soil conservation district, or soil and water conservation district shall mean a governmental subdivision of this state, and a public body corporate and politic, organized in accordance with the provisions of this act;

(3) Supervisor shall mean one of the members of the governing body of a district, elected or appointed in accordance with the provisions of this act;

(4) Commission or Nebraska Soil and Water Conservation Commission shall mean the agency created in section 2-1504;

(5) Petition shall mean a petition filed under the provisions of section 2-1508 for the creation of a district;

(6) Nominating petition shall mean a petition filed under the provisions of section 2-1518 to nominate candidates for the office of supervisor of a soil conservation district;

(7) State shall mean the State of Nebraska;

(8) Agency of this state shall mean the government of this state and any subdivision, agency, or instrumentality, corporate or otherwise, of the government of this state;

(9) United States or agencies of the United States shall mean the United States of America, the Soil Conservation Service of the United States Department of Agriculture, and any other agency or instrumentality, corporate or otherwise, of the United States

of America;

(10) Government or governmental shall mean the government of this state, the government of the United States, and any subdivision, agency or instrumentality corporate or otherwise, of either of them;

(11) Landowner shall mean any person with a legal residence within the district, who shall hold title to any lands lying within a district organized under the provisions of this act;

(12) Land occupier or occupier of land shall mean any person who shall hold title to, or shall be in possession of, any lands lying within a district organized under the provisions of this act, whether as lessee, renter, tenant, or otherwise;

(13) Due notice shall mean legal notice;

(14) Lands, easements, and rights-of-way shall mean lands and rights or interests in lands whereon channel improvements and channel rectifications, water retarding or gully stabilization structures are located, including those areas for flooding and flowage purposes, spoil areas, borrow pits, access roads, and for similar purposes;

(15) Local organization shall mean any soil and water conservation district, watershed conservancy district, watershed district, drainage district, irrigation district, or other public district, county, city or state agency;

(16) Subwatershed shall mean a portion of a watershed project as divided by the commission on a complete hydrologic unit;

(17) Tenant shall mean any occupier or operator or a combination of occupier and operator of agricultural lands lying within a district which is owned by others and who, through the employment of his time, equipment and livestock, derives a majority of his income from a farming or ranching operation;

(18) Elector shall mean any person as defined in section 32-102; ~~and~~

(19) Watershed or watershed conservancy district shall mean a governmental subdivision of this state, and a public body corporate and politic, organized in accordance with the provisions of this act for the purposes specified in section 2-1550;

(20) Rechanneling shall mean the channeling of water from one watercourse to another watercourse by means of open ditches; and

(21) Watercourse shall mean any depression two feet or more below the surrounding land serving to give direction to a current of water at least nine months of the year, having a bed and well defined banks; Provided,

that it shall, upon order of the commission, also include any particular depression which would not otherwise be within the definition of watercourse.".

2. Amend the bill by striking original section 2 and renumbering original section 3 as section 2.

3. Amend page 8, line 14 by striking "and", line 17 by striking "such" and inserting "rechanneling", line 20 by inserting "; and (12) to contract with persons, firms, or corporations for assistance in planning, preparation of studies and right-of-way acquisition" after "76-724", and by striking the new matter on page 9, lines 1 to 10.

4. Amend the bill by striking original sections 4 and 5 and inserting the following:

"Sec. 3. When the commission finds from data developed by the United States Army Corps of Engineers or other agency that public health, safety and welfare requires rechanneling of a watercourse to prevent loss of life and property due to flooding, the commission shall do the planning and conduct engineering studies necessary to determine the most suitable route for such rechanneling in cooperation with the United States Army Corps of Engineers and such other agencies as it shall require; Provided, that such planning and engineering studies shall not be undertaken unless the United States Army Corps of Engineers or other agency determines such plan to be economically feasible.

Sec. 4. The Rechanneling Flood Control Fund is hereby created and shall be credited with such sums as the Legislature from time to time appropriate. Such fund shall be expended for the purposes set out in subdivisions (11) and (12) of section 2-1507 and section 3 of this act and for any other purposes relating to rechanneling flood control.

Sec. 5. That original sections 2-1503 and 2-1507, Reissue Revised Statutes of Nebraska, 1943, are repealed.

Sec. 6. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

LEGISLATIVE BILL 517. Placed on General File as amended. Standing Committee amendments to LB 517:

1. Amend page 2 line 8 by inserting after the period the following:

"Members of the Game and Parks Commission shall be subject to reconfirmation by a majority vote of all members of the Legislature during the second and fourth years of their terms as commissioners. If such reconfirmation fails to receive a majority vote of all members of the Legislature, the office of the commissioner failing to receive such vote shall be vacated".

, and line 24 strike the new material.

2. Amend page 6 lines 18 to 23 by reinstating the stricken matter.

LEGISLATIVE BILL 692. Placed on General File as amended. Standing Committee amendments to LB 692:

1. On page 2 line 11 after "tractor" insert "engine".
2. On page 4 line 7 strike "determinations" and insert "determination"; line 8 after "load" strike the comma and show as stricken and after "outlets" insert a new comma; line 9 after "fuel" insert a new comma; and line 10 strike "test" and show as stricken and add "tests".
3. On page 5 line 25 strike "tractors the engines of" and show as stricken and insert "tractor engines".
4. On page 6 line 22 strike "tractors" and show as stricken and insert "tractor engines".
5. On page 8 line 27 after "tractor" insert "engines".

LEGISLATIVE BILL 733. Placed on General File as amended. Standing Committee amendments to LB 733:

1. Amend page 2 by striking line 8 and inserting "an applicant unless he is a resident of the State of Nebraska, has paid the fees required".
2. Amend page 4 by striking line 9 and inserting "determine the care of raptors, and conditions under which they are kept, and ".
3. Amend page 6 lines 26 and 27 and page 7 line 1 by striking the new matter and inserting "any bird of the Falconiformes or Strigiformes, except the golden and".

LEGISLATIVE BILL 823. Placed on General File as amended. Standing Committee amendments to LB 823:

1. Strike sections 1 and 2 and insert three new sections to read:

"Section 1. That section 46-241, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

46-241. (1) Every person, intending to construct and maintain a storage reservoir for irrigation or any other useful purpose, shall make an application to the Department of Water Resources upon a form prescribed and furnished to the applicant without cost. Such application shall be filed and proceedings had thereunder in the same manner and under the same rules and regulations as other applications. Upon the approval of such application the applicant shall have the right to impound all waters not otherwise appropriated and any appropriated water not needed for immediate use, to construct and maintain necessary ditches for the purpose of conducting water to such storage reservoir, and to condemn land for such reservoir and ditches. The procedure to condemn property shall be exercised in the manner set forth in sections 76-704 to 76-724.

(2) The owner of such storage reservoir shall be liable for all damages arising from leakage or overflow of the water therefrom or from the breaking of the embankment of such reservoir. The owners or possessors of reservoirs shall not have the right to impound any water whatever in such reservoirs during the time that such water is required in ditches for direct irrigation or for the reservoirs holding senior rights. The owners or possessors of reservoirs, except political subdivisions of this state, shall be required to pass through the outlets of such reservoirs, whether presently existing or hereafter constructed, a portion of the measured inflows to furnish water for livestock in such amounts and at such times as directed by the Department of Water Resources to meet the requirements for such purposes as determined by the department, except that a reservoir owner shall not be required to release water for this purpose which has been legally stored. The reservoir dam shall be constructed in accordance with the provisions of section 46-257, and the outlet works shall be installed in such a manner that water may be released at all stages of storage in the reservoir. Whenever any person shall divert water from a public stream and return it into the same stream, he may take out the same amount of water, less a reasonable deduction for losses in transit, to be determined by the department, providing no prior appropriator for beneficial use shall be prejudiced by such diversion.

Sec. 2. That section 46-257, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

46-257. (1) Any person intending to construct any dam for reservoir purposes or across the channel of any natural stream, except as provided by subsection (2) of this section, shall, before beginning such construction, submit detailed engineering plans of the same to the Department of Water Resources for examination and approval, and no dam shall be constructed until the same shall have been so approved.

(2) Any person intending to construct a dam for reservoir purposes across an ordinarily dry watercourse for flood control, erosion control, and water for livestock, or for any of such purposes, having a height

of not to exceed thirty feet, having a total storage capacity of not to exceed fifty acre-feet below the crest of the emergency spillway, including detention storage, and having not to exceed twenty-five acre-feet of permanent storage capacity below the lowest open reservoir outlet shall, before beginning construction, file in the office of the Department of Water Resources on a duplicate form provided by the department, a description of such proposed dam which shall show its location, dimensions, storage capacity, and such other information as the department may reasonably require. The director of Water Resources shall collect a fee of two dollars for filing each description. The director shall examine such description immediately upon its receipt and, if he finds that said proposed dam will not adversely affect the rights of existing water appropriators or constitute a hazard, he shall endorse the same as approved and forward the duplicate copy, so endorsed, to the owner who shall then be authorized to begin construction. If the director finds that the proposed dam will adversely affect the rights of existing appropriators or constitute a hazard, he shall so endorse the description and return the duplicate copy to the owner. Such owner may submit a revised description for a proposed dam in the same location. Any person intending to construct a dam on an ordinarily dry watercourse for storing water for livestock purposes or for erosion control with an impounding capacity of not to exceed fifteen acre-feet shall be exempt from the provisions of this section; Provided, that where the impounded water is to be used for irrigation, detailed plans of such dam, prepared by an engineer, must be submitted to the department for examination and approval before start of construction.

(3) Any person constructing a dam for reservoir purposes or across the channel of any natural stream without having complied with the provisions of subsection (1) and (2) of this section, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined in any sum not exceeding one hundred dollars, and every day such dam is maintained shall be considered a separate offense.

(4) When it appears to the Department of Water Resources that any person has constructed a dam or is using water in violation of subsection (1) or (2) of this section, the department shall bring such action as is necessary, including proceedings in the district court, to obtain compliance with this section.

Sec. 3. That original sections 46-241 and 46-257, Reissue Revised Statutes of Nebraska, 1943, are repealed.".

VISITORS

Mr. Mahoney introduced William H. Harbor, Speaker—House of Representatives, Iowa.

ADJOURNMENT

At 11:58 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Wednesday, March 17, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

FORTY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, March 17, 1971

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> O God, who hast set before us so many and such great choices, Thou knowest that we are divided often in our own hearts and we do not know which way to go. There seems to be some good in so many of the bills before us, yet how can we be expected to understand all the implications of each measure? Help us therefore to remember that there are some things that are wrong and some things that are right and that the responsibility for what we do ultimately rests upon ourselves—our wills, our mind, and our hearts. So give us that awareness of right and wrong which shall enable us to do a good work for the people. In Thy name. Amen.

ROLL CALL

The roll was called and all members were present except Mr. DeCamp who was excused until 10:00 a.m. and Mr. Swanson who was excused until 10:30 a.m.

APPRECIATION

Speaker Hasebroock expressed thanks to Mr. Mahoney, on behalf of the members and employees for the St. Patrick's Day corsages.

VISITORS

Speaker Hasebroock introduced Messrs. Tom Dougherty and James Middlesward of the Iowa Legislature.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on March 16, 1971 at 3:00 p.m.: LB 234.

(Signed) Barbara Jackson, Enrolling Clerk

STANDING COMMITTEE REPORT

Constitutional Revision

LEGISLATIVE BILL 627. Indefinitely postponed.

(Signed) George Syas, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 412.

A BILL FOR AN ACT relating to criminal procedure; to provide for an official pretrial release agency; to provide for the appointment, powers, and duties of such an agency; and to provide powers for the court.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett
Burbach
Carsten
Carstens
Chambers
Clark
Craft
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Carpenter DeCamp Klaver Nore Stull
Swanson Syas

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 421.

A BILL FOR AN ACT to amend sections 79-326, 79-327, and 79-1421, Reissue Revised Statutes of Nebraska, 1943, relating to the State Board of Education; to provide that board members shall be liable to impeachment in the same manner as other state officers; to eliminate obsolete matter; to increase the number of members for a quorum; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft Elrod Epke
Goodrich Hasebroock Holmquist Johnson Kennedy
Keyes Kime Klaver Kokes Kremer
Lewis Luedtke Mahoney Maresh Marvel
Morgan Moylan Nore Orme Proud
Savage Schmit Simpson Skarda Snyder
Stahmer Stromer Stull Syas Waldo
Wallwey Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 4:

DeCamp Duis Swanson Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 527.

A BILL FOR AN ACT to amend section 77-27,119, Revised Statutes Supplement, 1969, relating to taxation; to require the form of the return to provide for designating the school district of the taxpayer and the county in which the district is located; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Craft	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Kime	Klaver	Kokes	Kremer
Lewis	Luedtke	Mahoney	Maresh	Marvel
Morgan	Moylan	Nore	Orme	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Syas	Waldo
Waldron	Wallwey	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 3:

Chambers	DeCamp	Swanson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 606.

A BILL FOR AN ACT to amend section 60-331.03, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to change the registration fee for trucks or combinations of trucks, truck-tractors, or trailers or semitrailers as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Kime	Klaver	Kokes	Kremer
Lewis	Luedtke	Mahoney	Maresh	Morgan
Moylan	Nore	Orme	Proud	Savage
Schmit	Simpson	Skarda	Snyder	Stahmer
Stromer	Stull	Syas	Waldo	Waldron
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 5:

DeCamp	Duis	Marvel	Swanson	Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—Reapportionment

Mr. Waldron moved for a vote on the number of Legislative districts desired. The voting was aye for 49 districts and nay if for 50 districts.

The motion prevailed for 49 districts with 37 ayes, 6 nays and 6 not voting.

VISITORS

Mr. Keyes introduced Mrs. Anne Carter and 8 Senior Citizens of Sarpy and Douglas Counties.

RESOLUTIONS

LEGISLATIVE RESOLUTION 27.

Introduced by Maurice A. Kremer, 34th District; Rudolf C. Kokes, 41st District; Wayne W. Ziebarth, 37th District.

WHEREAS, Legislative Resolution 5 of the 1967 Nebraska Legislature directed the Nebraska Soil and Water Conservation Commission to analyze the soil and water resources of the State and to prepare a comprehensive water and related land plan for the State of Nebraska, such framework plan to be completed no later than June 30, 1971 and that the final report be submitted to the Legislature promptly upon its completion; and

WHEREAS, the Nebraska Soil and Water Conservation Commission has completed the final draft of such framework plan and anticipates having the final report ready for submission to the Legislature during April, 1971,

NOW, THEREFORE BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTY-SECOND SESSION ASSEMBLED:

1. That the Nebraska Soil and Water Conservation Commission submit the Report on the Framework Study to the Reference Committee who in turn shall assign it to the proper standing committee.

2. This standing committee shall study and examine this report and submit it to the Nebraska Legislature with recommendations for appropriate action to be taken before the close of this Legislative session.

Laid over.

UNANIMOUS CONSENT–Withdraw LB 878

Mr. Proud renewed his request found in the Legislative Journal on page 898 for the Forty-Fifth Day to withdraw LB 878. No objections. So ordered.

UNANIMOUS CONSENT–Committee Meeting

Mr. Klaver asked unanimous consent to use the West Chamber Monday, March 22, 1971, for the Banking, Commerce and Insurance hearing. No objections. So ordered.

MOTION–Return LB 360 to Select File

Mr. Warner moved to return LB 360 to Select File for consideration of the following specific amendments:

1. Amend the bill by adding a new section 2 to read as follows:

"Sec. 2. The provisions of this act shall become operative on December 31, 1972.".

2. Renumber original sections 2 and 3 as sections 3 and 4 respectively.

The motion to return prevailed with 30 ayes, 1 nay and 18 not voting.

MESSAGE FROM THE GOVERNOR

March 17, 1971

Mr. President, Mr. Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

It is with regret that I find it necessary to return to you without my signature, LB 77.

While I share the general intent of this bill with the vast majority of the Legislature and the people which would in effect curtail welfare payments to reasonable maximums while continuing to help the most needy, we are powerless to take this action now. If we allow LB 77 to become law, Nebraska would be cited almost immediately as out of compliance by Washington officials.

By the first of April our welfare program very likely would be in shambles thereby affecting most unjustly the majority of our fellow citizens legitimately drawing welfare compensation. Here again is a typical example of where a state of these supposedly sovereign states is thwarted on the administration of welfare by the Federal government.

Myself, and almost all other Governors, are pressing for legislation in Washington to modify present Federal standards....or we are demanding that the Federal Government assume the financing burden that their policies presently force on the states. For your information we cite the following telegram, received yesterday, which is self-explanatory:

> Confirming telephone conversation, LB 639 if passed and when implemented by the Nebraska Department of Public Welfare will raise maximums for AFDC grants sufficently to comply with section 402(A)(23) of the Social Security Act. However, LB 77 would violate two provisions of the Social Security Act and raise questions whether existing section 402(A)(23) issue can be resolved prior to cutoff of Federal funds on April 1, 1971. LB 77 prevents application of thirty-three and one-third disregard of earned income in the manner specified by section 402(A)(8). Congress is considering amendments to this provision, but ultimate proposal not yet known. In addition, LB 77 appears to impose new maximum on AFDC payment and thus appears contrary to 402(A)(23) of the Act. I urge therefore your taking all appropriate action to assume passage of LB 639 and your veto of LB 77 to allow resolution of compliance issue and to avert raising additional issue.
>
> Signed: John D. Twiname, Administrator, Rehabilitation Service Admin., DHEW, Washington, D.C."

I respectfully request you sustain my wishes in this matter, while expediting passage of LB 639.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw

MOTION—Override Governor's Veto

Mr. Carpenter moved to override the Governor's veto on LB 77.

Whereupon the President stated: "The question shall be, 'Shall the bill pass, notwithstanding the objections of the Governor?' "

Voting in the affirmative, 19:

Carpenter
Goodrich
Carsten
Holmquist
Carstens
Kime
Clark
Klaver
Craft
Kremer

Lewis Marvel Nore Schmit Wallwey
Warner Whitney Wiltse Ziebarth

Voting in the negative, 26:

Barnett Burbach Chambers Duis Elrod
Epke Johnson Kennedy Keyes Kokes
Luedtke Mahoney Maresh Morgan Orme
Proud Savage Simpson Skarda Snyder
Stahmer Stromer Stull Syas Waldo
Waldron

Not voting, 4:

DeCamp Hasebroock Moylan Swanson

Having failed to receive a constitutional three-fifths majority voting in the affirmative, the bill failed to pass notwithstanding the objections of the Governor.

VISITORS

Mr. Luedtke introduced 15 students and their teacher, Mrs. Knall, of St. Mary's School, Lincoln, Nebraska.

MEMBER'S BIRTHDAY

Mr. Holmquist announced Mr. Wiltse's birthday was Monday, March 15. The members sang a belated Happy Birthday to him.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 382. Placed on Select File as amended.
Enrollment and Review amendment to LB 382:
1. In the title, strike lines 2 to 4 and insert:
"FOR AN ACT to amend section 38-123.01, Revised Statutes Supplement, 1969, relating to guardian and ward; to reduce the minimum amount of an estate to permit release of the guardian; and to repeal the original section and also section 38-123, Revised Statutes Supplement, 1969.".

LEGISLATIVE BILL 466. Placed on Select File as amended.
Enrollment and Review amendments to LB 466:
1. On page 3, line 7, strike ", 53-152, and" and insert "to".

2. Add a new section to read:
"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".
3. In the title, line 12, strike "and"; and in line 12, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 677. Placed on Select File as amended.
Enrollment and Review amendments to LB 677:
1. On page 2, line 16, strike "shall" and insert "~~shall~~ may"; and insert "and" at the end of line 19.
2. In the title, line 5, insert "as" after "licensed".

LEGISLATIVE BILL 417. Placed on Select File as amended.
Enrollment and Review amendment to LB 417:
1. On page 2, line 7, strike "closing" and insert "restricting".

LEGISLATIVE BILL 556. Placed on Select File as amended.
Enrollment and Review amendment to LB 556:
1. On page 2, lines 6 and 16, strike "bird"; and in line 11 strike the first "bird".

LEGISLATIVE BILL 618. Placed on Select File as amended.
Enrollment and Review amendment to LB 618:
1. On page 6, line 25, strike "this" and insert "the"; and in line 27 strike the comma.

LEGISLATIVE BILL 269. Placed on Select File as amended.
Enrollment and Review amendment to LB 269:
1. In the title, line 7, strike "to provide for meeting;".

LEGISLATIVE BILL 453. Placed on Select File as amended.
Enrollment and Review amendments to LB 453:
1. On page 2, strike lines 1 to 5 and insert:
"Section 1. That Chapter 19, article 20, Reissue Revised Statutes of Nebraska, 1943, is repealed.".
2. In the title, strike lines 2 to 8 and insert:
"FOR AN ACT to repeal Chapter 19, article 20, Reissue Revised Statutes of Nebraska, 1943, relating to the municipal retirement system.".

LEGISLATIVE BILL 684. Placed on Select File as amended.
Enrollment and Review amendments to LB 684:
1. On page 2, line 2, strike "45-170,".
2. In the title, line 3, strike "45-170,".

LEGISLATIVE BILL 148. Correctly re-engrossed.

LEGISLATIVE BILL 53. Correctly engrossed.

LEGISLATIVE BILL 185. Correctly engrossed.

LEGISLATIVE BILL 317. Correctly engrossed.

LEGISLATIVE BILL 356. Correctly engrossed.

(Signed) Duke Snyder, Chairman

STANDING COMMITTEE REPORT

Miscellaneous Subjects

LEGISLATIVE BILL 416. Placed on General File as amended.
Standing Committee amendments to LB 416:

1. Amend page 2, line 1 by striking "person, firm or corporation" and inserting "manufacturer distributing his products in Nebraska".
2. Amend page 2, line 6 by striking "person" and inserting "manufacturer doing business in Nebraska".
3. Amend page 2, line 5 by striking "trisodium".
4. Amend page 2, line 5 after the period by inserting "Nothing in this act shall apply to a detergent or cleaning compound contained in fuel or lubricating oil.

LEGISLATIVE BILL 751. Placed on General File.

LEGISLATIVE BILL 798. Placed on General File as amended.
Standing Committee amendment to LB 798:

1. Amend page 2, lines 17 and 18 by striking "(b), (c), or (d)" and showing the same as stricken and inserting "(b) or (c)".

(Signed) J. James Waldron, Chairman

MEMBERS EXCUSED

Mr. Carstens asked unanimous consent to be excused Thursday, March 18 until 11:00 a.m. and Friday, March 19. No objections. So ordered.

Mr. Whitney asked unanimous consent to be excused Friday, March 19. No objections. So ordered.

Mr. Simpson asked unanimous consent to be excused Friday, March 19. No objections. So ordered.

ADD—Co-Introducer

Mr. Schmit asked unanimous consent to add the name of Mr. Lewis to LB 776. No objections. So ordered.

UNANIMOUS CONSENT—Withdraw LB 989

Mr. Schmit asked unanimous consent to withdraw LB 989. Laid over.

MOTION—Return LB 178 to Select File

Mr. Duis moved to return LB 178 to Select File for the following specific amendment:

1. "Sec. 2. The school district or educational service unit who received such funds as provided in section 1 may contract with another school district, educational service unit, state school or public agency.".
2. Renumber section 2 as section 3.

The motion prevailed with 38 ayes, 0 nays and 11 not voting.

MESSAGES FROM THE GOVERNOR

March 16, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bill No. 221. This bill was signed by me on March 16, 1971, and delivered to the Secretary of State.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:jb

March 16, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills No. 161, 379, 314, 570, 557, 327, 206, 559, 209, 274, 333, 114 and 147. These bills were signed by me on March 16, 1971, and delivered to the Secretary of State.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:do

SELECT FILE

LEGISLATIVE BILL 316. Enrollment and Review amendment found in the Legislative Journal on page 892 for the Forty-Fifth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 334. Enrollment and Review amendments found in the Legislative Journal on page 892 for the Forty-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 292. Enrollment and Review amendments found in the Legislative Journal on page 893 for the Forty-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 396. Enrollment and Review amendment found in the Legislative Journal on page 893 for the Forty-Fifth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 390. Enrollment and Review amendments found in the Legislative Journal on page 893 for the Forty-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 528.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 381. Enrollment and Review amendment found in the Legislative Journal on page 894 for the Forty-Fifth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 383. Enrollment and Review amendment found in the Legislative Journal on page 894 for the Forty-Fifth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 589.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 590. Enrollment and Review amendment found in the Legislative Journal on page 894 for the Forty-Fifth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 591. Enrollment and Review amendment found in the Legislative Journal on page 894 for the Forty-Fifth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 637. Enrollment and Review amendments found in the Legislative Journal on page 894 for the Forty-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 384.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 399.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 321.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 322. Enrollment and Review amendments found in the Legislative Journal on page 894 for the Forty-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 323. Enrollment and Review amendments found in the Legislative Journal on page 894 for the Forty-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 597. Enrollment and Review amendments found in the Legislative Journal on page 895 for the Forty-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 713.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 819. Enrollment and Review amendments found in the Legislative Journal on page 895 for the Forty-Fifth Day were adopted.

Laid over.

LEGISLATIVE BILL 494. Enrollment and Review amendments found in the Legislative Journal on page 895 for the Forty-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 298.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 360. The Warner amendment found in today's Journal was adopted by a vote of 27 ayes, 4 nays and 18 not voting.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 178. The Duis amendment found in today's Journal was adopted by a vote of 27 ayes, 0 nays and 22 not voting.

Advanced to Enrollment and Review for engrossment.

VISITORS

Mr. Warner introduced 14 students and their teachers Mesdames. Robinson and Fuller from General Arnold, TMR.

MOTION—Return LB 292 to Select File

Mr. Ziebarth moved to return LB 292 to Select File for the following specific amendment:

Section 3, page 11, Line 10, 11 and 15 reinsert the stricken material. Line 15, 16, 17 and 18 strike new material.

The motion to return prevailed with 34 ayes, 0 nays and 15 not voting.

SELECT FILE

LEGISLATIVE BILL 292. The Ziebarth amendment found in today's Journal was adopted by a vote of 32 ayes, 0 nays and 17 not voting.

Advanced to Enrollment and Review for engrossment.

MOTION—Raise LB 518

Mr. Waldron renewed his motion found in the Legislative Journal on page 839 for the Forty-Second Day to place LB 518 on General File notwithstanding the action of the committee.

Mr. Kremer moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 33 ayes, 0 nays and 15 not voting.

The Waldron motion prevailed with 32 ayes, 10 nays and 7 not voting.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval March 17, 1971 at 10:00 a.m.: LB 89, LB 166, LB 192, LB 268, LB 276, LB 308, LB 309, LB 310, LB 346, LB 362, LB 385 and LB 430.

(Signed) Barbara Jackson, Enrolling Clerk

SELECT COMMITTEE REPORT

Enrollment And Review

LEGISLATIVE BILL 328. Correctly enrolled.

LEGISLATIVE BILL 380. Correctly enrolled.

LEGISLATIVE BILL 534. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 328, LB 380 and LB 534.

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 266. Placed on General File as amended.
Standing Committee amendments to LB 266:

1. Strike original section 1 and insert the following:

"Section 1. That section 79-1254, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-1254. The original contract of employment ~~with a superintendent~~ between an administrator or a teacher and a ~~school board or~~ board of education of a Class I, II, III, or VI district shall require the sanction of a majority of the members of the board. As used in this section, administrator shall mean any principal, assistant principal, assistant superintendent or any other person serving in a supervisory capacity, but shall not mean a superintendent of schools. ~~Any~~ A contract of employment between such a district and an administrator or a teacher who holds a certificate which is valid for a term of more than one year ~~and a Class I, II, III, or VI district~~ shall be deemed renewed and shall continue for additional school years after employment in such district or by such board for either: (a) three consecutive calendar years, or any shorter period which may be fixed by the employing board for such purpose; (b) three consecutive academic years, together with employment at the beginning of the next succeeding academic year; or (c) the equivalent of more than three academic years within a period of any four consecutive academic years until terminated by vote of a majority of the members of the board of education as provided in this section. ~~remain in full force and effect until a majority of the members of the board vote on or before April 1 to amend or to terminate the contract at the close of the contract period; Provided, that the secretary of the board shall, not later than April 15, notify each teacher in writing of any amendments to his contract or the termination of his contract; and provided further, that a teacher whose contract is terminated shall have the right to file a written request with the board of education for a hearing before the board. Such request shall be filed within fifteen days after receipt of the notice of termination and such request shall be granted by the school board or board of education. After such hearing a written statement as to the termination shall be given if requested by the teacher. Any superintendent or teacher whose contract is amended or automatically renewed according to the provisions of this section shall file written notice with the secretary of the board within fifteen days after receiving such notice of his acceptance of the amendments to or renewal of such contract, and failure to file such notice shall be regarded as conclusive evidence of his nonacceptance of the amendments to or renewal of his contract. No member of the school board or board of education may cast a vote in favor of the election of any teacher when such member of the board is related by blood or marriage to such teacher.~~ At any time during the term of the contract of employment, a board of education may discharge a teacher or administrator and terminate a contract of employment for any of the following reasons; (1) incompetence; (2) physical disability of sickness of any type which interferes with the performance of duty: (3) insubordination, which shall be deemed to mean a willful refusal to obey the school laws of this state, the rulings of the State Board of Education, or reasonable rules and regulations prescribed for the government of the schools of the district by the school board; (4) neglect of duty; or (5) immorality. Each such district shall establish reasonable and objective criteria and procedures for evaluating its teachers and administrators for the purpose of determining continuation in or termination of employment. Such evaluation procedures shall provide for continuing evaluation of performance, which evaluation shall be recorded, and shall provide that the superintendent of schools shall make recommendations concerning employment of administrators and teachers. Any teacher or administrator who is judged unsatisfactory shall receive notice in writing of the alleged areas of deficiency within five days after each such evaluation. No less than fifteen days following a notice of deficiency the teacher or administrator shall be reevaluated to determine whether the alleged deficiency has been eliminated, however, if the alleged deficiency is either (1) immorality or (2) insubordination, such deficiency need not be subject to reevaluation, and the procedures set out hereinafter shall be followed. If after such reevaluation the board of education determines that the deficiency continues and such deficiency may constitute a reasonable and just cause for termination of the contract of employment, the board of education shall give notice in writing to the teacher or administrator of a hearing to be held not less than ten days subsequent to such notice for the purpose of hearing evidence relevant to the deficiency of the teacher or administrator and the continuation of his contract of employoment. Such teacher or administrator shall have the right to provide consel of his own choosing, to cross-examine adverse witnesses and to call witnesses on his own behalf. Not more that five days after that hearing, the board of education shall determine whether there is reasonable and just cause to terminate the contract of employment. In doing so, the board's decision must be based solely upon the deficiency reported in the evaluation and the evidence presented at the hearing. Notice of the decision of the board of education shall be given to the teacher or administrator in writing not more than five days after the decision is rendered. The decision of the board shall set forth the reason for the termination of the contract of employment and the effective date of the termination. The determination of the board of education to terminate the contract of employment shall be subject to review by the district court by petition in error. The secretary of the school district shall provide, on request, a transcript of the proceedings of the board of education as provided by section 25-1906. A teacher or administrator employed by any such school district may give notice of his election to terminate the contract of employment effective upon completion of the existing contract; Provided, such notice of termination shall be given not less than sixty days prior to such effective date. If neither the board of education nor teacher or administrator act to terminate a contract of employment in the manner herein provided, the contract of employment shall continue and the teacher or administrator shall continue in the employment of the school district under the terms of the contract of employment, subject to any adjustments in compensation, terms or conditions of employment; Provided, any contract between a district and an administrator or teacher can be terminated or modified by mutual agreement. Nothing herein contained shall prohibit a school district from terminating contracts of employment effective upon completion of an existing contract when it is necessary to decrease the number of teaching positions or when a change in curriculum requires teachers with different qualification.".

LEGISLATIVE BILL 732. Placed on General File as amended.
Standing Committee amendments to LB 732:

1. Strike original section 1 and insert the following:

"Section 1. The governing board of any public school district, area vocational technical college or junior college may enter into a lease or lease purchase agreement for the exclusive use of their individual jurisdictions, for such buildings or equipment as the governing board determines necessary. Such lease or lease purchase agreements may not exceed a period of five years. All payments pursuant to such leases shall be made from current building funds or general funds.

Sec. 2. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

LEGISLATIVE BILL 774. Placed on General File as amended. Standing Committee amendments to LB 774:

1. On page 3, line 13, strike "shall not fail to" and insert "may".
2. On page 3, line 22, after "resides" insert "; but this provision shall not apply to children who are in need of speech therapy and do not have any other handicap".
3. Strike original sections 2 and 4 and renumber original section 3 as section 2.

(Signed) Don Elrod, Chairman

Government And Military Affairs

LEGISLATIVE BILL 612. Placed on General File as amended. Standing Committee amendments to LB 612:

1. Amend page 2, lines 24 to 26, by deleting the new material and inserting the following:

"Commissioners shall be nominated by district and elected at large, with one member being elected from each district by the electorate of the entire county."

LEGISLATIVE BILL 661. Placed on General File as amended. Standing Committee amendments to LB 661:

1. Strike sections 1 and 2 of the bill and insert the following:

"Section 1. That section 32-428, Revised Statutes Supplement, 1969, be amended to read as follows:

32-428. In each division of the ballot, except as to candidates for President and Vice President, county weed control authority, and justice of the peace at a general election and delegates to the county convention, delegates ~~and alternates~~ to the national convention, and candidates for county weed control authority at a primary election, and beneath all candidates placed there by nomination or petition, a blank space shall be provided into which electors may write the name of any person for whom they wish to vote and whose name is not printed upon the ballot. The vote for a person whose name is so written in shall be counted as if printed on the ballot; Provided, that votes for persons so written in shall not be counted for the offices named in this section.

Sec. 2. That section 32-504.01, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

32-504.01. The petition for nomination of a candidate for election as a delegate ~~or alternate delegate~~ to the national convention shall (1) contain a statement of the candidate's preference for the candidacy for the office of President or that he is uncommitted, which preference or the fact that the candidate is uncommitted shall be shown on the ballot in parenthesis and indented five spaces immediately below the name of the candidate, and (2) include a pledge that the candidate, if elected, will use his best efforts at the convention for the candidate of his party indicated as his preference for the office of President until such candidate receives less than thirty-five per cent of the votes for nomination by such convention or releases the delegate from such pledge, or until two convention nominating ballots have been taken. No such nominating petition shall be accepted unless signed by the candidate. The Secretary of State shall make such additions to the form of the application for nomination set forth in section 32-514 as shall be necessary to comply with the provisions of this section.

Sec. 3. That section 32-512, Revised Statutes Supplement, 1969, be amended to read as follows:

32-512. All nomination papers shall be filed as follows: (1) For officers elective in more than one county, except as provided in subdivision (3) of this section, directors of public power and irrigation districts and reclamation districts, and members of the Legislature, except supervisors of soil and water conservation districts, in the office of the Secretary of State, (2) for officers to be voted for wholly within one county, except directors of public power and irrigation districts and reclamation districts, supervisors of soil and water conservation districts, and members of the Legislature, in the office of the county clerk or election commissioner of such county, (3) for municipal officers in any municipality, in the office of the city clerk, (4) for school district officers, with the city clerk or secretary of the board of education, as the case may be, with the filing to be certified to the city or county clerk, as the case may be, and (5) for delegates ~~and alternate delegates~~ to the national conventions, ~~from the congressional districts,~~ in the office of the Secretary of State.

Sec. 4. That section 32-513, Revised Statutes Supplement, 1969, be amended to read as follows:

32-513. Prior to the filing of a nomination petition as provided in section 32-512, there shall be paid to the county treasurer for the use of the general fund of the county of the candidate's residence, by or on behalf of each candidate, a filing fee as follows: For the office of United States Senator, for state officers, including members of the Legislature, members of Congress, county officers, including county judge, county superintendent of public instruction, district superintendent of public instruction, and municipal officers, a sum equal to one per cent of the annual salary such candidate will receive if he is elected and qualifies for the office he files for as a candidate; for directors of public power and irrigation districts and reclamation districts, twenty-five dollars when their annual compensation exceeds one thousand dollars, otherwise ten dollars; for delegates to the national conventions, ~~twenty-five~~ ten dollars. ~~; and for alternate delegates to the national conventions, fifteen dollars.~~ No nominating papers shall be filed until the proper county treasurer's receipt, showing the payment of such filing fee, shall be presented to the officer with whom the nominating paper is to be filed. No certificate of nomination or certificate of election shall be issued to any candidate who is nominated or elected by write-in votes until the filing fee required for such office is paid and the receipt is filed with the person issuing the certificate; such filing fee shall be paid within ten days after the canvass of the votes. A filing fee of twenty-five dollars shall be required from candidates for Regents of the University of Nebraska and the State Board of Education.

Sec. 5. That section 32-514, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

32-514. (1) The name of a partisan candidate shall not be printed upon an official primary ballot unless at least sixty days prior to such primary, either he, or twenty-five qualified electors of the party with which such candidate affiliates, shall have filed a written application with the proper authority in substantially the following form:

I (or we), the undersigned, qualified elector (or qualified electors) of . . . . precinct (or ward) of . . . . county (or city), in the State of Nebraska, affiliating with the . . . . party and that party only and residing at . . . . . . hereby request that my name (or the name of . . . .) be placed upon the official primary ballot of such party for the primary election to be held on the . . . . . . day of . . . . . . , in . . . . . . as a candidate for the office of

......, or delegate ~~or alternate delegate from .... congressional district, underlining whether delegate or alternate delegate~~ to the national convention of said party.

(2) If the application, referred to in subsection (1) of this section, is signed by the candidate, he shall add thereto the following: I pledge myself to abide by the results of the primary election and qualify if elected, and shall swear to the same under oath.

(3) In case the application, referred to in subsection (1) of this section, shall be made by electors other than the condidate, the nominee shall, within five days from the date of filing of the nominating petition, file a statement in writing duly verified under oath, stating that he affiliates with the party named in the certificate, and that party only; that he will abide by the results of the primary, and if elected will qualify and serve as such officer. If the statement shall not be filed within the time specified the name of the candidate in the petition shall not be placed upon the primary ballot.

Sec. 6. That section 32-542, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

32-542. In the years that a President and Vice President are to be elected there shall be elected, at the primary election, delegates ~~and alternates~~ to the national convention. The number of delegates shall be governed by the rules of the national political party holding such convention. Two of such delegates for each political party shall be elected from each congressional district.

Sec. 7. Ballots for delegates to national political conventions shall be printed in such form as the Secretary of State may prescribe on separate ballots of different color than ballots for the primary election as determined by the Secretary of State. The form of official ballot to be used at such primary shall as nearly as possible conform to Schedule A of this section. The names of the candidates shall be rotated in the same manner as names are rotated on the primary ballot; Provided, if the number of candidates is large, the county clerk or election commissioner may, in his discretion, rotate the names by group so as to carry out the intent and purpose of ballot name rotation.

Sec. 8. That section 32-545, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

32-545. The Secretary of State shall grant certificates of election to persons elected as delegates ~~and alternates~~ to national conventions of the several parties subject to the provisions of Chapter 32, article 5, which certificates shall show the number of votes received in the state by each candidate for President of the political party represented by such delegate.

Sec. 9. Alternate delegates to the national political convention of a political party shall be selected in accordance with procedures adopted by the state central committee of each party. A statement setting forth such procedure and certifying its adoption shall be filed in the office of the Secretary of State by the state chairman of the party, not later than March 1 of each presidential election year.

Sec. 10. A national committeeman and a national committeewoman shall be elected at large by each political party in this state. The election for such committeeman and committeewoman shall be held in conjunction with the statewide primary election beginning in 1972 and every fourth year thereafter. The committeeman and committeewoman shall be elected by a majority vote cast by their respective political party and shall serve a term of four years beginning the fourth Tuesday after the date of such election. Candidates for national committeeman and national committeewoman shall be duly registered voters of their political party and shall file an application for placement of such candidate's name upon the party ballot with the Secretary of State not less than sixty days prior to such election. No filing fee shall be paid. The Secretary of State shall prescribe the ballot style to carry out the purpose and intent of this section.

Sec. 11. That original sections 32-504.01, 32-514, 32-542, and 32-545, Reissue Revised Statutes of Nebraska, 1943, and sections 32-428, 32-512, and 32-513, Revised Statutes Supplement, 1969, and also section 32-542.01, Revised Statutes Supplement, 1969, are repealed.".

LEGISLATIVE BILL 710. Placed on General File as amended.
Standing Committee amendment to LB 710:

1. Amend the bill by striking section 1 and inserting a new section to read as follows:

"It shall be unlawful to make or use any statement, printed or spoken, concerning a candidate's official or private conduct which the user knows is false or which he uses in reckless disregard of the truth.

In an action under this section, once the prosecution has proven that the statement in question is false, the burden of proving lack of knowledge of lack of reckless disregard of the truth shall be upon the defendent.

Any person who violates the provision of this section shall be guilty of a misdemeanor and shall, upon conviction thereof, be punished by a fine of not more than one thousand dollars, or by imprisonment in the county jail for not more than six months, or by both such fine and imprisonment.

Nothing in this section shall be construed as limiting the right of the candidate to civil proceeding on the same statement."

LEGISLATIVE BILL 854. Placed on General File as amended.
Standing Committee amendments to LB 854:

(Amendments struck the bill and created a new bill which is available separate from the Journal.)

LEGISLATIVE BILL 886. Placed on General File as amended.
Standing Committee amendments to LB 886:

1. Amend page 2 of the bill line 16 by inserting "exclusively" after "used", line 18 by inserting "every five years" after "tested", and line 23 by inserting after the period the following:

"Antique engines with boilers may be brought into the state from other states without inspection, but inspection as provided in this section must be made and boiler certified as safe before being operated.".

LEGISLATIVE BILL 920. Placed on General File as amended.
Standing Committee amendments to LB 920:

1. Amend the bill by adding a new section to read as follows:

"Sec. 2. That section 32-425, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

32-425. (1) Every ballot shall contain the name of every candidate whose nomination for any office specified in the ballot has been certified or filed according to the provisions of sections 32-423, 32-424, 32-504, 32-524, 32-533, 32-537, and 32-538, and no other names. The name of a candidate shall not appear on the ballot or any series of ballots at any one election more than once except for the office of delegate to a national or county convention, and no person shall be eligible to serve in more than one elected office concurrently.

(2) When, at the primary election, two or more of the surnames of candidates for the same office

are the same in spelling or sound, the Secretary of State, county clerk, city clerk, election commissioner, or any other public officer upon whom is enjoined the duty of preparing and publishing official ballots, may on the request of any such candidate, print on the ballot immediately below his or her name in not to exceed five words the post-office address and occupation of such candidate. The designation thus made shall be set in light face type, cap and lower case letters, of the same size as the name of the candidate is printed.".

2. Renumber original section 2 as section 3.

3. Amend renumbered section 3, line 24, by inserting "section 32-425, Reissue Revised Statutes of Nebraska, 1943, and " after "original" and line 25 by striking "is" and inserting "are".

LEGISLATIVE BILL 949. Placed on General File as amended.
Standing Committee amendment to LB 949:

1. Amend page 2, line 25, strike "seventeen" and insert "fourteen", page 3, line 4, strike "nineteen" and insert "sixteen", line 8, strike "twenty-three" and insert "twenty-two", and line 11, strike "twenty-three", and insert "twenty-two".

LEGISLATIVE BILL 962. Placed on General File.

LEGISLATIVE BILL 964. Placed on General File as amended.
Standing Committee amendments to LB 964:

1. Amend page 2 of the bill by striking lines 1 to 11 and inserting:

"Section 1. The Governor shall appoint an advisory committee to be known as the Rural Development and Agricultural Marketing Committee. Such committee shall be composed of nine members who (1) are citizens of Nebraska, (2) are at least twenty-five years of age, and (3) have been for five years actively engaged in farming. Members shall be appointed from districts of Board of Regents with all major crops represented without reference to political, governmental or organizational affiliation. Appointees to such committee shall be appointed one-third for two years, one-third for four years, and one-third for six years, and be appointed from the same area as his predecessor. The committee shall meet at least once a month.

Sec. 2. Farm operator shall mean any person who actually manages and either by his own or other's labor operates a tract of agricultural land and whose name appears on the tax rolls of a county as owning property or equipment such as might be used in the operation of such tract of land.".

2. Renumber original sections 2 to 5 as sections 3 to 6 respectively.

3. Amend page 2 of the bill by striking line 13 and "Development" in line 14 and inserting "as Chief of Rural Development and Agricultural Marketing. The Governor"; line 23 strike "without" and insert "with"; and line 24 strike "but" and insert "and".

4. Amend page 3, line 11 by inserting after the semicolon "redirect emphasis of land grant colleges from production to marketing research;".

5. Amend page 4, line 2 by striking "and", line 4 by striking the period and inserting "; and", and after line 4 inserting:

"(12) Provide a forum for hearing complaints of processors and farmers.".

6. Add a new section 7 to read as follows:

"Sec. 7. There is hereby levied an excise tax of five mills per dollar of sales upon agricultural products sold through commercial channels. The tax is levied and imposed on the seller at the time of sale and shall be collected by the purchaser except those previously exempted by law. Such money when collected shall be paid into the state treasury, and by the State Treasurer, placed in the state General Fund.".

LEGISLATIVE BILL 965. Placed on General File.

LEGISLATIVE BILL 233. Indefinitely postponed.

LEGISLATIVE BILL 871. Indefinitely postponed.

LEGISLATIVE BILL 932. Indefinitely postponed.

LEGISLATIVE BILL 933. Indefinitely postponed.

(Signed) Terry Carpenter, Chairman

VISITORS

Mr. Barnett introduced 12 State Representatives of the I.A.F.F.

Mrs. Orme introduced Dr. Audrey Newton, Olga Echeverri and Dalia Restrepo of Lincoln, Nebraska and Adela Arango of Columbia, South America.

MOTION—Withdraw Name

Mr. Waldron moved to withdraw his name from LB 517. The motion prevailed with 28 ayes, 0 nays and 21 not voting.

UNANIMOUS CONSENT—Order of Business

Mr. Waldo asked unanimous consent to place LB 854 at the top of General File tomorrow and to expedite.

Mr. Goodrich objected.

Mr. Waldo moved to place LB 854 at the top of General File tomorrow and to expedite.

Mr. Carpenter moved to amend the Waldo motion to read "today" instead of "tomorrow". The motion prevailed with 28 ayes, 8 nays and 13 not voting.

The Waldo motion as amended was adopted with 31 ayes, 8 nays and 10 not voting.

GENERAL FILE

LEGISLATIVE BILL 854. Title read. Explained.

Standing Committee amendments referred to in today's Legislative Journal were adopted.

Advanced to Enrollment & Review with 37 ayes, 1 nay and 11 not voting.

NOTICE OF CHANGE OF COMMITTEE HEARING

Appropriations

LB 655	Change from Wednesday, March 24 to Thursday, March 25, 1971	2:00 p.m.

(Signed) Richard Marvel, Chairman

STANDING COMMITTEE REPORTS

Public Health and Welfare

LEGISLATIVE BILL 512. Placed on General File.

LEGISLATIVE BILL 787. Placed on General File as amended.
Standing Committee amendments to LB 787:

1. On page 2, line 25, after "child" insert "Provided, that the period of eligibility shall extend only for twelve calendar months from the date the application is allowed".
2. On page 2, line 27, after "or" insert ", at county option,".

(Signed) Thomas C. Kennedy, Chairman

Urban Affairs

LEGISLATIVE BILL 560. Placed on General File.

LEGISLATIVE BILL 583. Placed on General File.

LEGISLATIVE BILL 849. Placed on General File.

(Signed) Harold D. Simpson, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 28.

Introduced by P. J. Morgan, 4th District; Terry Carpenter, 48th District.

WHEREAS, the use of drugs appears to be increasing in the State of Nebraska, with a corresponding increase in problems connected with such use; and

WHEREAS, attention has been directed to the law enforcement problems caused by drug use, as evidenced by a seventy-nine per cent increase in arrests in drug-related cases in Nebraska in 1970; and

WHEREAS, the growing number of drug-related cases has increased the workload for law enforcement agencies and the State Health Department; and

WHEREAS, the increase in drug use may be contributing to increasing costs for medical care, hospitalization, and insurance; and

WHEREAS, a number of public and private agencies are concerned about the problems of increasing drug use, but it is possible that greater coordination of their efforts could increase their effectiveness; and

WHEREAS, the Legislature needs the best available information in order to properly deal with these problems.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Executive Board of the Legislative Council appoint a committee to study all aspects of the increasing use of drugs in Nebraska.
2. That such committee report the findings and recommendations to the 1972 session of the Legislature.

Referred to the Executive Board.

VISITORS

Mr. Snyder introduced Douglas County Commissioner William Green and Mrs. Bernadine Dugan.

GENERAL FILE

LEGISLATIVE BILL 376. Considered.

Mr. Carpenter moved to advance LB 376 to Enrollment and Review.

Mr. Goodrich moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 38 ayes, 5 nays and 6 not voting.

Mr. Waldron requested a Call of the House. The Call showed 49 members present.

Mr. Waldron moved the Call be raised. The motion prevailed with 42 ayes, 0 nays and 7 not voting.

The Carpenter motion prevailed with 26 ayes, 17 nays and 6 not voting.

ADJOURNMENT

At 11:56 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Thursday, March 18, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

FORTY-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, March 18, 1971

Pursuant to adjournment, the Legislature met at 9:03 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Almighty and eternal God, Thou who alone knows what lies before us this day, grant that in every hour of it we may stay close to thee. Let us today embark on no undertaking that is not in line with Thy will for us here, for our State and for our country. Bestow thy grace upon the presiding officer, and members and the servants of this body. Illumine our minds and direct our thinking, that our thoughts and our actions may merit thy blessing. For our Lord Christ's sake. Amen.

ROLL CALL

The roll was called and all members were present except Mr. Carstens who was excused until 11:00 and Mr. Holmquist who was excused all day.

MESSAGE FROM THE GOVERNOR

March 17, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bill No. 234. This bill was signed by me on March 16, 1971 and delivered to the Secretary of State.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw

MOTION—Suspend the Rules

Mr. Marvel moved to suspend the rules and take up consideration of LB 639 seperate from LB 639A.

The motion prevailed with 33 ayes, 5 nays and 11 not voting.

SELECT FILE

LEGISLATIVE BILL 639.

Advanced to Enrollment and Review for engrossment.

MOTION—Return LB 639 to Select File

Mr. Simpson moved to return LB 639 to Select File for the following specific amendment:

(1) On page 4, line 2, following "1969," insert, "and section 43-513, Reissue Revised Statutes, 1943,"

Mr. Goodrich moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 44 ayes, 1 nay and 4 not voting.

Mr. Simpson requested a record vote.

Voting in the affirmative, 25:

Barnett
Duis
Kokes
Savage
Swanson

Carpenter
Elrod
Kremer
Schmit
Syas

Chambers
Epke
Luedtke
Simpson
Waldron

Craft
Johnson
Maresh
Snyder
Warner

DeCamp
Keyes
Morgan
Stahmer
Ziebarth

Voting in the negative, 21:

Burbach
Kennedy

Carsten
Kime

Clark
Klaver

Goodrich
Lewis

Hasebroock
Mahoney

Marvel
Moylan
Nore
Orme
Proud
Skarda
Stromer
Stull
Waldo
Wallwey
Whitney

Not voting, 3:

Carstens
Holmquist
Wiltse

The motion to return prevailed with 25 ayes, 21 nays and 3 not voting.

SELECT FILE

LEGISLATIVE BILL 639. The Simpson amendment found in today's Journal was adopted with 26 ayes, 20 nays and 3 not voting.

Mr. Simpson requested a record vote.

Voting in the affirmative, 26:

Barnett
Carpenter
Chambers
Craft
DeCamp
Duis
Elrod
Epke
Johnson
Keyes
Klaver
Kremer
Luedtke
Mahoney
Maresh
Morgan
Savage
Schmit
Simpson
Snyder
Stahmer
Swanson
Syas
Waldron
Warner
Ziebarth

Voting in the negative, 20:

Burbach
Carsten
Clark
Goodrich
Hasebroock
Kennedy
Kime
Kokes
Lewis
Marvel
Moylan
Nore
Orme
Skarda
Stromer
Stull
Waldo
Wallwey
Whitney
Wiltse

Not voting, 3:

Carstens
Holmquist
Proud

Advanced to Enrollment and Review for engrossment by a vote of 39 ayes, 0 nays and 10 not voting.

VISITORS

Mr. Calvin Carstens introduced Mr. Dave Pankonin, student of the University of Nebraska, of Louisville, Nebraska.

The President introduced Mrs. Jacqueline Abel, of Omaha, Nebraska.

Mr. Barnett introduced 11 students from Robin Mickle Jr. High School and their teachers, Mesdames Rorusey and Manton, of Lincoln, Nebraska. Included in the 11 students was Mr. Barnett's daughter.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 1006. Re-placed on Select File as amended. Enrollment and Review amendments to LB 1006:

1. In line 2, of the Swanson amendment to page 2, line 7, strike "provided, however," and insert "; Provided,"; and in the last line, strike the period.
2. In the title, line 4, strike "to accomplish" and insert "for"; and in line 5, insert "to provide for allocations;" after the semicolon.

LEGISLATIVE BILL 126. Re-placed on Select File as amended. Enrollment and Review amendment to LB 126:

1. In lieu of the Whitney amendments adopted 3/16/71, strike the Whitney amendment to page 2, line 1, adopted 2/12/71 and E&R amendment 2, adopted 2/19/71.

LEGISLATIVE BILL 994. Placed on Select File as amended. Enrollment and Review amendments to LB 994:

1. In renumbered section 3, line 10, strike "sum" and insert "sums".
2. In the title, strike lines 2 to 8 and insert:

"FOR AN ACT to make supplemental appropriations to the Tax Commissioner and the Department of Public Welfare; and".

LEGISLATIVE BILL 337A. Placed on Select File.

LEGISLATIVE BILL 463. Placed on Select File.

LEGISLATIVE BILL 463A. Placed on Select File.

LEGISLATIVE BILL 265. Correctly engrossed.

LEGISLATIVE BILL 374. Correctly engrossed.

LEGISLATIVE BILL 440. Correctly re-engrossed.

LEGISLATIVE BILL 412. Correctly enrolled.

LEGISLATIVE BILL 421. Correctly enrolled.

LEGISLATIVE BILL 527. Correctly enrolled.

LEGISLATIVE BILL 606. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 412, LB 421, LB 527, and LB 606.

STANDING COMMITTEE REPORTS

Miscellaneous Subjects

LEGISLATIVE BILL 752. Placed on General File as amended.
Standing Committee amendments to LB 752:

1. Insert a new section to be known as section 3 and to read as follows:

"Sec. 3. That section 53-160.07, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

53-160.07. ~~Any~~ The commission may revoke the license of any bottle club licensee failing to collect or remit the tax, submit the list of taxpayers, or to discontinue membership of a taxpayer delinquent in payment of the tax.~~, shall be subject to suspension or revocation of his license~~ Proceedings for revocation shall be conducted in the manner prescribed by law and the licensee shall be liable to the city, incorporated village or county, as the case may be, for the payment of all taxes uncollected or unremitted.".

2. On page 9 strike the new matter in line 26 and insert: "; and provided further, that where the trustee is the licensee, the beneficiary or beneficiaries of the trust shall comply with the requirements of this section".

3. On page 10, line 6, strike "section 53-125" and insert "sections 53-125 and 53-160.07".

4. Renumber original section 3 as section 4.

5. Insert a new section to read as follows:

"Sec. 5. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

(Signed) J. James Waldron, Chairman

Judiciary

LEGISLATIVE BILL 471. Indefinitely postponed.

LEGISLATIVE BILL 595. Indefinitely postponed.

(Signed) Roland Luedtke, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 699. Placed on General File.

LEGISLATIVE BILL 766. Placed on General File.

LEGISLATIVE BILL 847. Placed on General File.

LEGISLATIVE BILL 873. Placed on General File.

LEGISLATIVE BILL 830. Indefinitely postponed.

LEGISLATIVE BILL 880. Indefinitely postponed.

LEGISLATIVE BILL 881. Indefinitely postponed.

LEGISLATIVE BILL 882. Indefinitely postponed.

(Signed) Sam Klaver, Chairman

REFERENCE COMMITTEE REPORT

Re-refer following claims from the Labor Committee to the Government and Military Affairs Committee.

LB 61.	Gulf Insurance Company and BrayWright Motor Lines, Inc.	1,380.67
LB 103.	Douglas County	99,771.84
LB 124.	George E. Martin, Adm.	5,000.00
LB 146.	Jean Marie Bodlak	20,779.46
LB 172.	Continental Oil Company	4,790.67
LB 173.	Mrs. Gertrude Martin	10,000.00
LB 174.	Mrs. Effie Burris	50,000.00

(Signed) William F. Swanson, Chairman

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval March 18, 1971 at 9:15 a.m.: LB 328, LB 380 and LB 534.

(Signed) Barbara Jackson, Enrolling Clerk

UNANIMOUS CONSENT—Delete and Add Names to LB 639

Mr. Waldron asked unanimous consent to delete the names of Whitney and Wallwey and to have the names of Waldron, Carpenter, Chambers and Stahmer added to LB 639. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 57. With emergency.

A BILL FOR AN ACT relating to first-class cities; to authorize first-class cities to develop, implement, amend, change and modify flood and storm water control, drainage and disposal programs as prescribed; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with emergency clause attached?' "

Voting in the affirmative, 45:

Barnett Burbach Carpenter Carsten Chambers
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Johnson Kennedy
Keyes Kime Klaver Kokes Kremer
Lewis Luedtke Maresh Marvel Morgan
Moylan Nore Orme Proud Savage
Schmit Simpson Skarda Snyder Stahmer
Stromer Stull Swanson Syas Waldo
Waldron Wallwey Warner Whitney Wiltse

Voting in the negative, 0.

Not voting, 4:

Carstens Holmquist Mahoney Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 419. With emergency.

A BILL FOR AN ACT to amend section 83-109, Reissue Revised Statutes of Nebraska, 1943, relating to state institutions; to permit access to patient records in certain cases; to provide for certain investigations by the Department of Public Institutions and permit release; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with emergency clause attached?' "

Voting in the affirmative, 46:

Barnett
Burbach
Carpenter
Carsten
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Carstens
Holmquist
Mahoney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 491.

A BILL FOR AN ACT to amend section 77-2702, Revised Statutes Supplement, 1969, relating to sales tax; to redefine terms; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Barnett
Burbach
Carpenter
Carsten
Clark
Craft
DeCamp
Duis
Epke
Hasebroock
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Luedtke
Maresh
Moylan
Orme
Proud
Savage
Schmit
Stahmer
Stromer
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 9:

Goodrich
Mahoney
Marvel
Morgan
Nore
Simpson
Skarda
Snyder
Swanson

Not voting, 5:

Carstens Chambers Elrod Holmquist Lewis

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 493.

A BILL FOR AN ACT to amend section 51-201, Reissue Revised Statutes of Nebraska, 1943, and section 51-316, Revised Statutes Supplement, 1969, relating to libraries; to increase the maximum mill levy that may be imposed for libraries; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett Burbach Carpenter Carsten Chambers
Clark Craft DeCamp Duis Epke
Goodrich Hasebroock Johnson Kennedy Keyes
Kime Kokes Kremer Lewis Luedtke
Mahoney Maresh Marvel Morgan Moylan
Nore Orme Proud Savage Simpson
Skarda Snyder Stahmer Stromer Stull
Swanson Syas Waldo Waldron Wallwey
Whitney Wiltse Ziebarth

Voting in the negative, 3:

Klaver Schmit Warner

Not voting, 3:

Carstens Elrod Holmquist

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT COMMITTEE REPORT

Enrollment And Review

LEGISLATIVE BILL 639. Replaced on Select File as amended.
Enrollment and Review amendments to LB 639:

1. In lieu of the Simpson amendment adopted 3/18/71, on page 4, line 2, strike "is" and insert "and also section 43-513, Reissue Revised Statutes of Nebraska, 1943, are".

2. In the title, line 8, insert ", and also section 43-513, Reissue Revised Statutes of Nebraska, 1943" after "section".

(Signed) Duke Snyder, Chairman

SELECT FILE

LEGISLATIVE BILL 639. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1006. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

Mr. Marvel asked unanimous consent to expedite. No objections. So ordered.

LEGISLATIVE BILL 994. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 819.

Mrs. Orme offered the following amendment which was adopted by unanimous consent:
1. Amend the bill by adding the emergency clause.

Mrs. Orme offered the following amendment which was adopted by unanimous consent:

1. Amend page 1, line 3, by inserting "no more than" before "forty", lines 5 and 6 by striking "thirteen" and inserting "one-third", line 7 by striking "fourteen" and insert "one-third", and line 17 by inserting after the period "No person shall serve on the commission more than six consecutive years.".

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 382. Enrollment and Review amendment found in the Legislative Journal on page 919 for the Forty-Sixth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 466. Enrollment and Review amendments found in the Legislative Journal on page 919 for the Forty-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 677. Enrollment and Review amendments found in the Legislative Journal on page 920 for the Forty-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 417. Enrollment and Review amendment found in the Legislative Journal on page 920 for the Forty-Sixth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 556. Enrollment and Review amendment found in the Legislative Journal on page 920 for the Forty-Sixth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 618. Enrollment and Review amendment found in the Legislative Journal on page 920 for the Forty-Sixth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 269. Enrollment and Review amendment found in the Legislative Journal on page 920 for the Forty-Sixth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 453. Enrollment and Review amendments found in the Legislative Journal on page 920 for the Forty-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 684. Enrollment and Review amendments found in the Legislative Journal on page 920 for the Forty-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

UNANIMOUS CONSENT–Withdraw LB 989

Mr. Schmit renewed his request found in the Legislative Journal on page 922 for the Forty-Sixth Day to withdraw LB 989. No objections. So ordered.

MOTION—Suspend the Rules

Mr. DeCamp moved to suspend the rules to withdraw LB 897 and cancel the Public Hearing. The motion prevailed with 31 ayes, 0 nays and 18 not voting.

UNANIMOUS CONSENT—Withdraw 897

Mr. DeCamp asked unanimous consent to withdraw LB 897 and cancel the hearing. No objections. So ordered.

VISITORS

Mrs. Orme introduced 50 students from Sheridan School and their teachers Mesdames Garland and Killian of Lincoln, Nebraska.

Mr. Marvel introduced Mesdames Maser, Barbee, Frank, Kuhlman, Syring, Griess, and Hannon of Adams and Clay County Republican Women's Organization.

SPEAKER HASEBROOCK PRESIDING

APPROPRIATION BILL

The following bill was read for the first time by title:

LEGISLATIVE BILL 679A. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to appropriate eighteen thousand seventy-eight dollars from the state General Fund and one hundred thousand dollars from federal funds for the period of July 1, 1971 to June 30, 1972 to the Nebraska Commission on Law Enforcement and Criminal Justice, Agency 78, for Program 196, to aid in carrying out the provisions of Legislative Bill 679, Eighty-second Legislature, First Session, 1971.

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 646. Placed on General File as amended.
Standing Committee amendment to LB 646:
1. On page 2, strike line 9 and insert "shall receive
~~a~~ such salary as may be fixed by the city council
~~of ten thousand dollars~~"; and on line 10 strike
"per annum" and show as stricken.

(Signed) Roland Luedtke, Chairman

Public Health and Welfare

LEGISLATIVE BILL 496. Placed on General File as amended.

Standing Committee amendment to LB 496:

1. Add the emergency clause.

LEGISLATIVE BILL 790. Placed on General File.

LEGISLATIVE BILL 799. Placed on General File as amended.
Standing Committee amendments to LB 799:

1. Amend the bill by adding a new section 8 as follows:
"Sec. 8. Any individual of sound mind and eighteen years of age or more may consent to donate whole blood and other human tissues such as corneas, bones or organs, for the purpose of injecting, transfusing or transplanting any of them in the human body."
2. Renumber original section 8 as section 9.
3. Amend page 8, line 17, by striking (9) and inserting "Sec. 10.".

LEGISLATIVE BILL 144. Indefinitely postponed.

LEGISLATIVE BILL 467. Indefinitely postponed.

LEGISLATIVE BILL 480. Indefinitely postponed.

(Signed) Thomas C. Kennedy, Chairman

NOTICE OF COMMITTEE HEARING

Government and Military Affiars

Claim 61 - Gulf Insurane Co. and BrayWright Motor Lines, Inc. - $1,380.67	Thursday, March 25, 1971
Claim 103 - Douglas County - $99,771.84	Thursday, March 25, 1971
Claim 124 - George E. Martin, Adm. - $5,000.00	Thursday, March 25, 1971
Claim 146 - Jean Marie Bodlak - $20,779.46	Thursday, April 1, 1971
Claim 172 - Continental Oil Co. - $4,790.67	Thursday, April 1, 1971
Claim 173 - Mrs. Gertrude Martin - $10,000.00	Thursday, April 1, 1971
Claim 174 - Mrs. Effie Burris - $50,000.00	Thursday, April 1, 1971

(Signed) Terry Carpenter, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 27. Read.

LR 27 found in the Legislative Journal on page 916 for the Forty-Sixth Day was adopted with 33 ayes, 0 nays and 16 not voting.

VISITORS

Mrs. Orme introduced 60 students and their teachers, Janet Cutshall and Irene Glancy, from Sheridan School, Lincoln, Nebraska.

Speaker Hasebroock introduced 36 Jr. Hi. students and their teacher, Mrs. Viola Shuey, co-sponsors, Mrs. LeRoy Weyers and Mrs. Calvin Flesner, and the bus driver, Herman Bohlmeyer, from the Lewiston Cons. Schools, Lewiston, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 639A. Considered.

Mr. Waldron asked unanimous consent to delete the name of Mr. Wallwey and add the names of Messrs. Waldron, Chambers and Stahmer to LB 639A. No objections. So ordered.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

PRESIDENT MARSH PRESIDING

LEGISLATIVE BILL 450. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 608 for the Thirtieth Day were adopted.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 188. Title read. Bracketed.

LEGISLATIVE BILL 446. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 614 for the Thirty-First Day were adopted.

Mr. Snyder moved to indefinitely postpone.

Mr. Morgan moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 37 ayes, 3 nays and 9 not voting.

Mr. Snyder requested a Call of the House. The Call showed 46 members present.

Mr. Klaver moved the Call be raised. The motion prevailed with 44 ayes, 0 nays and 5 not voting.

Mr. Snyder requested a Roll Call vote.

Mr. Nore requested a record vote.

Voting in the affirmative, 22:

Burbach	Carpenter	Carsten	Clark	Epke
Goodrich	Kime	Klaver	Kokes	Kremer

Lewis Mahoney Moylan Nore Savage
Skarda Snyder Stull Syas Waldo
Warner Wiltse

Voting in the negative, 23:

Barnett Chambers Craft DeCamp Duis
Elrod Kennedy Keyes Luedtke Maresh
Marvel Morgan Orme Proud Schmit
Simpson Stahmer Stromer Swanson Waldron
Wallwey Whitney Ziebarth

Not voting, 4:

Carstens Hasebroock Holmquist Johnson

The motion to indefinitely postpone lost with 22 ayes, 23 nays and 4 not voting.

STANDING COMMITTEE REPORT

Banking, Commerce and Insurance

LEGISLATIVE BILL 757. Placed on General File as amended.
Standing Committee amendments to LB 757:

1. On page 4 strike section 3 and renumber the subsequent sections accordingly.
2. On page 11 strike lines 9 to 13.

LEGISLATIVE BILL 832. Placed on General File.

(Signed) Sam Klaver, Chairman

COMMITTEE HEARING–Change

Mr. Schmit asked unanimous consent to hold the Agriculture Committee hearing in the East Chamber and the Government and Military Affairs Committee hearing in the East Senate Lounge. No objections. So ordered.

MOTION–Raise LB 67

Mr. Carpenter moved to place LB 67 on General File notwithstanding the action of the Committee. Laid over.

MOTION-Reconsider LB 534

Mr. Carpenter moved to reconsider the action taken on LB 534. Laid over.

ADJOURNMENT

At 12:11 p.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Friday, March 19, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

FORTY-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, March 19, 1971

Pursuant to adjournment, the Legislature met at 9:03, President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Our Father, give us the faith to believe that it is possible for us to live victoriously even in the midst of dangerous opportunity that we call crisis. Help us to see that there is something better than patient endurance or keeping a stiff upper lip, and that whistling in the dark is not really bravery. Trusting in Thee, may we have the faith that goes singing in the rain, knowing that all things work together for good to them that love Thee. Through Jesus Christ our Lord. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Carstens, Whitney, Simpson, Holmquist, Elrod, Mahoney, Skarda, Klaver, Carpenter who were excused; and Mr. Goodrich who was excused until 9:30 a.m.

PROGRAM

The President arranged a program with John J. Radican that was put on by a group of four people from Hawaii. They were Harold Iseke, Reth Elsner, Susan Kaleikini, and Healani Mansfield.

REPORT OF REGISTERED LOBBYISTS

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of all lobbyists who have registered as of March 18,

1971. Further lists will be submitted on the last legislative day of each calendar week, listing additional lobbyists who have registered during that week, until all registrations are completed.

(Signed) Vincent D. Brown
Clerk of the Legislature

As of March 18, 1971

Bining, John H. - Lincoln, Great West Casualty Company
Dupree, James A. - Chicago, Ill., Ford Motor Co. - Governmental Affairs Staff,Dearborn, Michigan
Flanagan, Leo - Chicago, Ill., Kansas-Nebraska Natural Gas Company, Inc.
Harding, J. Max - Lincoln, Nebraska Irrigators Association
Richardson, Wallace A. - Lincoln, Inter-American Development Bank
Richardson, Wallace A. - Lincoln, International Bank for Reconstruction & Development
Waller, W. P. - Hastings, Kansas-Nebraska Natural Gas Company, Inc.
Wilson, J. Robert - Hastings, Kansas-Nebraska Natural Gas Company, Inc.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 360. Replaced on Select File as amended.
Enrollment and Review amendment to LB 360:

1. In the title, line 5, insert "to provide an operative date;" after the semicolon.

LEGISLATIVE BILL 178. Replaced on Select File as amended.
Enrollment and Review amendments to LB 178:

1. Renumber section 3, adopted by standing committee amendment 3, as section 4.
2. In new section 2, line 2, strike "who" and insert "which"; and in line 2 insert "of this act" after "1".
3. In the title, line 7, insert "; to provide for contracting with other agencies" after "enrolled".

LEGISLATIVE BILL 854. Placed on Select File as amended.
Enrollment and Review amendments to LB 854:

(Note: All references to page numbers in the following amendments are to the Standing Committee amendments.)

1. On page 1, line 16, strike the first comma.
2. On page 2, line 9, strike the second comma; in line 19, strike "(viii) or" and insert "or (viii)"; in line 24, strike "(a)" and insert "(2) (a)"; and in line 25, strike "subsection" and insert "act".

3. On page 3, insert "and" at the end of line 21; strike lines 22 and 23; and in line 24, strike "(11)" and insert "(10)".

4. On page 4, line 8, insert an underscored comma after "nor"; and in line 27, insert "year" after "one".

5. On page 7, line 11, insert "year" after "one".

6. On page 9, line 25, insert "years" after "five".

7. On page 10, line 3, insert "years" after "ten".

8. On page 20, lines 3, 18, and 21, strike "effects" and insert "provisions".

9. On page 21, line 23, strike ", absent" and insert "in the absence of"; and in line 24, strike "created" and insert "provided".

10. On page 22, line 19, strike "provided" and insert "but".

11. In the title, line 9, strike "define" and insert "provide for".

LEGISLATIVE BILL 376. Placed on Select File as amended. Enrollment and Review amendments to LB 376:

1. In new section 3, strike line 2 and insert "for by section 60-311,".

2. In new section 4, lines 5, 8, 10, and 14, strike the period and insert an underscored semicolon; and in line 16, strike the period and insert "; and".

3. In the title, line 10, insert "to provide for personalized prestige license plates as prescribed; to provide fees;" after the semicolon.

LEGISLATIVE BILL 639. Correctly engrossed.

LEGISLATIVE BILL 321. Correctly engrossed.

LEGISLATIVE BILL 322. Correctly engrossed.

LEGISLATIVE BILL 334. Correctly engrossed.

LEGISLATIVE BILL 383. Correctly engrossed.

LEGISLATIVE BILL 384. Correctly engrossed.

LEGISLATIVE BILL 637. Correctly engrossed.

LEGISLATIVE BILL 57. Correctly enrolled.

LEGISLATIVE BILL 419. Correctly enrolled.

LEGISLATIVE BILL 491. Correctly enrolled.

LEGISLATIVE BILL 493. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 57, LB 419, LB 491, and LB 493.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 208. Laid over.

LEGISLATIVE BILL 279.

A BILL FOR AN ACT to amend section 71-2601, Revised Statutes Supplement, 1969, relating to the State Board of Health; to add a person licensed to practice chiropractic and a person licensed to practice physical therapy to the board; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 26:

Barnett	Burbach	Carsten	Chambers	Craft
Epke	Hasebroock	Johnson	Kennedy	Keyes
Kime	Kokes	Kremer	Maresh	Marvel
Morgan	Moylan	Proud	Snyder	Stromer
Stull	Swanson	Syas	Waldron	Wallwey
Ziebarth				

Voting in the negative, 8:

Clark	Lewis	Luedtke	Nore	Orme
Schmit	Waldo	Warner		

Not voting, 15:

Carpenter	Carstens	DeCamp	Duis	Elrod
Goodrich	Holmquist	Klaver	Mahoney	Savage
Simpson	Skarda	Stahmer	Whitney	Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 331.

A BILL FOR AN ACT to amend section 39-714, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to make certain acts unlawful; to provide penalties; to provide for damages; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 33:

Barnett Burbach Carsten Clark Craft
Epke Hasebroock Johnson Kennedy Keyes
Kokes Kremer Lewis Luedtke Maresh
Marvel Morgan Moylan Nore Orme
Proud Schmit Snyder Stahmer Stull
Swanson Syas Waldo Waldron Wallwey
Warner Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 16:

Carpenter Carstens Chambers DeCamp Duis
Elrod Goodrich Holmquist Kime Klaver
Mahoney Savage Simpson Skarda Stromer
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 359.

A BILL FOR AN ACT to repeal section 44-1606.02, Reissue Revised Statutes of Nebraska, 1943, relating to insurance.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 30:

Barnett	Burbach	Carsten	Chambers	Clark
Craft	Epke	Hasebroock	Johnson	Kennedy
Keyes	Kime	Kokes	Kremer	Luedtke
Maresh	Morgan	Moylan	Orme	Proud
Schmit	Snyder	Stull	Swanson	Syas
Waldo	Waldron	Warner	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 19:

Carpenter	Carstens	DeCamp	Duis	Elrod
Goodrich	Holmquist	Klaver	Lewis	Mahoney
Marvel	Nore	Savage	Simpson	Skarda
Stahmer	Stromer	Wallwey	Whitney	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 367. With emergency.

A BILL FOR AN ACT relating to taxation; to provide that the unclaimed taxes be credited to the general fund of the city or village levying the taxes; to provide for notice; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with emergency clause attached?' "

Voting in the affirmative, 37:

Barnett	Burbach	Carsten	Chambers	Clark
Craft	Duis	Epke	Hasebroock	Johnson
Kennedy	Keyes	Kime	Kokes	Kremer
Lewis	Luedtke	Maresh	Marvel	Morgan
Moylan	Nore	Orme	Proud	Schmit
Snyder	Stahmer	Stromer	Stull	Swanson
Syas	Waldo	Waldron	Wallwey	Warner
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 12:

Carpenter	Carstens	DeCamp	Elrod	Goodrich
Holmquist	Klaver	Mahoney	Savage	Simpson
Skarda	Whitney			

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 371.

A BILL FOR AN ACT to amend section 60-415, Revised Statutes Supplement, 1969, as amended by Laws 1970, Special Session, Chapter 1, section 1, as amended by section 1, Legislative Bill 134, Eighty-second Legislature, First Session, 1971, relating to motor vehicles; to provide for issuance of a replacement license or permit where the original license or permit is mutilated or unreadable as prescribed; to provide for fees and disbursement thereof; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Barnett
Burbach
Carsten
Chambers
Clark
Craft
Duis
Epke
Goodrich
Hasebroock
Johnson
Kennedy
Keyes
Kime
Kokes
Kremer
Lewis
Luedtke
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Schmit
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 12:

Carpenter
Carstens
DeCamp
Elrod
Holmquist
Klaver
Mahoney
Savage
Simpson
Skarda
Waldo
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 436. With emergency.

A BILL FOR AN ACT to amend sections 29-1202 and 29-1203, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to provide for the release of persons not brought to trial as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with emergency clause attached?' "

Voting in the affirmative, 37:

Barnett
Burbach
Carsten
Chambers
Clark
Craft
Duis
Epke
Goodrich
Hasebroock
Johnson
Kennedy
Keyes
Kime
Kokes
Kremer
Lewis
Luedtke
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Schmit
Snyder
Stahmer
Stromer
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 12:

Carpenter
Carstens
DeCamp
Elrod
Holmquist
Klaver
Mahoney
Savage
Simpson
Skarda
Stull
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 566.

A BILL FOR AN ACT to amend sections 60-311 and 60-311.02, Revised Statutes Supplement, 1969, relating to motor vehicles; to provide that two plates shall be issued to and displayed by trucks; to provide for display of plates as prescribed; to provide an operative date; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 31:

Barnett
Burbach
Carsten
Craft
Duis
Epke
Goodrich
Hasebroock
Johnson
Keyes
Kime
Kokes
Kremer
Lewis
Luedtke
Maresh
Moylan
Nore
Orme
Proud
Savage
Snyder
Stahmer
Stromer
Stull
Swanson
Waldo
Wallwey
Warner
Wiltse
Ziebarth

Voting in the negative, 5:

Chambers
Kennedy
Morgan
Schmit
Waldron

Not voting, 13:

Carpenter
Holmquist
Skarda
Carstens
Klaver
Syas
Clark
Mahoney
Whitney
DeCamp
Marvel
Elrod
Simpson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 337A.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 463.

Advanced to Enrollment and Reviw for engrossment.

LEGISLATIVE BILL 463A.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 126. Enrollment and Review amendment found in the Legislative Journal on page 944 for the Forty-Seventh Day was adopted.

Advanced to Enrollment and Review for engrossment.

SPEAKER HASEBROOCK PRESIDING

GENERAL FILE

LEGISLATIVE BILL 447. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 622 for the Thirty-First Day were adopted.

Advanced to Enrollment & Review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 469. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 639 for the Thirty-Second Day were adopted.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 470. Title read. Laid over.

PRESIDENT MARSH PRESIDING

LEGISLATIVE BILL 706. Title read. Explained.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 478. Title read. Explained.

Mr. Clark offered the following amendments which were adopted by unanimous consent:

1. Insert a new section to read:

"Sec. 2. Whenever any person or persons owning any real property within and adjacent to the corporate limits of any city of the first class or whenever the owner or owners of any unoccupied territory so situated owning land of not less than twenty acres shall desire to have the same disconnected therefrom, they may file their petition with the district court of the county in which such city is situated, praying that such territory be detached therefrom. The petitioner or petitioners shall within ten days after the filing of such petition cause a copy thereof to be served on such city in the manner provided by law for the service of summons in a civil action. If any city shall consent by a majority vote of all members elected to the city council that such territory be disconnected, the court shall thereupon enter a decree disconnecting the same, and in such cases no costs shall be taxed against such city. In case such city shall desire to contest such petition it shall file its answer thereto within thirty days after the service of a copy of the petition, and thereupon issue shall be joined and the case shall be tried by the court as a suit in equity, and the court may hear and determine in one suit the application of all persons joining in the petition, but shall make specific findings in reference to each tract of land, and of each tract of land sought to be disconnected. If the court finds in favor of the petitioner or petitioners or any of them and that justice and equity require that such territory, or any part thereof, not less than twenty acres be disconnected from the city, it shall enter a decree accordingly. In all cases a decree disconnecting territory shall describe particularly the territory so affected, and a certified copy thereof shall be recorded in the office of the clerk of the city affected thereby. Either party may prosecute appeal from the finding and decree of the district court to the Supreme Court."

2. Renumber original section 2 as section 3.

Mr. Nore requested a Call of the House. The President observed 5 seconds.

Mr. Duis moved the Call be raised. The motion prevailed with 31 ayes, 0 nays and 18 not voting.

Advanced to Enrollment & Review with 32 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 372. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 780 for the Thirty-Ninth Day was adopted.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 678. Title read. Laid over.

LEGISLATIVE BILL 829. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 780 for the Thirty-Ninth Day were adopted.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 867. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 780 for the Thirty-Ninth Day was adopted.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

MEMBER EXCUSED

Mr. DeCamp asked unanimous consent to be excused the remainder of the day. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 300. Title read. Explained.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 723. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 799 for the Forty-First Day was adopted.

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 585. Title read. Explained.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 698. Title read. Explained.

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 483. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 656 for the Thirty-Third Day was adopted.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 485. Title read. Explained.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 486. Title read. Explained.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 487. Title read. Explained.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 488. Title read. Explained.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 489. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 656 for the Thirty-Third Day was adopted.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 459. Title read. Explained.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 581. Title read. Explained.

Advanced to Enrollment & Review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 403. Title read. Explained.

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 460. Title read. Explained.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 724. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 708 for the Thirty-Sixth Day was adopted.

Advanced to Enrollment & Review with 25 ayes, 1 nay and 23 not voting.

LEGISLATIVE BILL 657. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 728 for the Thirty-Seventh Day were adopted.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 596. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 752 for the Thirty-Eighth Day were adopted.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

MEMBER EXCUSED

Mr. Proud asked unanimous consent to be excused for the remainder of the day. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 484. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 757 for the Thirty-Ninth Day were adopted.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 495. Title read. Explained.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 174. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 781 for the Thirty-Ninth Day was adopted.

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 245. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 781 for the Thirty-Ninth Day were adopted.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 246. Title read. Explained.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 695. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 842 for the Forty-Second Day were adopted.

Laid over.

LEGISLATIVE BILL 609. Title read. Explained.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 464. Title read. Explained.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 648. Title read. Explained.

Advanced to Enrollment & Review with 25 ayes, 0 nays and 24 not voting.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval March 19, 1971 at 11:00 a.m.: LB 412, LB 421, LB 527, and LB 606.

(Signed) Barbara Jackson, Enrolling Clerk

UNANIMOUS CONSENT–Withdraw LB 649

Mr. Barnett asked unanimous consent to withdraw LB 649 and cancel the Public Hearing set for 3/31/71. Laid over.

STANDING COMMITTEE REPORT

Labor

LEGISLATIVE BILL 297. Placed on General File.

LEGISLATIVE BILL 358. Placed on General File.

LEGISLATIVE BILL 286. Indefinitely postponed.

(Signed) Harold T. Moylan, Chairman

ADJOURNMENT

At 11:56 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Monday, March 22, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

FORTY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, March 22, 1971

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Our Father, we open our hearts to Thee, and pray that Thy spirit may indwell in each one of us and give us poise and power for the day. We believe in Thee, O God. Give us the faith to believe what Thou hast said. We trust in Thee, O God. Give us the faith to trust Thee for guidance in the decisions we yet must make.
>
> Help us to do our very best this day and be content with today's troubles, so that we shall not borrow the troubles of tomorrow, nor carry a grudge concerning anything of yesterday. Save us, therefore, from the sin of worrying, and teach us how to trust in Thee. Amen.

ROLL CALL

The roll was called and all the members were present except Messrs. Moylan, Proud and Luedtke who were excused until 9:20 a.m. and Mr. Nore who was excused until 10:00 a.m.

STANDING COMMITTEE REPORT

Revenue

LEGISLATIVE BILL 312. Indefinitely postponed

LEGISLATIVE BILL 551. Indefinitely postponed.

(Signed) Rudolf C. Kokes, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 298. Correctly engrossed.

LEGISLATIVE BILL 316. Correctly re-engrossed.

LEGISLATIVE BILL 390. Correctly engrossed.

LEGISLATIVE BILL 399. Correctly engrossed.

LEGISLATIVE BILL 528. Correctly engrossed.

LEGISLATIVE BILL 589. Correctly engrossed.

LEGISLATIVE BILL 590. Correctly engrossed.

LEGISLATIVE BILL 591. Correctly engrossed.

LEGISLATIVE BILL 713. Correctly engrossed.

LEGISLATIVE BILL 279. Correctly enrolled.

LEGISLATIVE BILL 331. Correctly enrolled.

LEGISLATIVE BILL 359. Correctly enrolled.

LEGISLATIVE BILL 367. Correctly enrolled.

LEGISLATIVE BILL 371. Correctly enrolled.

LEGISLATIVE BILL 436. Correctly enrolled.

LEGISLATIVE BILL 566. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 279, LB 331, LB 359, LB 367, LB 371, LB 436, and LB 566.

VISITORS

Mr. Lewis introduced Mr. and Mrs. Charles Sughroue and family; Mary, Christy, and Harry from his district.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 53. Laid over.

LEGISLATIVE BILL 148.

A BILL FOR AN ACT relating to hospitals; to provide for the improving of quality of medical and hospital care as prescribed; to provide for privileged communications as prescribed; to amend section 25-12,122, Revised Statutes Supplement, 1969; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Duis
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Keyes Kime Klaver Kokes
Kremer Lewis Mahoney Maresh Marvel
Morgan Orme Savage Schmit Simpson
Skarda Snyder Stahmer Stromer Stull
Swanson Syas Waldo Waldron Wallwey
Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 5:

Elrod Luedtke Moylan Nore Proud

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 185. With emergency.

A BILL FOR AN ACT relating to building and loan associations; to provide that state associations shall have all the rights, powers, privileges, benefits, and immunities of a federal savings and loan association doing business in this state except as prescribed; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with emergency clause attached?' "

Voting in the affirmative, 44:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Duis
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Keyes Kime Klaver Kokes
Kremer Lewis Mahoney Maresh Marvel
Morgan Orme Savage Schmit Simpson
Skarda Snyder Stahmer Stromer Stull
Swanson Syas Waldo Waldron Wallwey
Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 5:

Elrod Luedtke Moylan Nore Proud

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 208. With emergency.

A BILL FOR AN ACT to repeal sections 85-196, 85-197, 85-198, and 85-199, Revised Statutes Supplement, 1969, relating to the University of Nebraska; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with emergency clause attached?' "

Voting in the affirmative, 42:

Barnett Burbach Carsten Carstens Chambers
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Keyes Kime Klaver Kokes
Kremer Lewis Luedtke Mahoney Maresh
Marvel Morgan Moylan Orme Savage
Schmit Simpson Skarda Stahmer Stull
Swanson Waldron Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 5:

Carpenter Snyder Stromer Syas Waldo

Not voting, 2:

Nore Proud

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Mr. Carpenter asked unanimous consent to go on to Select File. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 360. Enrollment and Review amendment found in the Legislative Journal on page 957 for the Forty-Eighth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 178. Enrollment and Review amendments found in the Legislative Journal on page 957 for the Forty-Eighth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 854. Enrollment and Review amendments found in the Legislative Journal on page 957 for the Forty-Eighth Day were adopted.

Mr. Luedtke offered the following amendment which was adopted:
To strike after the word "imprisonment" on line 4, page 8 of the amendments to LB 854 all new material through line 13 thereof.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 376. Enrollment and Review amendments found in the Legislative Journal on page 958 for the Forty-Eighth Day were adopted.

Advanced to Enrollment and Review for engrossment.

EASE

The Legislature was at ease from 9:35 a.m. to 9:42 a.m.

PERSONAL PRIVILEGE

Mr. Proud publicly thanked Omaha police officers R. S. Fickel, J. R. Quist and Sgt. Weickle for their courtesy and bravery after their home was robbed yesterday.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 317. With emergency.

A BILL FOR AN ACT to amend sections 21-1786, 21-1789, 21-17,104, 21-17,105, and 21-17,117, Reissue Revised Statutes of Nebraska, 1943, relating to credit unions; to change membership qualifications as prescribed; to prescribe for approval of loans; to change requirements for reserves; to change requirements for dividends; to authorize small groups to join a central credit union as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with emergency clause attached?' "

Voting in the affirmative, 47:

Barnett
Burbach
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 2:

Kime
Nore

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 356.

A BILL FOR AN ACT to amend section 24-339, Revised Statutes Supplement, 1969, relating to courts; to provide for an increase in the salary of district court reporters; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 33:

Barnett
Burbach
Carpenter
Carsten
Carstens
Chambers
Craft
DeCamp
Duis
Elrod
Hasebroock
Johnson
Keyes
Kime
Klaver
Luedtke
Mahoney
Maresh
Morgan
Moylan
Proud
Savage
Simpson
Skarda
Stahmer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Wiltse
Ziebarth

Voting in the negative, 14:

Clark
Epke
Goodrich
Holmquist
Kennedy
Kokes
Kremer
Lewis
Orme
Schmit
Snyder
Stromer
Warner
Whitney

Not voting, 2:

Marvel
Nore

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

UNANIMOUS CONSENT–Withdraw LB 649

Mr. Barnett renewed his request found in the Legislative Journal on page 969 for the Forty-Eighth Day to withdraw LB 649 and cancel the hearing. No objections. So ordered.

VISITORS

Mr. Carsten introduced 17 grade school students and their teacher Mrs. Earl Puls of Manley District No. 96 of Manley, Nebraska.

MOTION–Place LB 378 on General File

Mr. Carstens moved LB 378 be taken from the Miscellaneous Subjects Committee and be placed on General File. Laid over.

MOTION–Return LB 854 to Select File

Mr. Waldo moved to return LB 854 to Select File for the following specific amendment:

On page 11, line 24, strike "Section 7" and insert "Section 8."

The motion to return prevailed with 32 ayes, 0 nays and 17 not voting.

SELECT FILE

LEGISLATIVE BILL 854. The Waldo amendment found in today's Journal was adopted by a vote of 29 ayes, 0 nays and 20 not voting.

Advanced to Enrollment and Review for engrossment.

UNANIMOUS CONSENT–Bracket LB 463 on Final Reading

Mr. Duis asked unanimous consent to bracket LB 463 on Final Reading. No objections. So ordered.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 381. Correctly engrossed.

LEGISLATIVE BILL 396. Correctly engrossed.

LEGISLATIVE BILL 417. Correctly engrossed.

LEGISLATIVE BILL 466. Correctly engrossed.

LEGISLATIVE BILL 556. Correctly engrossed.

LEGISLATIVE BILL 677. Correctly engrossed.

LEGISLATIVE BILL 994. Correctly engrossed.

(Signed) Duke Snyder, Chairman

GENERAL FILE

LEGISLATIVE BILL 189. Title read. Explained.

Mr. Holmquist moved to indefinitely postpone LB 189. The motion prevailed with 29 ayes, 16 nays and 4 not voting.

LEGISLATIVE BILL 445. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 607 for the Thirtieth Day were adopted.

Mr. Carpenter offered the following amendment which was adopted:
Add the emergency clause.

Advanced to Enrollment & Review with 35 ayes, 0 nays and 14 not voting.

LEGISLATIVE BILL 446. Considered.

Mr. Stahmer offered the following amendment which was adopted with 22 ayes, 14 nays and 13 not voting:
Page 2, on line 5 after "institution".
Add "Except where written permission is granted by a parent or guardian," and that an amendment be added on Line 9 after "void", "Except as provided otherwise herein".

Mrs. Orme requested a Call of the House. The Call showed 46 members present.

Mrs. Orme moved the Call be raised. The motion prevailed with 44 ayes, 0 nays and 5 not voting.

Mr. Nore requested a record vote.

Voting in the affirmative, 25:

Barnett Carpenter Carstens Chambers Craft
DeCamp Duis Elrod Hasebroock Kennedy
Keyes Klaver Kremer Luedtke Mahoney
Marvel Morgan Orme Proud Schmit
Simpson Stahmer Swanson Waldron Wallwey

Voting in the negative, 17:

Carsten Epke Goodrich Holmquist Johnson
Kime Kokes Maresh Nore Savage
Skarda Snyder Stull Syas Waldo
Warner Wiltse

Not voting, 7:

Burbach Clark Lewis Moylan Stromer
Whitney Ziebarth

Advanced to Enrollment & Review with 25 ayes, 17 nays and 7 not voting.

Mr. Carpenter asked unanimous consent to take up LB 470 today. No objections. So ordered.

LEGISLATIVE BILL 470. Title read. Explained.

SPEAKER HASEBROOCK PRESIDING

Advanced to Enrollment & Review with 36 ayes, 1 nay and 12 not voting.

Mr. Carpenter asked unanimous consent to keep LB 446 and LB 470 together with LB 446 first on final reading. No objections. So ordered.

LEGISLATIVE BILL 231. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 618 for the Thirty-First Day were adopted.

Mr. Carpenter requested a Call of the House. The Call showed 43 members present.

Mr. Carpenter moved the Call be raised. The motion prevailed with 35 ayes, 0 nays and 14 not voting.

Advanced to Enrollment & Review with 26 ayes, 10 nays and 13 not voting.

LEGISLATIVE BILL 257. Title read. Explained.

PRESIDENT MARSH PRESIDING

Mr. Carpenter offered the following amendment which was adopted:

Amend first paragraph of the Standing Committee Amendment, after "Municipality" line 9 strike remainder of paragraph and insert: "located in such county, approval shall be given by a majority of the electors of the county voting on the proposition at a general election".

Standing Committee amendment, as amended, found in the Legislative Journal on page 618 for the Thirty-First Day was adopted.

The motion to advance failed with 15 ayes, 15 nays and 19 not voting.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 639A. Placed on Select File as amended.
Enrollment and Review amendments to LB 639A:

(Note: There are discrepancies between the bill as introduced and as printed. The following amendments refer to the bill as introduced.)

1. In section 1, line 12, and in the title, line 14, insert ", 1971" after "Session".

2. In section 2, line 3, strike "fund" and insert "funds"; in line 4 strike "sum" and insert "sums"; and in line 6, strike "General Fund" and insert "proper funds".

LEGISLATIVE BILL 450. Placed on Select File as amended.
Enrollment and Review amendments to LB 450:

1. On page 2, line 26, insert an underscored comma after "education"; and in line 26 strike the comma and show the same as stricken.

2. On page 3, insert an underscored comma at the end of line 3; and in line 4 strike the first comma and show the same as stricken.

3. On page 4, line 1, strike "79-526." and insert "~~79-526.~~".

LEGISLATIVE BILL 706. Placed on Select File.

LEGISLATIVE BILL 372. Placed on Select File.

LEGISLATIVE BILL 829. Placed on Select File.

(Signed) Duke Snyder, Chairman

STANDING COMMITTEE REPORT

Banking, Commerce & Insurance

LEGISLATIVE BILL 54. Placed on General File as amended.
Standing Committee amendments to LB 43:

(Amendments struck the bill and created a new bill which is available separate from the Journal.)

LEGISLATIVE BILL 750. Placed on General File as amended.
Standing Committee amendment to LB 750:

1. On page 2, line 4, strike "shall" and insert "may", in line 13 after be strike "a" and insert "an active"; and strike all of section 2.

LEGISLATIVE BILL 767. Placed on General File as amended.
Standing Committee amendment to LB 767:

1. On page 8, line 27, and page 9, line 9 strike "(9)," and show as stricken matter.

LEGISLATIVE BILL 874. Placed on General File as amended.
Standing Committee amendment to LB 874:

On page 2, lines 7 and 8 reinstate the stricken matter after the semi-colon in line 7, and line 8 insert a new comma after the reinstated matter.

LEGISLATIVE BILL 883. Placed on General File as amended.
Standing Committee amendment to LB 883:

On page 2, line 18 insert "17-925," after "section".

LEGISLATIVE BILL 891. Placed on General File as amended.
Standing Committee amendment to LB 891:

1. Amend the bill by striking sections 1 to 6 and inserting the following:

"Section 1. That section 44-2301, Revised Statutes Supplement, 1969, be amended to read as follows:

44-2301. In addition to examinations expressly authorized under Chapter 44, the Director of Insurance may hold hearings ~~for any purpose within the scope of such chapter as he may deem proper for the purpose of determining whether any person has violated any provision of such chapter or to procure information helpful in the lawful administration of any such provision~~ of the provisions of such chapter. ~~The director shall hold a hearing if required by any provision of such chapter or requested by any aggrieved~~

~~party. Any person aggrieved by any order of the director may request a hearing. The request shall be in writing and shall summarize the information and grounds to be relied upon as a basis for the relief to be sought at the hearing~~. For the purpose of holding a hearing and the production of documents and attendance of witnesses, the director shall have the power to appoint one or more special employees as his assistant or assistants, and to employ such counsels and clerks as may be deemed necessary and give each such person such powers to assist the department as the director may consider proper.

Sec. 1. Hearings and appeals in contested cases under the provisions of Chapter 44 as the same now provide or may hereafter from time to time be amended shall be governed by the provisions of sections 84-913 to 84-919, as the same now provide or may hereafter from time to time be amended.

Sec. 3. That original section 44-2301, Revised Statutes Supplement, 1969, and also sections 44-2302 to 44-2311, Revised Statutes Supplement, 1969, are repealed.".

(Signed) Sam Klaver, Chairman

LEGISLATIVE BILL 631. Indefinitely postponed.

(Signed) E. Thome Johnson, Vice-Chairman

Education

LEGISLATIVE BILL 525. Placed on General File.

LEGISLATIVE BILL 841. Placed on General File.

LEGISLATIVE BILL 569. Indefinitely postponed.

LEGISLATIVE BILL 808. Indefinitely postponed.

LEGISLATIVE BILL 809. Indefinitely postponed.

(Signed) Don Elrod, Chairman

Public Health and Welfare

LEGISLATIVE BILL 326. Placed on General File as amended.
Standing Committee amendment to LB 326:

1. On page 3, line 4, strike "dangerous"; strike line 18 to 20; in line 21 strike "dangerous"; in line 24 strike "or"; in line 25 after "tobacco" insert ",or any nonnarcotic substance if such substance may, under the Federal

Food, Drug, and Cosmetic Act and the law of this state, be lawfully sold over the counter without a prescription"; in line 27 strike "dangerous".

2. In section 1, renumber subdivisions (4) to (34) as subdivisions (3) to (33) respectively.

3. On page 4, line 19, strike "distribute" and insert "deliver"; in line 20 strike "dangerous"; in line 21 strike "human"; in line 27 strike "distribution" and insert "delivery".

4. On page 5, lines 2, 5 and 7, strike "dangerous".

5. On page 6, lines 3 and 24, strike "dangerous".

6. On page 7, lines 4 and 9, strike "dangerous"; in line 22 after "opium" insert an underscored comma; in line 24 after "chemically" insert "equivalent or".

7. On page 8, line 3, after "ecgonine" insert ",or isoquinoline alkaloids of opium"; in lines 4 and 23 strike "dangerous".

8. On page 9, lines 1, 5, 10 and 15, strike "dangerous".

9. On page 10, line 25, strike "dangerous".

10. On page 11, line 2, strike "substances" and insert "opiates".

11. On page 13, line 9, after "compound" insert "isomer".

12. On page 17, after line 3 insert the following:

"Any material, compound, mixture, or preparation which contains any quatity of the following substances having a potential for abuse, associated with a depressant effect on the central nervous system:"

13. On page 17, line 18, after "codeine" insert "or any of its salts "; in line 21, after dihydrocodeine" insert "or any of its salts "; in line 24 after "ethylmorphine" insert "or any of its salts".

14. On page 18, lines 12, 17, 20,and 26, strike "dangerous".

15. On page 19, lines 3, 8, 11, 16, and 23, strike "dangerous".

16. On page 20, lines 2, 11, 14 and 21, strike "dangerous".

17. On page 21, lines 16 and 25, strike "dangerous".

18. On page 22, line 6, 12, and 15, strike "dangerous"; in line 18 after "registration" insert "or refusing a renewal of registration"; in line 22 after "suspended" insert "or why the renewal should not be refused"; in line 26 strike "receipt" and insert "service"; in line 27 insert ", but in the case of a denial or renewal or registration the show cause order shall be served not later than thirty days before the expiration of the registration".

19. On page 23, line 5, after the period insert "Proceedings to refuse renewal of registration shall not

abate the existing registration which shall remain in effect pending the outcome of the administrative hearing."; in line 8 after "section" insert "or where renewal of registration is refused"; in line 9 strike "he" and insert "the department"; in line 17 strike "dangerous".

20. On page 24, line 1, strike "dangerous" and strike "shall" and insert "may".

21. On page 25, lines 2, 12, and 21, strike "dangerous".

22. On page 26, lines 6, 17, and 21, strike "dangerous".

23. On page 27, lines 1, 14, 19, and 27, strike "dangerous"; in line 3 strike ", the name"; and strike line 4.

24. On page 28, line 1, strike the comma; strike line 2; in line 3 strike "practitioner," in line 4 strike "if" and insert "is" in lines 7, 9, and 22, strike "dangerous"; in lines 14 and 15 strike ", the name and address of the pharmacy or dispensing practitioner," and insert "and".

25. On page 29, lines 5, 10, and 25, strike "dangerous"

26. On page 30, lines 15, 17, and 21, strike "dangerous"; in line 22 strike the comma; strike lines 23 to 27 and insert "be guilty of a felony and, upon conviction thereof, shall be punished by imprisonment in the Nebraska Penal and Correctional Complex for not less than five nor more than twenty years and shall not be eligible for probation; (b) any".

27. On page 31, lines 1, 9, and 19, strike "dangerous".

28. On page 32, strike lines 19 to 23 and insert the following:

"(6) If a person is convicted of a violation under section 11 of this act, as a part of the sentence he shall be required during the period of confinement to attend a course of instruction conducted by the department on the effects, medically, psychologically and socially, of the misuse of controlled substances. He shall also be required to receive medical treatment, while so confined, for the effect upon him of controlled substances. If a person is placed on probation, as a condition of probation he shall attend and complete an identical course of instruction conducted by the department and pay a fee of five dollars for the course. As a further condition the person shall be required to receive medical treatment for the effects of controlled substances abuses.".

29. On page 33, lines 10, 13, and 15, strike "dangerous".

30. On page 34, lines 1, 7, 12, 19, and 26, strike "dangerous".

31. On page 35, lines 2, 5, 14, 19, and 23, strike "dangerous".

32. On page 36, line 11, strike "dangerous".

33. On page 38, lines 3 and 26, strike "dangerous".

34. On page 40, line 13, strike "dangerous"; in lines 17, 18, 22, 23, and 27 strike "dangerous" and insert "controlled".

35. On page 41, line 5, strike "dangerous"; in lines 15, 16, and 19 strike "dangerous" and insert "controlled".

36. On page 42, line 13, strike "forfeited" and insert "subject to forfeiture"; in line 13 and 20 strike "dangerous"; in line 27 after the semicolon insert "Provided, any conveyance seized including aircraft, vehicles or vessels shall be released by the proper court upon a showing by the owner of record of such conveyance that the owner had no knowledge such conveyance was being used in violation of any provision of this act;".

37. On page 44, line 7, strike "a reasonable time" and insert "five days"; in line 22 after "conveyance" insert "in person or"; in line 23 after "address" insert "; Provided, any conveyance seized including aircraft, vehicles or vessels shall be released by the proper court upon a showing by the owner of record of such conveyance that said owner had no knowledge such conveyance was being used in violation of any provision of this act".

38. On page 45, line 22, strike "dangerous".

39. On page 46, line 6, after the period insert "When a conveyance is sold under court order, the officer holding the sale shall make a return to the court showing to whom the conveyance was sold and for what price. This return together with the court order shall authorize the county clerk to issue a title to the purchaser of the conveyance if such conveyance requires such title under the laws of this state."; in line 25 strike "dangerous".

40. On page 47, lines 8, 11, 16, 21, and 23, strike "dangerous".

41. On page 48, lines 1, 4, 7, 9, 14, 17, and 23, strike "dangerous".

42. On page 49, lines 11 and 23 strike "dangerous" and insert "controlled"; in line 20 strike "dangerous".

43. On page 51, line 9, strike "Dangerous".

(Signed) Thomas C. Kennedy, Chairman

MOTION—Introduce Bill

Mr. Carpenter moved the introduction of a new bill by the Committee on Government and Military Affairs, to be known as LB 1009. The motion prevailed with 32 ayes, 0 nays and 17 not voting.

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1009. By Committee on Government and Military Affairs, Terry Carpenter, 48th District, Chairman; Sam Klaver, 9th District; William F. Swanson, 27th District; John DeCamp, 40th District; Glenn A. Goodrich, 20th District; Fred W. Carstens, 30th District; Don Elrod, 35th District; P. J. Morgan, 4th District.

A BILL FOR AN ACT to amend section 81-502, Revised Statutes Supplement, 1969, relating to the State Fire Marshal; to adopt the Life Safety Code recommended by the National Fire Protection Association dated 1971; to repeal the original section; and to declare an emergency.

MEMBER EXCUSED

Mr. Swanson asked unanimous consent to be excused Tuesday, March 23 until 11:00 a.m. No objections. So ordered.

UNANIMOUS CONSENT—Withdraw LB 788

Mr. Swanson asked unanimous consent to withdraw LB 788 and to cancel the hearing. Laid over.

EXPLANATION OF VOTE

Had I been present, I would have voted nay on LB 148 and LB 208; aye on LB 185, LB 317 and LB 356.

(Signed) Herb Nore

NOTICE OF COMMITTEE HEARING

Judiciary

LB 1004	Tuesday, March 30, 1971	2:00 p.m.
LB 1005	Tuesday, March 30, 1971	2:00 p.m.

(Signed) Roland Luedtke, Chairman

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on March 22, 1971 at 10:15 a.m.: LB 57, LB 419, LB 491 and LB 493.

(Signed) Barbara Jackson, Enrolling Clerk

ADJOURNMENT

At 11:53 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Tuesday, March 23, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

FIFTIETH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, March 23, 1971

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> It is good, O Lord, that it is not custom that brings us again into this sacred moment of prayer, but our deep sense of need. Forgive us all that we talk too much and think too little. Forgive us all that we worry so often and pray so seldom. Most of all, O Lord, forgive us that, so helpless without Thee, we are yet so unwilling to seek Thy help. Give us grace to seek Thee with the whole heart, that seeking Thee we may find Thee, and finding Thee may love Thee, and loving Thee may keep Thy commandments and do Thy will. Through Jesus Christ our Lord. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Chambers and Waldo who were excused and Mr. Swanson who was excused until 11:00 a.m.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 323. Replaced on Select File as amended.
Enrollment and Review amendment to LB 323:

1. In new section 24, lines 1 and 2, strike "their" and insert "its".

LEGISLATIVE BILL 494. Replaced on Select File as amended.
Enrollment and Review amendment to LB 494:

1. In line 3 of the title as amended, insert "as" after "serve".

LEGISLATIVE BILL 819. Replaced on Select File as amended.
Enrollment and Review amendments to LB 819:

1. In line 1 of the second Orme amendment adopted 3/18/71, strike "page 1" and insert "page 2".
2. Add a new section to read:

"Sec. 8. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, line 8, strike "and"; and in line 9 insert "; and to declare an emergency" before the period.

LEGISLATIVE BILL 126. Replaced on Select File as amended.
Enrollment and Review amendment to LB 126:

1. Strike E & R amendments to the title, lines 8 and 9.

LEGISLATIVE BILL 447. Placed on Select File as amended.
Enrollment and Review amendments to LB 447:

1. In standing committee amendment 2, line 1, insert "Add a new section to read: 'Sec. 3.' " before "Since".
2. In the title, lines 5 and 6, strike "to successors of dissolved school districts; and" and insert "as prescribed;"; and in line 7 insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 469. Placed on Select File as amended.
Enrollment and Review amendments to LB 469:

1. In section 1, line 21, strike "and" and insert "or".
2. In section 2, strike the comma in line 5.
3. In the title, strike lines 2 to 9 and insert:

"FOR AN ACT relating to schools; to provide for payment of
nonresident tuition for pupils attending school
in another state as prescribed; and to repeal
section 79-4,106, Reissue Revised Statutes of
Nebraska, 1943.".

LEGISLATIVE BILL 478. Placed on Select File as amended.
Enrollment and Review amendments to LB 478:

1. In new section 2, line 29, insert an underscored comma after "acres".
2. In the title, line 6, insert "to provide for the detachment of territory as prescribed;" after the semicolon.

LEGISLATIVE BILL 867. Placed on Select File as amended. Enrollment and Review amendments to LB 867:

1. On page 2, insert a comma after "statement" in lines 2, 15, 19, and 24; and in lines 7 and 11, strike "subdivisions" and insert "subdivision".
2. On page 3, line 3, strike "or other document" and insert a comma; insert a comma after "Sunday" in line 4; and in line 5, strike "acts" and insert "filing".
3. In the title, line 3, insert "or payments" after "documents".

LEGISLATIVE BILL 300. Placed on Select File.

LEGISLATIVE BILL 723. Placed on Select File.

LEGISLATIVE BILL 585. Placed on Select File as amended. Enrollment and Review amendment to LB 585:

1. In the title, lines 4 and 5, insert "control" after "pollution".

LEGISLATIVE BILL 698. Placed on Select File as amended. Enrollment and Review amendments to LB 698:

1. On page 3, lines 1 and 19, strike "with" and insert "to"; and strike the new matter in lines 18 and 19, and insert the same after "lieu" in line 16.
2. On page 4, line 3, strike "with" and insert "to".

LEGISLATIVE BILL 483. Placed on Select File as amended. Enrollment and Review amendments to LB 483:

1. On page 8, line 3, place the stricken period immediately after "and".
2. In the title, line 15, insert "to change the minimum age of an incorporator;" after the semicolon.

LEGISLATIVE BILL 485. Placed on Select File.

LEGISLATIVE BILL 486. Placed on Select File as amended. Enrollment and Review amendments to LB 486:

1. On page 6, strike the commas in line 6; and in line 19, strike the first comma.
2. In the title, line 6, strike "in this act".

LEGISLATIVE BILL 487. Placed on Select File as amended. Enrollment and Review amendments to LB 487:

1. On page 3, line 26, strike the first comma.
2. On page 4, line 12, strike the first comma.

LEGISLATIVE BILL 488. Placed on Select File.

LEGISLATIVE BILL 489. Placed on Select File as amended. Enrollment and Review amendments to LB 489:

1. On page 4, line 1, strike "said" and insert "such".

2. In the title, insert "to provide an exception;" at the end of line 7.

LEGISLATIVE BILL 459. Placed on Select File.

LEGISLATIVE BILL 581. Placed on Select File.

LEGISLATIVE BILL 403. Placed on Select File.

LEGISLATIVE BILL 724. Placed on Select File as amended. Enrollment and Review amendment to LB 724:

1. In the title, line 5, insert "to eliminate obsolete material; to eliminate a restriction;" after the semicolon.

LEGISLATIVE BILL 460. Placed on Select File.

LEGISLATIVE BILL 657. Placed on Select File as amended. Enrollment and Review amendments to LB 657:

1. On page 3, line 22, strike the first comma.

2. Add a new section to read:

"Sec. 5. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, line 16, strike "and"; and in line 17, insert "; and to declare an emergency" after "sections".

LEGISLATIVE BILL 596. Placed on Select File as amended. Enrollment and Review amendments to LB 596:

1. Add a new section to read:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, strike line 4 and insert "to define a term;" in line 5, strike "and"; and in line 5, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 484. Placed on Select File as amended. Enrollment and Review amendment to LB 484:

1. In the title, line 3, strike "and 21-1996," and insert "21-1951, 21-1982, 21-1996, and 21-19,100,"; and at the end of line 12 insert "to provide for biennial rather than annual reports and fees;".

LEGISLATIVE BILL 495. Placed on Select File.

LEGISLATIVE BILL 174. Placed on Select File as amended. Enrollment and Review amendment to LB 174:

1. In the title, line 7, insert "to provide for revocation of licenses as prescribed;" after the semicolon.

LEGISLATIVE BILL 609. Placed on Select File as amended. Enrollment and Review amendment to LB 609:

1. On page 2, line 11, strike the second "any"; and in line 12 insert "2A" after "volume".

LEGISLATIVE BILL 648. Placed on Select File.

LEGISLATIVE BILL 269. Correctly engrossed.

LEGISLATIVE BILL 292. Correctly re-engrossed.

LEGISLATIVE BILL 337A. Correctly engrossed.

LEGISLATIVE BILL 382. Correctly engrossed.

LEGISLATIVE BILL 453. Correctly engrossed.

LEGISLATIVE BILL 463. Correctly engrossed.

LEGISLATIVE BILL 463A. Correctly engrossed.

LEGISLATIVE BILL 597. Correctly engrossed.

LEGISLATIVE BILL 618. Correctly engrossed.

LEGISLATIVE BILL 684. Correctly engrossed.

LEGISLATIVE BILL 1006. Correctly re-engrossed.

LEGISLATIVE BILL 148. Correctly enrolled.

LEGISLATIVE BILL 185. Correctly enrolled.

LEGISLATIVE BILL 208. Correctly enrolled.

LEGISLATIVE BILL 317. Correctly enrolled.

LEGISLATIVE BILL 356. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 148, LB 185, LB 208, LB 317, LB 356 & LR 27.

NOTICE OF COMMITTEE HEARING

Nebraska Retirement Systems Committee

LB 501	Friday, April 2, 1971	1:00 p.m.
LB 562	Friday, April 2, 1971	1:00 p.m.
LB 667	Friday, April 2, 1971	1:00 p.m.

(Signed) Claire W. Holmquist, Chairman

STANDING COMMITTEE REPORTS

Urban Affairs

LEGISLATIVE BILL 549. Placed on General File as amended.
Standing Commitee amendment to LB 549:
1. On page 2, line 8 strike "fifteen" and insert "ten".

LEGISLATIVE BILL 634. Placed on General File.

LEGISLATIVE BILL 693. Placed on General File.

LEGISLATIVE BILL 740. Placed on General File.

(Signed) Harold D. Simpson, Chairman

Revenue

LEGISLATIVE BILL 313. Indefinitely postponed.

LEGISLATIVE BILL 737. Indefinitely postponed.

(Signed) Rudolf C. Kokes, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 265.

A BILL FOR AN ACT to amend sections 39-752, 39-753, and 39-754, Reissue Revised Statutes of Nebraska, 1943, and section 39-751, Revised Statutes Supplement, 1969, relating to highways; to redefine right-of way on the highways as prescribed; to provide for liability; to repeal the original sections, and also section 39-728, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 16, Eighty-second Legislature, First Session, 1971.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett Burbach Carpenter Carsten Carstens
Craft DeCamp Elrod Epke Goodrich
Hasebroock Holmquist Johnson Kennedy Keyes
Kime Klaver Kokes Kremer Lewis
Luedtke Mahoney Maresh Marvel Morgan
Moylan Nore Orme Proud Savage
Schmit Simpson Skarda Snyder Stahmer
Stromer Stull Syas Warner Whitney
Wiltse Ziebarth

Voting in the negative, 1:

Duis

Not voting, 6:

Chambers Clark Swanson Waldo Waldron
Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 440. With emergency.

A BILL FOR AN ACT to amend section 71-3004, Revised Statutes Supplement, 1969, relating to water pollution control; to remove the limitation on state grants for construction of sewage treatment works; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with emergency clause attached?' "

Voting in the affirmative, 46:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft DeCamp Duis Elrod

Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Keyes Kime Klaver Kokes
Kremer Lewis Luedtke Mahoney Maresh
Marvel Morgan Moylan Nore Orme
Proud Savage Schmit Simpson Skarda
Snyder Stahmer Stromer Stull Syas
Waldron Wallwey Warner Whitney Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Chambers Swanson Waldo

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—Return LB 381 To Select File

Mr. Carstens moved to return LB 381 to Select File for the following specific amendment:
1. Amend Standing Committee Amendment 1 by inserting in the first line after the stricken matter ", and a fee of twenty-five cents for indexing" after "page".

The motion to return prevailed with 35 ayes, 0 nays and 14 not voting.

SELECT FILE

LEGISLATIVE BILL 381. The Carstens amendment found in today's Journal was adopted by a vote of 28 ayes, 0 nays and 21 not voting.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 639A. Enrollment and Review amendments found in the Legislative Journal on page 980 for the Forty-Ninth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 450. Enrollment and Review amendments found in the Legislative Journal on page 980 for the Forty-Ninth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 706.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 372. Mr. Carpenter offered the following amendment which was adopted by unanimous consent:
Add the Emergency Clause.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 829.

Advanced to Enrollment and Review for engrossment.

MOTION—Place LB 378 on General File

Mr. Carstens renewed his motion as found in the Legislative Journal on page 977 for the Forty-Ninth Day.

Mr. Barnett moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 25 ayes, 10 ayes and 14 not voting.

Mr. Carstens requested a Call of the House. The Call showed 45 members present.

Mrs. Craft moved the Call be raised. The motion lost with 21 ayes, 23 nays and 5 not voting.

Mr. Swanson moved the Call be raised. The motion prevailed with 43 ayes, 1 nay and 5 not voting.

The motion to place LB 378 on General File prevailed with 25 ayes, 18 nays and 6 not voting.

VISITORS

Mr. Snyder introduced Mr. Clarence Barbee, principal of Horace Mann Jr. High School in Omaha, Nebraska.

The President introduced 50 students from Wilber Public School and their teachers, J. E. Hanknader and R. Hoffman.

Mr. Kokes introduced 44 students from Ord High School and their teachers, Mrs. Bev Walsh and Mr. Chuck Squier.

UNANIMOUS CONSENT—Withdraw LB 788

Mr. Swanson renewed his pending request to withdraw LB 788 and to cancel the hearing. No objections. So ordered.

UNANIMOUS CONSENT—Hold on General File

Mr. Stahmer asked unanimous consent to hold LB 236, LB 237 and LB 238 over on General File until March 30, 1971. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 29.

Introduced by John W. DeCamp, 40th District; Otho G. Kime, 43rd District; Richard Lewis, 38th District; and Richard Maresh, 32nd District.

WHEREAS, investigation by the United States Bureau of Reclamation has shown that a multipurpose water development project in Keya Paha, Brown, Rock, Cherry, and Holt Counties, Nebraska, would provide large benefits for irrigation, flood control, recreation and fish and wildlife enhancement to the local area and to the state; and

WHEREAS, studies completed by the Nebraska Soil and Water Conservation Commission for the Nebraska Water Plan show that the project would be desirable and compatible with total state water resources development; and

WHEREAS, field hearings were completed for the project by the United States House of Representatives Committee on Interior and Insular Affairs, Subcommittee on Irrigation and Reclamation, in July of 1970; and

WHEREAS, bills HR-868 and S-353 for authorization of construction of this project were introduced by Congressman Martin and Senators Hruska and Curtis and are presently being considered by the House of Representatives and Senate; and

WHEREAS, a preliminary summary of a petition to register support for the O'Neill Unit circulated by the Board of Directors of the North Central Reclamation District during January and February of 1971, reveals that over ninety per cent of the owners and operators of this land support the project.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Legislature memorializes the 92nd Congress and the respective Interior Committees thereof to support the proposals of the Bureau of Reclamation for the O'Neill Unit Project and approve the above legislation for its authorization and construction.

2. That funds be provided to the Bureau of Reclamation in fiscal year 1971-72 for preconstruction planning.

3. That copies of this resolution, suitably engrossed, be transmitted by the Clerk of the Legislature to the United States Senate and House of Representatives, of the 92nd Congress, to Honorable Henry Jackson, chairman of the Senate Interior Committee and Honorable Wayne Aspinall, chairman of the House Interior Committee and to each member from Nebraska in the Senate and House of Representatives of the United States.

Laid over.

LEGISLATIVE RESOLUTION 30.

Introduced by Richard F. Proud, 12th District.

WHEREAS, the Government of North Vietnam, along with 119 other nations, signed the Geneva Convention in 1957 and promised, in effect, to adhere to the covenants contained therein; and

WHEREAS, the Government of North Vietnam has since ignored the covenants of the Geneva Convention and has particularly disregarded those provisions related to the humane treatment of prisoners of war; and

WHEREAS, the Government of North Vietnam has not allowed neutral inspections of its prisoner of war camps, has refused to release the names of those being held captive, has refused to release the sick and wounded, and has refused to permit the free exchange of mail between prisoners and their families; and

WHEREAS, at least five natives of the State of Nebraska have been officially listed as prisoners of war, at least eight natives of the State of Nebraska have been officially listed as missing in action.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the week of March 21 to 27 be declared Nebraska Week of Concern for prisoners of war and men missing in action.

Mr. Proud moved to suspend the rules and consider LR 30 at this time. The motion prevailed with 36 ayes, 0 nays and 13 not voting.

LR 30 was adopted with 38 ayes, 0 nays and 11 not voting.

UNANIMOUS CONSENT—Print in Journal

Mr. Proud asked unanimous consent to have inserted in the Journal the names of those referred to in LR 30. No objections. So ordered.

PRISONERS OF WAR

Capt. Michael M. McCuistion, PFC Gustav A. Mehrer, Major Douglas B. Peterson, Lt. Richard R. Ratzlaff and Capt. Loren H. Torkelson.

MISSING IN ACTION

Col. Herbert W. Brennan, Capt. Clifton E. Cushman, Major Wendell R. Keller, Lt. Michael L. Klingner, Lt. Col. Charles Macko, Cdr. Thomas E. Scheurich, Lt. Col. Robert L. Standerwick and MSgt. Willie E. Stark.

STANDING COMMITTEE REPORT

Public Health and Welfare

LEGISLATIVE BILL 910. Placed on General File as amended.
Standing Committee amendments to LB 910:

1. On page 2, line 19, after the comma insert "and other homes for the aged licensed by the State of Nebraska and certified to the Department of Public Welfare as intermediate care facilities,"; in line 21 strike "thousands" and insert "thousandths of one".

2. On page 6, line 7, strike "on forms"; and strike line 8 and insert "in section 7 of this act.".

3. Insert 2 new sections to be known as section 7 and 8 and to read as follows:

"Sec. 7. Additional payments for actual care for each individual patient shall be based on a point system at the rate of five cents for each point per day computed on the basis of the following schedule:

(1) Mobility. (a) No help needed, no points; (b) help needed only in special circumstances, such as going up and down stairs, one point; (c) help required daily to get in or out of bed, or in or out of a chair, three points; (d) training required in walking skill or in use of appliances such as a wheel chair, walker, or crutches, five points.

(2) Eating. (a) Requires a minimum of supervision of food practices, no points; (b) requires some direction and help because of poor eating habits, one point; (c) must be fed by others, three points; (d) must be fed, eats slowly, coaxed to eat, four points.

(3) Continence. (1) Continent, no points; (b) needs help and training in being continent, two points, (c) unable to restrain natural evacuation, able to notify staff, six points; (d) unable to restrain natural evacuations or to use aids and is messy, twelve points.

(4) Personal care and hygiene. (a) Requires a minimum of supervision of personal care, no points; (b) requires daily help in bathing and being clean, three points; (c) requires help in activities or personal

care, such as dressing, bathing, combing hair, shaving, care of nails, mouth or foot hygiene, six points; (d) requires complete twenty-four hour daily care, ten points.

(5) Nursing care. (a) None needed, no points; (b) occasional treatment (enema), one point; (c) regular oral medication daily pursuant to doctor's orders, two points; (d) services and treatments required by special order, such as dressing, massage, irrigations, catherization, simple exercises, insulin balance under direct supervision of professional nurse, four points; (e) special treatments ordered by physician, such as suction, oxygen, I.V., I.M., subcutaneous fluids, with professional supervision, eight points; (f) extensive nursing care required, such as postioning, watching for change of symptoms, change of color, unusual weakness, inability to be fully cooperative due to illness, such as cancer of gangrene tissue, twelve points.

(6) Mental state. (a) Fully alert, rarely need special attention or service, no points; (b) requires attention because of forgetfulness or impairment of memory, one point; (c) moderate confusion (unaware at times of place and the identity of a particular person, two points; (d) usually confused (unaware of existing situation not oriented as to time and place, docile and tractable), three points; (e) completely confused and disoriented to environment and to people (noisy, destructive, may require protective restraints), ten points.

(7) Additional requirements. (a) None, no points; (b) blind (needs special placement and care in home), two points; (c) unable to communicate, requires frequent verification of need of services, three points; (d) requires special observance or attention due to disagreeable manner and frequent lack of cooperation, being a disturbing factor among residents, four points; (e) requires special placement and control due to being extremely disagreeable and uncooperative, five points; (f) special diet with individual preparation, five points.

Sec. 8. It shall be unlawful for any vendor of nursing home services receiving payments pursuant to this act to submit any false statement on which such payments are to be based. Any vendor violating this section shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of not more than five hundred dollars.".

4. Renumber original section 7 as section 9.

(Signed) Thomas C. Kennedy, Chairman

COMMITTEE TO ESCORT GOVERNOR

The President appointed the following committee of five to escort the Governor: Messrs. Burbach, Luedtke, Stromer, Snyder and Skarda.

EASE

The Legislature was at ease for 10:56 until 11:00 a.m.

GOVERNOR EXON'S REMARKS TO THE LEGISLATURE ON LB 639

Mr. Speaker, Mr. President, Members of the Legislature:

It is only because of our joint concern for proper and continued implementation of welfare programs in our state that I feel it necessary to interrupt your busy schedule this morning for these remarks. We have been, since last year, under citation from the Federal Government for being out of compliance because of past and present welfare laws in effect. We have been granted only until the end of this month to correct our laws, and unless accomplished, needy recipients will suffer.

The honest concern that we share for those in need is certainly not in question. However, we do recognize that the mechanics and formulas are both complicated and confusing at times. We do want to do the right thing.

Welfare payments are intended, and should be so recognized, as supplemental: To aid those in need over the rough spots, and not to be considered as a "way of life." We must move with dispatch and not become bogged down in theoretical controversy. The Welfare Program as dictated from Washington has many complicated formulas. Often times well meaning individuals are misled as to total benefits. Let me cite you a factual example, based on an average. Let's take a mother with one ADC child who has no other income. On average, such a welfare family of two would receive under LB 639, as introduced by Senators Whitney and Wallwey, as follows:

	$ 124.00	Cash base
	56.00	Value in food stamps
	180.00	
plus	12.00	Average monthly medical services
Total	192.00	Plus the assurance that any medical expenses would be paid

If the mother goes back to work, part time or full time, this monthly figure would naturally increase.

This is the reason your Governor, under good and qualified counsel from experts in this field, has supported LB 639 as introduced by Senator Wallwey and Senator Whitney. I urgently request that the Legislature act with all possible haste in restoring that bill to its original form, without the amendment passed here last Thursday, and rush it to my desk for approval.

LB 639 in its original form will bring us into compliance as established by three telegrams received from Mr. John D. Twiname, Administrator, Rehabilitation Service Administration, Department of Health, Education and Welfare, Washington, D. C.

I quote from part of his wire to me of March 16:

> "Confirming telephone conversation, LB 639 if passed and when implemented by the Nebraska Department of Public Welfare will raise maximums for AFDC Grants sufficiently to comply with section 402(A)(23) of the Social Security Act."

And his telegram of last Friday, March 19 which reads in full:

> "In order to avert cutoff of Federal Funds, LB 639 must be in effect on April 1, 1971; therefore an emergency clause must be attached to this bill."

And his follow-up telegram to me of yesterday which reads in full:

> "As indicated in my telegram of March 15, LB 639 as proposed by Senators Wallwey and Whitney would, if passed and implemented, bring Nebraska into conformity with sections 402(A)(23) of the Social Security Act."

If you will please pass such legislation as introduced by the named senators without amendment, we will see that it is implemented and avoid probable and unnecessary adverse consequences.

The implication of remarks made on this floor last week were that Nebraska was not recognizing the problems of its legitimate welfare recipients. The facts do not support this claim.

Let me emphasize that the budget that we have recommended to you included over a 50 million dollar increase in welfare to a mushrooming 180 million dollars for the next biennium. It is important to recognize that my budget recommended to you provides by far the largest dollar increase for welfare than any other function of state government.

Let us take a look at the record when we evaluate the history of Nebraskans and their appropriations in total welfare dollars.

APPROPRIATIONS–ALL FUNDS

1963 - 65 to Present

	All Funds	Amount of increase Over Previous Biennium
1963-65	47,933,742	
Spec. Sess.	49,400	
	47,983,142	
1965-67	59,855,256	11,872,114
1967-69	84,576,417	
Supp.	4,171,148	
	88,747,565	28,892,309
1969-71	110,694,040	
Supp.	17,055,195	
	127,749,235	39,001,670
1971-73		
Gov.'s Rec.	180,484,831	52,736,596

I submit that under any reasonable standards, by reasonable people, this is a record that we need not be ashamed of, nor one which justifies the hint that we are not concerned with our legitimate welfare recipients. Most Governors, including myself, have joined in requests for welfare reform or at least financial relief from the Federal Government. I ask the members of the Legislature to give us the time we need, working with our congressional delegation and directly with Washington officials to accomplish these goals. Speaking very frankly, I need your support at this time.

As to pro-rating standards of welfare payments, we hope that no reduction of standards will be necessary under our recommended budget increase for the biennium of over 50 million dollars. I cannot honestly tell you at this time that we will not have to reduce standards, but we will resist such action if at all possible. Any reductions would be minimal.

This administration does not intend to accept deficit financing of welfare should the increase in recipients force such action. We have made no secret of the fact that this administration is committed to working within our Budget.

The amendment that you accepted here by just 26 votes last Thursday would be contrary to the accepted standards of the right of the state to prorate when the Treasury, supported by the taxpayers, appears to be running low because of increasing demands. Furthermore, the amendment approved would allow a blank check for the future, saying in effect, that whatever amount of money is dictated from Washington will be paid Nebraska welfare recipients. Nebraska would automatically be forced to accept deficit financing or additional drain on the taxpayers of this state.

The amendment as proposed to LB 639 surrenders an important right, and abrogates our responsibility to exercise reasonable management decisions at the state level. I earnestly request your thoughtful reconsideration.

Not only is it necessary that LB 639 pass, but it is mandatory that it pass with the emergency clause attached. Passage without the emergency clause will jeopardize the continued receipt of Federal Funds beginning April 1st. I trust that this Legislation will therefore receive the required 33 affirmative votes. I ask you to consider passage of LB 639 as originally proposed. Not to do so would steal from other necessary programs, and only further foster the unacceptable concept of deficit financing to solve welfare problems.

Governor J. James Exon was escorted from the Chamber.

COMMITTEE MEETING

Mr. Proud announced that the Committee on Committees would meet at the East Senate Lounge today at 1:00 p.m.

MOTION—Return LB 639 to Select File

Mr. Skarda moved to return LB 639 to Select File for the following specific amendment:

On page 4, Line 2, after 1969, strike "and also section 43-513". Amend title to conform.

Mr. Swanson asked unanimous consent to lay over LB 639. Mr. Nore objected.

Mr. Swanson moved to lay over LB 639. The motion prevailed with 38 ayes, 2 nays and 9 not voting.

STANDING COMMITTEE REPORT

Education

LEGISLATIVE BILL 917. Placed on General File.

LEGISLATIVE BILL 928. Placed on General File.

(Signed) Don Elrod, Chairman

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on March 23, 1971 at 9:15 a.m.: LB 279, LB 331, LB 359, LB 367, LB 371, LB 436 and LB 566.

(Signed) Barbara Jackson, Enrolling Clerk

COMMITTEE MEETING

Mr. Swanson announced the Executive Board of the Legislative Council will meet at 12:00 noon today and Wednesday in the Legislative Council Hearing Room.

MOTION—Introduce Bills

Mr. Luedtke moved the introduction of a new bill by the Judiciary Committee, to be known as LB 1010. The motion prevailed with 31 ayes, 0 nays and 18 not voting.

Mr. Luedtke moved the introduction of a new bill by the Judiciary Committee, to be known as LB 1011. The motion prevailed with 33 ayes, 0 nays and 16 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1010. By the Judiciary Committee, Roland Luedtke, 28th District, Chairman; Walter H. Epke, 24th District; Terry Carpenter, 48th District; John DeCamp, 40th District; Harold D. Simpson, 46th District; Fred Carstens, 30th District; and P. J. Morgan, 4th District.

A BILL FOR AN ACT to amend sections 18-206 and 29-2206, Reissue Revised Statutes of Nebraska, 1943, relating to criminal procedure; to provide for an installment payment program for offenders who cannot afford to pay their fines in one lump sum; to provide for punishment for failure to make payments; and to repeal the original sections.

LEGISLATIVE BILL 1011. By the Judiciary Committee, Roland Luedtke, 28th District, Chairman; Walter H. Epke, 24th District; Terry Carpenter, 48th District; John DeCamp, 40th District; Harold D. Simpson, 46th District; Fred Carstens, 30th District; and P. J. Morgan, 4th District.

A BILL FOR AN ACT to amend section 28-417, Revised Statutes Supplement, 1969, relating to crimes and punishments; to change the procedure for determining the sentence for a person convicted of the crime of kidnapping; to repeal the original section; and to declare an emergency.

REFERENCE COMMITTEE REPORT

LB	Committee
1010	Judiciary
1011	Judiciary

(Signed) William F. Swanson, Chairman

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 1010	Tuesday, March 30, 1971	2:00 p.m.
LB 1011	Tuesday, March 30, 1971	2:00 p.m.

(Signed) Roland Luedtke, Chairman

ADJOURNMENT

At 11:57 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Wednesday, March 24, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

FIFTY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, March 24, 1971

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Our Father in heaven, we pray for the members of this body in their several responsibilties. Help them in their offices, in committees, and above all as they meet here in legislative session. May the senators so speak and so act that all who wait upon them may be inspired, rather than dissolutioned by what they see and hear and are asked to do. O Lord, make Thyself real to these men and women that each may feel Thee sitting beside him, and hear Thy voice, and win Thine approval in all things. So help them, God, for Jesus' sake. Amen

ROLL CALL

The roll was called and all the members were present except Mr. Carstens who was excused until 10:30 a.m.

MEMBER EXCUSED

Mr. Savage asked unanimous consent to be excused at 11:00 a.m. for the remainder of the day. No objections. So ordered.

REFERENCE COMMITTEE REPORT

LB	COMMITTEE
1009	Government and Military Affairs

(Signed) William F. Swanson, Chairman

STANDING COMMITTEE REPORT

Revenue

LEGISLATIVE BILL 681. Indefinitely postponed.

LEGISLATIVE BILL 736. Indefinitely postponed.

LEGISLATIVE BILL 944. Indefinitely postponed.

(Signed) Rudolf C. Kokes, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 376. Replaced on Select File as amended.
Enrollment and Review amendment to LB 376:

(Note: There is a discrepancy between the bill as introduced and as printed. The following amendment refers to the bill as introduced.)

1. For correlation purposes, on page 2, line 23, page 4, line 1, and in the title, line 4, insert ", as amended by section 1, Legislative Bill 566, Eighty-second Legislature, First Session, 1971" after "1969"; and on page 3, line 1, strike "trucks,".

LEGISLATIVE BILL 854. Replaced on Select File as amended.
Enrollment and Review amendment to LB 854:

1. On page 8, line 4, insert an underscored period after "imprisonment".

LEGISLATIVE BILL 450. Replaced on Select File as amended.
Enrollment and Review amendments to LB 450:

1. On page 4, line 7, strike "assistant" and insert "~~assistant~~ associate".
2. In the title, line 9, insert a comma after "sections".

LEGISLATIVE BILL 706. Replaced on Select File as amended.
Enrollment and Review amendment to LB 706:

1. On page 3, line 21, reinstate the stricken "any"; and in line 21 strike the comma after "bird" and show the same as stricken.

LEGISLATIVE BILL 245. Placed on Select File as amended.
Enrollment and Review amendments to LB 245:

1. On page 4, line 2, insert "section of the

certificate" after "death"; and in line 3 strike "this" and insert "such".

2. On page 8, line 1, insert an underscored period at the end of the new matter added by standing committee amendment 3; and in line 6 strike the period and show the same as stricken.

LEGISLATIVE BILL 246. Placed on Select File as amended. Enrollment and Review amendments to LB 246:

1. On page 3, line 8, strike "shall"; in line 15, strike "their" and insert "his"; and in line 16 strike "provision" and insert "supplying".

2. On page 5, insert "as may be" at the end of line 4.

3. On page 6, line 27, insert an underscored period after "Statistics".

4. On page 7, strike the period in line 3 and show the same as stricken.

LEGISLATIVE BILL 464. Placed on Select File as amended. Enrollment and Review amendments to LB 464:

1. On page 10, strike the comma in line 11.

2. On page 13, insert "shall" at the end of line 2.

LEGISLATIVE BILL 445. Placed on Select File as amended. Enrollment and Review amendments to LB 445:

1. Add a new section to read:

"Sec. 6. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 5, strike "disruptive activities" and insert "activities disruptive"; in line 7 strike "and"; and in line 8 insert "; and to declare an emergency" after "regulations".

LEGISLATIVE BILL 446. Placed on Select File as amended. Enrollment and Review amendments to LB 446:

1. On page 2, strike the comma at the end of line 3.

2. In standing committee amendment 1, line 5, strike the comma.

3. In lieu of the Stahmer amendment to page 2, line 5, on page 2, line 1, strike "No" and insert "Except when written permission has been given by a parent or guardian, no".

4. In the Stahmer amendment to page 2, line 9, strike "herein" and insert "in this section".

5. In the title, line 2, insert ", except as prescribed," after "that"; in line 6, strike "and"; at the end of line 6, insert "that, except as prescribed,"; and

in line 8, insert "; and to provide for investigations and
the result thereof" after "void".

LEGISLATIVE BILL 470. Placed on Select File as amended.
Enrollment and Review amendment to LB 470:
1. On page 2, line 4, strike "school board or"
and show the same as stricken.

LEGISLATIVE BILL 231. Placed on Select File as amended.
Enrollment and Review amendment to LB 231:
1. On page 2, strike line 23 and insert
"close of business one week before".

LEGISLATIVE BILL 360. Correctly re-engrossed.

LEGISLATIVE BILL 265. Correctly enrolled.

LEGISLATIVE BILL 440. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 265 and LB 440.

UNANIMOUS CONSENT—Order of Business

Mr. Maresh asked unanimous consent to place LB 725 at the top of General File. No objections. So ordered.

INVITATION

The Nebraska Library Association extended an invitation to the senators to have lunch from 12:00 noon until 1:00 p.m. on the 7th floor of the State Capitol Building,Wednesday, April 21, 1971.

COMMITTEE MEETING—Executive Session

Mr. Proud asked unanimous consent to hold an executive session of the Committee on Committees at 10:30 a.m. today, in the southeast corner of the Chamber. No objections. So ordered.

UNANIMOUS CONSENT—Print in Journal

Mr. Carpenter asked unanimous consent to print the following amendment to LB 74 in the Legislative Journal. No objections. So ordered.

1. Amend the bill by striking sections 1 and 2
and renumbering original section 3 to 5 as sections 1 to 3

respectively.

2. Amend page 7 lines 3 and 4 by striking "39-2516, 39-2517,".

RESOLUTIONS

LEGISLATIVE RESOLUTION 31.

Introduced by Gerald A. Stromer, 36th District; Duke Snyder, 14th District and P. J. Morgan, 4th District.

WHEREAS, the 92nd Congress of the United States of America at its first Session, in both Houses, by a Constitutional majority of two-thirds thereof, adopted the following proposition to amend the Constitution of the United States of America in the following words, to wit:

JOINT RESOLUTION

"Resolved by the Senate and House of Representatives of the United States of America in Congress assembled (two-thirds of each House concurring therein), that the following article is proposed as an amendment to the Constitution of the United States, which shall be valid to all intents and purposes as a part of the Constitution when ratified by the Legislatures of three-fourths of the several states within seven years from the date of its submission by the Congress:

ARTICLE

"Section 1. The right of citizens of the United States, who are eighteen years of age or older, to vote shall not be denied or abridged by the United States or by any State on account of age.

"Section 2. The Congress shall have the power to enforce this article by appropriate legislation."

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That such proposed amendment to the Constitution of the United States be and the same hereby is ratified.

2. That copies of this resolution duly certified by the Secretary of State with the Great Seal of Nebraska attached thereto be forwarded by the Secretary of State to the Administrator of General Services, Washington, D.C., and to the President of the Senate and the Speaker of the House of Representatives of the Congress of the United States.

Mr. Stromer moved to suspend the rules in order to consider LR 31, place on top of General File and expedite. The motion prevailed with 39 ayes, 0 nays and 10 not voting.

LEGISLATIVE RESOLUTION 29.

Messrs. Kremer, Kennedy and Nore asked unanimous consent to have their names added to LR 29. No objections. So ordered.

LR 29 was adopted with 38 ayes, 0 nays and 11 not voting.

MOTION–Return LB 639 to Select File

Mr. Skarda renewed his pending motion to return LB 639 to Select File found in the Legislative Journal on page 1003 for the Fiftieth Day. Laid over.

Mr. Carpenter moved that the Executive Board contact the President of the United States relative to his views on the position of HEW and the telegram relative to LB 639. The motion prevailed with 26 ayes, 8 nays and 15 not voting.

SELECT FILE

LEGISLATIVE BILL 323. Enrollment and Review amendment found in the Legislative Journal on page 987 for the Fiftieth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 494. Enrollment and Review amendment found in the Legislative Journal on page 988 for the Fiftieth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 819. Enrollment and Review amendments found in the Legislative Journal on page 988 for the Fiftieth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 126. Enrollment and Review amendment found in the Legislative Journal on page 988 for the Fiftieth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 447. Enrollment and Review amendments found in the Legislative Journal on page 988 for the Fiftieth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 469. Enrollment and Review amendments found in the Legislative Journal on page 988 for the Fiftieth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 478. Enrollment and Review amendments found in the Legislative Journal on page 988 for the Fiftieth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 867. Enrollment and Review amendments found in the Legislative Journal on page 989 for the Fiftieth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 300.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 723.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 585. Enrollment and Review amendment found in the Legislative Journal on page 989 for the Fiftieth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 698. Enrollment and Review amendments found in the Legislative Journal on page 989 for the Fiftieth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 483. Enrollment and Review amendments found in the Legislative Journal on page 989 for the Fiftieth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 485.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 486. Enrollment and Review amendments found in the Legislative Journal on page 989 for the Fiftieth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 487. Enrollment and Review amendments found in the Legislative Journal on page 989 for the Fiftieth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 488.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 489. Enrollment and Review amendments found in the Legislative Journal on page 990 for the Fiftieth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 459.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 581.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 403.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 724. Enrollment and Review amendment found in the Legislative Journal on page 990 for the Fiftieth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 460.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 657. Enrollment and Review amendments found in the Legislative Journal on page 990 for the Fiftieth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 596. Enrollment and Review amendments found in the Legislative Journal on page 990 for the Fiftieth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 484. Enrollment and Review amendment found in the Legislative Journal on page 990 for the Fiftieth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 495.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 174. Enrollment and Review amendment found in the Legislative Journal on page 990 for the Fiftieth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 609. Enrollment and Review amendment found in the Legislative Journal on page 990 for the Fiftieth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 648.

Advanced to Enrollment and Review for engrossment.

ANNOUNCEMENT

Mr. Proud announced a Federal Pollution Control meeting will be held in Cleveland, Ohio, on March 28th and 29th. Those who want to attend are to contact him.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on March 24, 1971 at 9:25 a.m.: LB 148, LB 185, LB 208, LB 317 and LB 356.

(Signed) Barbara Jackson, Enrolling Clerk

STANDING COMMITTEE REPORT

Education

LEGISLATIVE BILL 524. Placed on General File.

LEGISLATIVE BILL 1002. Placed on General File as amended.
Standing Committee amendment to LB 1002:

1. On page 2, line 18, after the semicolon insert "from the balance, the commissioner shall credit to the Department of Education an amount sufficient for the funding of instructional television programming for the elementary and secondary schools of the state;".

(Signed) Don Elrod, Chairman

SPEAKER HASEBROOCK PRESIDING

GENERAL FILE

LEGISLATIVE RESOLUTION 31. Read. Explained.

Advanced to Enrollment & Review with 35 ayes, 0 nays and 14 not voting.

LEGISLATIVE BILL 725. Title read. Laid over.

LEGISLATIVE BILL 152. Considered.

Mr. Goodrich offered the following amendment:

1. On page 4, line 17, strike ", make" and insert "and upon request of the Board of Trustees of the Nebraska State Colleges, make funds available to such board for the purposes of making and administering"; and after the period in line 20 insert "The amount so made available shall not exceed three million dollars per year.".
2. On page 5, at the end of line 4, insert "All expenses of administering such student loans shall be paid from the funds made available for such loans. Such loans

shall be made as prescribed in Public Law 89-329, 89th Congress, 1965, and regulations pursuant thereto as amended as of the effective date of this act.".

Mr. Carpenter offered the following amendment:

1. Amend the bill by striking Section 2 and inserting the following Sections 2, 3, 4 and 5 and renumbering Section 3 and 4 as Sections 6 and 7.

"Sec. 2. The Nebraska Investment Council, out of funds available to it, upon the application of any qualified lending agent as defined under the Federal Higher Education Act of 1965, shall purchase all Federally Guaranteed, as to principal and interest, student loans made to Nebraska residents attending Nebraska institutions, which are offered to the said Nebraska Investment Council for purchase, provided that, such purchases shall be in amounts of $5,000.00 or more from a single lending agent.

Sec. 3. The Nebraska Investment Council may hold such loans or offer them for sale or resale on such terms and conditions as shall be negotiated with purchasers. Conditions of such sale or resale shall be, but not limited to, amounts to be retained for service, degree of servicing requirements, conditions of repurchase and responsibility for collection and reports to the guaranteeing agency of the federal Government.

Sec. 4. The Nebraska Investment Council may further negotiate with any lending agent or other institution or individual for the servicing of such loans as may be purchased by the Council, retained in their investment portfolio or resold as provided in Section 3 of this Act. The said Council may require such security for the performance of the servicing duties as it may deem necessary to insure full compliance of a servicing agreement.

Sec. 5. If the Nebraska Investment Council shall deem it to be in the best interest of the State of Nebraska, it may purchase up to 100% participation in such student loans from any qualified lending agent as described in Section 2 of this Act. The terms for servicing said loans by the lending agent may be negotiated in the same manner as provided in Section 3 of this Act.

Laid over.

VISITORS

Mr. Savage introduced 17 students of Brownell-Talbot and their teachers Messrs. Ralph Bates and Bruce McCoy of Omaha, Nebraska.

MOTION–Return LB 639 to Select File

The Skarda motion found in the Legislative Journal on page 1003 for the Fiftieth Day was considered.

Mr. Swanson asked unanimous consent to have the following printed in the Legislative Journal. No objections. So ordered.

March 23, 1971

Questions Posed to H.E.W. Relative to LB 639

1. Must LB 639 be enacted prior to April 1 to avoid a cut-off of federal funds for ADC?
2. Must LB 639 be in effect as of April 1, that is, must LB 639 carry the emergency clause?
3. Can the state adopt a policy of prorating need standards simultaneous to the effective date of LB 639?
4. Is there any objection to proration at a future date?

TELEGRAM

934P CST MAR 23 71 MA187 CTB355
MM CT WA319 BW PDB Washington DC 23 518P EST
Honorable William Swanson, Dly 75
State House, Lincoln, Nebraska

In response to the questions raised in your communication of March 23: 1. LB 639 must be enacted and in operation by April 1, in order to overt the cut-off of Federal Funds. 2. Unless the law is in effect on April 1, Federal Funds will be withheld. Therefore an emergency clause is necessary. 3. Ratable reduction of the need standard, so long as the percentage is uniformed for all families, is in compliance with section 402(A)(23) of the Social Security Act. 4. A state may under federal requirements impost a ratable reduction on the need standard if funds are not available to pay full need provided state law permit.

John D. Twiname, Administrator

PRESIDENT MARSH PRESIDING

Mr. Skarda moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 42 ayes, 0 nays and 7 not voting.

Mr. Simpson requested a record vote.

Voting in the affirmative, 27:

Burbach
Hasebroock
Klaver
Maresh
Stull
Wiltse
Carsten
Holmquist
Kokes
Marvel
Syas
Ziebarth
Clark
Johnson
Kremer
Nore
Waldo
Epke
Kennedy
Lewis
Orme
Wallwey
Goodrich
Kime
Mahoney
Skarda
Whitney

Voting in the negative, 20:

Barnett
Duis
Carpenter
Elrod
Carstens
Keyes
Chambers
Luedtke
DeCamp
Morgan

Moylan Proud Schmit Simpson Snyder
Stahmer Stromer Swanson Waldron Warner

Not voting, 2:

Craft Savage

The Skarda motion to return prevailed with 27 ayes, 20 nays and 2 not voting.

SELECT FILE

LEGISLATIVE BILL 639. The Skarda amendment found in the Legislative Journal on page 1003 for the Fifieth Day was adopted.

Mr. Simpson requested a record vote.

Voting in the affirmative, 27:

Burbach Carsten Clark Craft Goodrich
Hasebroock Holmquist Johnson Kennedy Kime
Klaver Kokes Kremer Lewis Mahoney
Maresh Marvel Nore Orme Skarda
Stull Syas Waldo Wallwey Whitney
Wiltse Ziebarth

Voting in the negative, 20:

Barnett Carpenter Chambers DeCamp Duis
Elrod Epke Keyes Luedtke Morgan
Moylan Proud Schmit Simpson Snyder
Stahmer Stromer Swanson Waldron Warner

Not voting, 2:

Carstens Savage

The amendment was adopted with a vote of 27 ayes, 20 nays and 2 not voting.

Mr. Skarda moved to advance LB 639 to Enrollment and Review and to expedite. The motion prevailed with 29 ayes, 17 nays and 3 not voting.

MOTION—Return LB 639 to Select File

Mr. Carpenter moved to return LB 639 to Select File for the following specific amendment:
Strike the enacting clause.

The motion failed with a vote of 10 ayes, 33 nays and 6 not voting.

UNANIMOUS CONSENT—Add and Withdraw Names

Mr. Waldron asked unanimous consent to withdraw the names of Waldron, Stahmer and Chambers; and to add the names of Whitney, Klaver and Waldo to LB 639 and LB 639A. No objections. So ordered.

MOTION—Welfare Funds

Mr. Carpenter moved that the Welfare Director be directed to not permit any further welfare funds be spent in Douglas County until Douglas County pays the State all monies due the State of Nebraska.

Mr. Klaver moved to amend the Carpenter amendment to provide that any interest collected by Douglas County be remitted to the State of Nebraska.

Pending.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 945. Placed on General File as amended.
Standing Committee amendments to LB 945:

1. On page 2, line 7, strike "1" and insert "31".

2. Add the following new sections and number existing section 2 as section 5:

"Sec. 2. For purposes of this act, classes of property shall mean all lands and improvements, and all locally assessed personal property; personal property valued by the State Board of Equalization or the State Tax Commissioner shall not be considered classes of property subject to equalization by the county board of equalization under provisions of this act.

Sec. 3. Upon completion of equalization of assessments of individual parcels of lands and improvements and of assessments of personal property of individuals, pursuant to sections 77-1503 to 77-1507, Reissue Revised Statutes of Nebraska, 1943, and section 77-1506.01, Revised Statutes Supplement, 1969, the county board of equalization shall have authority to raise or lower by percentage the valuation of all of a class of property within the county; Provided, public notice shall be given by publication in a newspaper of general circulation within the county, stating the intention of the board. Such notice shall be given ten days before final action is taken by the board in regard to such matters. Nonresidents of the county in which such real estate is situated shall be notified by mail of increases in valuation if such nonresident owners shall have an address of record on file with the county assessor as of January 1, annually.

Sec. 4. Any person aggrieved by such action of the board may appeal as provided in section 77-1510, Reissue Revised Statutes of Nebraska, 1943.

Sec. 6. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

(Signed) Rudolf C. Kokes, Chairman

Judiciary

LEGISLATIVE BILL 668. Indefinitely postponed.

(Signed) Roland A. Luedtke, Chairman

Urban Affairs

LEGISLATIVE BILL 682. Placed on General file as amended.
Standing Committee amendment to LB 682:

On page 2, line 16, strike "three" and insert "four", and in line 18, strike "four" and insert "three".

(Signed) H. D. Simpson, Chairman

Public Health and Welfare

LEGISLATIVE BILL 912. Placed on General File.

LEGISLATIVE BILL 806. Indefinitely postponed.

(Signed) Thomas C. Kennedy, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE RESOLUTION 31. Placed on Select File as amended.
Enrollment and Review amendment to LR 31:

1. In the resolving clause, line 2, insert ", 1971" after "SESSION".

(Signed) Duke Snyder, Chairman

NOTICE OF COMMITTEE HEARINGS

Government and Military Affairs

LB 1009 Thursday, April 1, 1971 1:00 p.m.

Time of the hearing of LB 87 on April 1 will be changed from 2:00 p.m. to 1:00 p.m.

(Signed) Terry Carpenter, Chairman

COMMITTEE MEETING

Mr. Proud announced the Committee on Committees will meet today at 1:00 p.m.

ADJOURNMENT

At 12:00 noon, on a motion by Mr. Proud, the Legislature adjourned until 9:00 a.m., Thursday, March 25, 1971.

Vincent D. Brown
Clerk of the Legislature

FIFTY-SECOND DAY—MARCH 25, 1971

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

FIFTY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, March 25, 1971

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Marsh presiding.

PRAYER

Prayer was offered by Father Anthony Petrusic from Omaha.

> O Lord, our heavenly Father, Almighty and Everlasting God, who has safely brought us to the beginning of this new day, defend and guide us by that same mighty power. May your eternal light, shine in our hearts. May your eternal goodness deliver us from harm and evil. May your eternal wisdom, scatter the darkness of our ignorance. May your eternal pity have mercy upon us. And grant that we may, with all our hearts and minds and strength, seek to do the best we are able for our fellow man in this state and throughout the world. May all our doings we ordered by your governance and be righteous in your sight. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Stahmer and Keyes who were excused and Mr. Chambers who was excused until 10:00 a.m.

MEMBERS EXCUSED

Messrs. Kime and Barnett asked unanimous consent to be excused Monday, March 29, 1971. No objections. So ordered.

MESSAGE FROM THE GOVERNOR

March 23, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills Nos. 57, 89, 166, 192, 268, 276, 308, 309, 310, 328, 331, 346, 359, 362, 367, 371, 380, 385, 412, 419, 421, 430, 491, 493, 527, 534, 566 and 606. These bills were signed by me on March 23, 1971 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

STANDING COMMITTEE REPORT

Judiciary

LEGISLATIVE BILL 680. Placed on General File.

(Signed) Roland Luedtke, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 639. Replaced on Select File as amended.
Enrollment and Review amendment to LB 639:
1. In lieu of the Skarda amendment adopted 3/24/71, strike the Simpson amendment adopted 3/18/71 and E & R amendment 2 adopted 3/18/71.

LEGISLATIVE BILL 372. Correctly engrossed.

LEGISLATIVE BILL 639A. Correctly engrossed.

LEGISLATIVE BILL 829. Correctly engrossed.

(Signed) Duke Snyder, Chairman

MOTION–Return LB 74 to Select File

Mr. Carpenter moved to return LB 74 to Select File for consideration of the amendments found in the Legislative Journal on page 1009 for the Fifty-First Day. The motion prevailed with 42 ayes, 0 nays and 7 not voting.

SELECT FILE

LEGISLATIVE BILL 74. The Carpenter amendments found in the Legislative Journal on page 1009 for the Fifty-First Day were adopted with a vote of 41 ayes, 0 nays and 8 not voting.

Advanced to Enrollment and Review for engrossment.

MOTION–Friday Adjournment

Mr. Hasebroock moved to not have session Friday, March 26, 1971. The motion prevailed with 31 ayes, 12 nays and 6 not voting.

Mr. Swanson moved that when the Legislature adjourns today, we adjourn until 9:00 a.m., Monday, March 29, 1971. The motion prevailed with 34 ayes, 11 nays and 4 not voting.

COMMITTEE MEETING–Executive Session

Mr. Holmquist asked unanimous consent to hold an executive session of Public Works Committee at 9:00 a.m., Friday, March 26, 1971. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 137. With emergency.

A BILL FOR AN ACT to amend section 44-361, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to provide that extending of credit on life and liability insurance premiums shall not be a rebate of the premium; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with emergency clause attached?' "

Voting in the affirmative, 41:

Carpenter	Carsten	Carstens	Clark	Craft
DeCamp	Duis	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Kennedy	Kime	Klaver

Kokes Kremer Lewis Luedtke Mahoney
Maresh Marvel Morgan Moylan Nore
Orme Proud Savage Schmit Simpson
Snyder Stromer Stull Swanson Waldo
Waldron Wallwey Warner Whitney Wiltse
Ziebarth

Voting in the negative, 1:

Barnett

Not voting, 7:

Burbach Chambers Johnson Keyes Skarda
Stahmer Syas

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 267. With emergency.

A BILL FOR AN ACT relating to consumer protection; to declare referral sales and leases unlawful; to provide remedies and a penalty; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with emergency clause attached?' "

Voting in the affirmative, 41:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft DeCamp Duis Elrod
Epke Goodrich Holmquist Johnson Kennedy
Kime Klaver Kokes Kremer Lewis
Luedtke Mahoney Marvel Moylan Nore
Orme Proud Savage Schmit Simpson
Snyder Stromer Stull Swanson Syas
Waldo Waldron Wallwey Warner Whitney
Wiltse

Voting in the negative, 0.

Not voting, 8:

Chambers Hasebroock Keyes Maresh Morgan
Skarda Stahmer Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 413. With emergency.

A BILL FOR AN ACT to amend section 72-240.07, Reissue Revised Statutes of Nebraska, 1943, and sections 72-240.10, 72-240.11, 72-240.12, 72-240.13, 72-240.14, 72-240.16, 72-240.17, 72-240.18, 72-240.19, 72-240.21, 72-240.22, and 72-240.23, Revised Statues Supplement, 1969, relating to school lands; to distinguish between permitted and nonpermitted improvements as prescribed; to provide for removal of improvements; to provide severability; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with emergency clause attached?' "

Voting in the affirmative, 43:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Kime Klaver Kokes Kremer
Lewis Luedtke Mahoney Maresh Marvel
Morgan Moylan Nore Orme Proud
Savage Schmit Simpson Stromer Stull
Swanson Waldo Waldron Wallwey Warner
Whitney Wiltse Ziebarth

Voting in the negative, 2:

Snyder Syas

Not voting, 4:

Chambers Keyes Skarda Stahmer

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 53. With emergency.

A BILL FOR AN ACT to amend sections 2-1571 and 81-8,182, Reissue Revised Statutes of Nebraska, 1943, sections 39-2215, 39-2310, 39-2401, 72-1241, 72-1243, 77-27,132, 77-27,144, 81-263.40, 81-805, 81-8,225, and 84-119.01, Revised Statutes Supplement, 1969, and section 77-1342, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 158, Eighty-second Legislature, First Session, 1971, relating to investments; to define terms; to provide for acting state investment officer and his duties; to provide for a deputy state investment officer and his duties; to provide additional duties for the State Treasurer to provide for investment of state funds as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with emergency clause attached?' "

Voting in the affirmative, 42:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Kime Kokes Kremer Lewis
Luedtke Maresh Marvel Morgan Moylan
Orme Proud Savage Simpson Skarda
Snyder Stromer Stull Swanson Syas
Waldo Waldron Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 2:

Nore Schmit

Not voting, 5:

Chambers Keyes Klaver Mahoney Stahmer

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause attached and the title agreed to.

LEGISLATIVE BILL 298.

A BILL FOR AN ACT to amend section 11-119, Reissue Revised Statutes of Nebraska, 1943, relating to bonds and oaths of public officals; to provide that the bonds required of county assessors be reduced; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Kime Klaver Kokes Kremer
Lewis Luedtke Maresh Marvel Morgan
Moylan Nore Orme Proud Savage
Schmit Simpson Skarda Snyder Stromer

Stull	Swanson	Syas	Waldo	Waldron
Wallwey	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 4:

Chambers	Keyes	Mahoney	Stahmer

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 316.

A BILL FOR AN ACT to amend section 29-903, Reissue Revised Statutes of Nebraska, 1943, relating to criminal procedure; to provide for consideration of a report and recommendation of an official pretrial release agency by its court; to give effect to such report; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Holmquist	Johnson	Kennedy
Klaver	Kokes	Kremer	Luedtke	Mahoney
Maresh	Marvel	Morgan	Moylan	Nore
Orme	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stromer	Stull	Swanson
Syas	Waldo	Waldron	Wallwey	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 6:

Chambers	Hasebroock	Keyes	Kime	Lewis
Stahmer				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT COMMITTEE REPORT

Committee on Committees

March 24, 1971

Mr. President:

The Committee on Committees desires to report favorably upon the appointment listed below which was submitted by Governor J. J. Exon. The Committee suggests a record vote on this confirmation.

Mr. Jack D. Obbink, Game and Parks Commission

Committee Vote: For: Senators Carpenter, Clark, Luedtke, Proud, Savage, Schmit, Warner and Wiltse

Against: Senators Holmquist, Klaver, Kremer and Syas

Absent: Senator Waldron

Respectfully submitted,

(Signed) Richard F. Proud, Chairman
Committee on Committees

Mr. Proud moved to confirm the appointment of Mr. Jack D. Obbink to the Game and Parks Commission.

Voting in the affirmative, 26:

Carpenter Carsten Clark Elrod Goodrich
Kime Kokes Luedtke Mahoney Maresh
Marvel Moylan Nore Orme Proud
Savage Schmit Simpson Skarda Stromer
Swanson Waldo Wallwey Warner Wiltse
Ziebarth

Voting in the negative, 9:

Barnett Carstens Holmquist Johnson Klaver
Lewis Snyder Stull Syas

Not voting, 14:

Burbach Chambers Craft DeCamp Duis
Epke Hasebroock Kennedy Keyes Kremer
Morgan Stahmer Waldron Whitney

The motion carried with 26 ayes, 9 nays and 14 not voting.

March 25, 1971

Mr. President:

The Committee on Committees desires to report favorably upon the appointment listed below to the Motor Vehicle Dealers License Board which was submitted by former Governor Norbert T. Tiemann and upon the appointments to the State Employees' Retirement Board, The Nebraska Power Review Board and the Public Welfare and Public Institutions Advisory Committee which were submitted by Governor J. J. Exon. The Committee suggests that the appointments be confirmed by this Legislative Body, and suggests a record vote on each confirmation.

Mr. Robert Kramer, Motor Vehicle Dealers License Board

Committee Vote: For: Senators Clark, Holmquist, Kremer, Luedtke, Proud, Schmit, Warner and Wiltse

Against: None

Absent: Senators Carpenter, Klaver, Savage, Syas and Waldron

Mr. Lowell Fisk, State Employees' Retirement Board

Committee Vote: For: Senators Clark, Holmquist, Kremer, Luedtke, Proud, Schmit, Warner and Wiltse

Against: None

Absent: Senators Carpenter, Klaver, Savage, Syas and Waldron

Mr. James F. Nissen, State Employees' Retirement Board

Committee Vote: For: Senators Clark, Holmquist, Kremer, Luedtke, Proud, Schmit, Warner and Wiltse

Against: None

Absent: Senators Carpenter, Klaver, Savage, Syas and Waldron

Mr. Leo K. Wortman, Nebraska Power Review Board

Committee Vote: For: Senators Clark, Holmquist, Kremer, Luedtke, Proud, Schmit, Warner and Wiltse

Against: None

Absent: Senators Carpenter, Klaver, Savage, Syas and Waldron

Mr. Jack Molsbee, Public Welfare and Public Institutions Advisory Committee

Committee Vote: For: Senators Clark, Holmquist, Kremer, Luedtke, Proud, Schmit, Warner and Wiltse

Against: None

Absent: Senators Carpenter, Klaver, Savage, Syas and Waldron

Respectfully submitted,

(Signed) Richard F. Proud, Chairman
Committee on Committees

Mr. Proud moved to confirm the appointment of Robert Kramer to the Motor Vehicle Dealers License Board.

Voting in the affirmative, 34:

Barnett	Burbach	Carpenter	Carsten	Clark
Craft	Elrod	Epke	Goodrich	Hasebroock
Holmquist	Johnson	Kennedy	Kokes	Lewis
Luedtke	Maresh	Marvel	Nore	Orme
Proud	Savage	Simpson	Skarda	Snyder
Stromer	Stull	Syas	Waldo	Wallwey
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0

Not voting, 15:

Carstens	Chambers	DeCamp	Duis	Keyes
Kime	Klaver	Kremer	Mahoney	Morgan
Moylan	Schmit	Stahmer	Swanson	Waldron

The motion carried with 34 ayes, 0 nays and 15 not voting.

Mr. Proud moved to confirm the appointment of Lowell Fisk to the State Employees' Retirement Board.

Voting in the affirmative, 32:

Barnett	Burbach	Carpenter	Carstens	Clark
Craft	Elrod	Epke	Goodrich	Hasebroock
Holmquist	Johnson	Klaver	Kokes	Kremer
Lewis	Luedtke	Maresh	Marvel	Nore
Proud	Savage	Simpson	Skarda	Stull
Syas	Waldo	Waldron	Wallwey	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0

Not voting, 17:

Carsten	Chambers	DeCamp	Duis	Kennedy
Keyes	Kime	Mahoney	Morgan	Moylan
Orme	Schmit	Snyder	Stahmer	Stromer
Swanson	Warner			

The motion carried with 32 ayes, 0 nays and 17 not voting.

Mr. Proud moved to confirm the appointment of James F. Nissen to the State Employees' Retirement Board.

Voting in the affirmative, 30:

Barnett	Burbach	Clark	Craft	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Klaver	Kokes	Kremer	Lewis	Luedtke
Maresh	Nore	Proud	Savage	Simpson
Skarda	Stromer	Stull	Syas	Waldo
Waldron	Wallwey	Whitney	Wiltse	Ziebarth

Voting in the negative, 0

Not voting, 19:

Carpenter	Carsten	Carstens	Chambers	DeCamp
Duis	Kennedy	Keyes	Kime	Mahoney
Marvel	Morgan	Moylan	Orme	Schmit
Snyder	Stahmer	Swanson	Warner	

The motion carried with 30 ayes, 0 nays and 19 not voting.

Mr. Proud moved to confirm the appointment of Leo K. Wortman to the Nebraska Power Review Board.

Voting in the affirmative, 30:

Burbach	Carpenter	Clark	Craft	Elrod
Epke	Goodrich	Holmquist	Klaver	Kremer
Lewis	Luedtke	Maresh	Marvel	Nore
Proud	Savage	Schmit	Simpson	Skarda
Snyder	Stull	Syas	Waldo	Waldron
Wallwey	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0

Not voting, 19:

Barnett	Carsten	Carstens	Chambers	DeCamp
Duis	Hasebroock	Johnson	Kennedy	Keyes

Kime Kokes Mahoney Morgan Moylan
Orme Stahmer Stromer Swanson

The motion carried with 30 ayes, 0 nays and 19 not voting.

Mr. Proud moved to confirm the appointment of Jack Molsbee to the Public Welfare and Public Institutions Advisory Committee.

Voting in the affirmative, 32:

Burbach Carpenter Carsten Clark Craft
DeCamp Elrod Epke Holmquist Johnson
Klaver Kremer Lewis Luedtke Maresh
Marvel Nore Proud Savage Simpson
Skarda Snyder Stromer Stull Syas
Waldo Waldron Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 0

Not voting, 17:

Barnett Carstens Chambers Duis Goodrich
Hasebroock Kennedy Keyes Kime Kokes
Mahoney Morgan Moylan Orme Schmit
Stahmer Swanson

The motion carried with 32 ayes, 0 nays and 17 not voting.

VISITORS

Mr. Warner introduced 30 students of Elmwood Junior High and their teachers Mesdames Skalak, Wenzel, Bornemeier, and Hill.

EXPLANATION OF VOTE

Had I been present, I would have voted "aye" in the confirmation of Mr. Obbink.

(Signed) Speaker Hasebroock

SELECT FILE

LEGISLATIVE RESOLUTION 31. Enrollment and Review amendment found in the Legislative Journal on page 1019 for the Fifty-First Day was adopted.
Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 376. Enrollment and Review amendment found in the Legislative Journal on page 1007 for the Fifty-First Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 854. Enrollment and Review amendment found in the Legislative Journal on page 1007 for the Fifty-First Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 450. Enrollment and Review amendment found in the Legislative Journal on page 1007 for the Fifty-First Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 706. Enrollment and Review amendment found in the Legislative Journal on page 1007 for the Fifty-First Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 245. Enrollment and Review amendments found in the Legislative Journal on page 1007 for the Fifty-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 246. Enrollment and Review amendments found in the Legislative Journal on page 1008 for the Fifty-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 464. Enrollment and Review amendments found in the Legislative Journal on page 1008 for the Fifty-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 445. Enrollment and Review amendments found in the Legislative Journal on page 1008 for the Fifty-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 446.

Mr. Snyder asked unanimous consent to hold LB 446 until Monday, March 29. Mr. Wallwey objected.

Mr. Snyder moved to hold LB 446 on Select File until Monday, March 29. The motion prevailed with 22 ayes, 5 nays and 22 not voting.

LEGISLATIVE BILL 470. Enrollment and Review amendment found in the Legislative Journal on page 1009 for the Fifty-First Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 231. Enrollment and Review amendment found in the Legislative Journal on page 1009 for the Fifty-First Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 639. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

MOTION—Return LB 436

Mr. Luedtke moved to ask the Governor to return LB 436 to the Legislature for further consideration. The motion prevailed with 30 ayes, 0 nays and 18 not voting.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on March 25, 1971 at 9:20 a.m.: LB 265 and LB 440.

(Signed) Barbara Jackson, Enrolling Clerk

MOTION—Return LB 648 and LB 381 to Select File

Mr. Fred Carstens moved to return LB 648 to Select File for the following specific amendment:

1. Amend the bill by striking original section 2 and insert the following:

"Sec. 2. That section 69-1317, Revised Statutes Supplement, 1969, be amended to read as follows:

69-1317. (a) All funds received under sections 69-1301 to 69-1329, including the proceeds from the sale of abandoned property under section 69-1316, shall forthwith be deposited by the State Treasurer in the General Fund of the state, except that the State Treasurer shall retain in a separate trust fund an amount not exceeding twenty-five thousand dollars from which he shall make prompt payment of claims duly allowed by him as hereinafter provided. Before making the deposit he shall record the name and last-known address of each person appearing from the holders' reports to be entitled to the abandoned property and of the name and last-known address of each insured person or annuitant, and with respect to each policy or contract listed in the report of a life insurance corporation, its number, the name of the corporation, and the amount due. The record shall be available for public inspection at all reasonable business hours.

(b) Before making any deposit to the credit of the General Fund, the State Treasurer may deduct: (1) Any costs in connection with sale of abandoned property, (2) any costs of mailing and publication in connection with any abandoned property, and (3) reasonable service charges and place such funds in the Unclaimed Property Cash Fund which is hereby created.

Sec. 3. That original sections 69-1311 and 69-1317, Revised Statutes Supplement, 1969, are repealed.".

The motion to return prevailed with 28 ayes, 1 nay and 20 not voting.

Mr. Fred Carstens moved to return LB 381 to Select File for the following specific amendment:

Amend Standing Committee amendment by striking the following language: ", and a fee of twenty-five cents for indexing" after the word "page".

The motion to return prevailed with 26 ayes, 1 nay and 22 not voting.

SELECT FILE

LEGISLATIVE BILL 648. The F. Carstens amendment found in today's Journal was adopted by a vote of 25 ayes, 1 nay and 23 not voting.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 381. The F. Carstens amendment found in today's Journal was adopted by a vote of 27 ayes, 1 nay and 21 not voting.

Advanced to Enrollment and Review for engrossment.

UNANIMOUS CONSENT–Bracket LB 867

Mr. Luedtke asked unanimous consent to bracket LB 867 on Enrollment and Review. No objections. So ordered.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LR 29.

NOTICE OF COMMITTEE HEARING

Miscellaneous Subjects

LB 954	Thursday, April 15, 1971	1:00 p.m.
LB 955	Thursday, April 15, 1971	1:00 p.m.

The time of the hearing of LB 954 and LB 955 will be at 1:00 p.m.

(Signed) J. James Waldron, Chairman

STANDING COMMITTEE REPORT

Public Health and Welfare

LEGISLATIVE BILL 898. Indefinitely postponed.

(Signed) Thomas C. Kennedy, Chairman

Revenue

LEGISLATIVE BILL 593. Placed on General File as amended.
Standing Committee amendment to LB 593:

1. In the title, line 4, strike "place" and insert "restate that"; and strike line 7 and insert "business as a manufacturer or as a distributor at wholesale; and to declare an".

(Signed) Rudolf C. Kokes, Chairman

Government And Military Affairs

LEGISLATIVE BILL 904. Placed on General File as amended.
Standing Committee amendments to LB 904:

1. On page 2, line 21, strike "service" and insert "seven".
2. On page 3, lines 12 and 16 strike "secretary" and insert "director".

(Signed) Terry Carpenter, Chairman

SELECT COMMITTEE REPORT

Enrollment And Review

LEGISLATIVE BILL 639. Correctly re-engrossed.

(Signed) Duke Snyder, Chairman

MOTION—Introduce Bills

Mr. Marvel moved the introduction of a new bill by the Appropriations Committee, to be known as LB 1012. The motion prevailed with 33 ayes, 0 nays and 16 not voting.

Mr. Marvel moved the introduction of a new bill by the Appropriations Committee, to be known as LB 1013.

Mrs. Orme requested a Call of the House. The Call showed 41 members present.

Mr. Klaver moved the Call be raised. The motion prevailed with 41 ayes, 0 nays and 8 not voting.

The motion to introduce LB 1013 prevailed with 30 ayes, 2 nays and 17 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1012. By the Appropriations Committee; Richard Marvel, 33rd District, Chairman; Herb Nore, 22nd District; Fern Orme, 29th District; Robert Clark, 47th District; Elmer Wallwey, 17th District.

A BILL FOR AN ACT to amend sections 83-376 and 83-380, Revised Statutes Supplement, 1969, relating to state institutions; to provide for payment by counties for care of patients in state institutions as prescribed; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 1013. By the Appropriations Committee; Richard Marvel, 33rd District, Chairman; Fern Hubbard Orme, 29th District; Elmer Wallwey, 17th District; John Savage, 10th District; Wayne Ziebarth, 37th District.

A BILL FOR AN ACT relating to public welfare; to provide for contributions from certain financially able relatives toward costs of care for welfare recipients in nursing homes and other such facilities; to provide for appeal; and to provide for collection.

RESOLUTIONS

LEGISLATIVE RESOLUTION 32.

Introduced by John W. DeCamp, 40th District.

WHEREAS, Nebraskans overwhelmingly supported the President in 1968 partially due to his pledge to wind down the Vietnam War; and

WHEREAS, since the President has taken office the United States has played a major role in the invasion of Cambodia and Laos, thus widening the war in Indochina; and

WHEREAS 392 Nebraskans have died in the conflict to date; and

WHEREAS, those Nebraskans have demonstrated heroic valor in the Indochina War, as well as the bereaved families of the dead, wounded and disabled; and

WHEREAS, it is estimated that Nebraskans will pay seventy million dollars in individual federal income taxes alone to support the Indochina war effort in 1971;* and

WHEREAS, a Gallup Poll taken in mid-January 1971 indicates that seventy-three per cent of the American people are in favor of bringing home all United States troops from Indochina before the end of the present year; and

WHEREAS, the establishment of a definite and final date for the withdrawal of all American personnel from Vietnam has been a factor preventing the release of the 1600 American prisoners of war in North Vietnam, and in fact has resulted in a situation where ill-treated prisoners of war are held as hostages to influence American policy; and

WHEREAS, we reject the counsel of isolationism and reaffirm our legitimate international commitment we also believe that those commitments that directly affect the security and national interests of the United States are seriously undermined by our involvement in Indochina.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. Memorializes the Congress of the United States that unless the President publicly requests and receives the support of Congress through joint resolution for further expenditures, no part of any funds appropriated pursuant to any law should be expended in Vietnam after January 1, 1972, for any purpose arising from military conflict; Provided that, funds should be expended as required for the exchange of prisoners, for the safe and systematic withdrawal of all United States military personnel, the termination of United States military operations, the provision of assistance to South Vietnam in amounts and for purposes specifically authorized by the Congress, and the arrangement of asylum for Vietnamese who might be physically endangered by the withdrawal of United States military forces; and Provided further, that the withdrawel of all United States military personnel from Vietnam should be completed no later than April 1, 1972, unless the President indicates that an additional stated period of time is required to insure the safety of such personnel during the withdrawal process.

2. Memorializes the Congress of the United States that unless the President publicly requests and receives the support of Congress through joint resolution for further expenditures, no part of any funds appropriated pursuant to any law should be expended after thirty days after the date of enactment of this resolution to furnish to Laos or Cambodia any military personnel or to support military operations by the forces of the United States in or over Laos or Cambodia.

3. Memorializes the Congress of the United States that unless the President publicly requests and receives the support of Congress through joint resolution for further expenditures, no part of any funds appropriated pursuant to any law should be expended after the date of enactment of this resolution to furnish any military personnel whatsoever to to support any military operations by the forces of the United States in or over North Vietnam.

*The Indochina war effort represents approximately fourteen per cent of the total Federal Budget. The 1971 estimate for the total amount of Individual Federal Income Taxes that Nebraskans will pay, $500,547,000 was multiplied by this figure.

Laid over.

LEGISLATIVE RESOLUTION 33.

Introduced by William H. Hasebroock, 18th District.

WHEREAS, Edward F. Carter was elected to serve as a Justice of the Supreme Court of Nebraska at the election in 1934 and has continued to serve as a Justice of the Supreme Court since he qualified in January, 1935; and

WHEREAS, during the many years of his service to the people of Nebraska while serving on the Supreme Court, his record shows that he was a fair and impartial Judge, and always considerate of his many colleagues on the court; and

WHEREAS, Judge Carter retires this month from a long and eventful career as a Judge of the Supreme Court; and

WHEREAS, Judge Carter is held in high esteem for his judgment in rendering opinions and will be missed by judges, lawyers and the public when he retires.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. The Legislature commends Judge Edward F. Carter for the many years of service to the State of Nebraska while serving as a Justice of the Supreme Court of Nebraska.
2. That a copy of this resolution be suitably engrossed and the Clerk of the Legislature is directed to mail the same to Edward F. Carter.

Laid over.

MOTION–Suspend Rules and Raise LB 1012

Mr. Marvel moved to suspend the rules and place LB 1012 on General File. The motion prevailed with 38 ayes, 1 nay and 10 not voting.

Mr. Marvel asked unanimous consent to place LB 1012 at the top of General File and bracket until Monday, March 29, 1971. No objections. So ordered.

MOTION–Raise LB 67

Mr. Carpenter renewed his motion found in the Legislative Journal on page 955 for the Forty-Seventh Day to place LB 67 on General File notwithstanding the action of the committee.

SPEAKER HASEBROOCK PRESIDING

Mr. Carpenter requested a record vote.

Mr. Morgan moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 31 ayes, 3 nays and 15 not voting.

PRESIDENT MARSH PRESIDING

Voting in the affirmative, 18:

Barnett
Carpenter
Carstens
Chambers
DeCamp
Goodrich
Kennedy
Kremer
Luedtke
Maresh
Marvel
Morgan
Orme
Schmit
Simpson
Warner
Whitney
Ziebarth

Voting in the negative, 24:

Burbach
Carsten
Craft
Duis
Elrod
Hasebroock
Holmquist
Johnson
Kime
Klaver
Kokes
Lewis
Mahoney
Moylan
Nore
Proud
Savage
Snyder
Stromer
Stull
Swanson
Syas
Waldo
Wallwey

Not voting, 7:

Clark
Epke
Keyes
Skarda
Stahmer
Waldron
Wiltse

The Carpenter motion failed with 18 ayes, 24 nays and 7 not voting.

VISITORS

Mr. Nore introduced his daughter, Ann, and friend, John Hyman, from Berkley, California.

UNANIMOUS CONSENT—Withdraw LB 170

Mr. Carpenter asked unanimous consent to withdraw LB 170. Laid over.

UNANIMOUS CONSENT—Print in Journal

Mr. Stull asked unanimous consent to have the following amendment to LB 368 printed in the Journal. No objections. So ordered.

1. Strike original section 1 and insert the following:

"Section 1. When any city, village, county, or school district elects members of any governing board by districts, such districts shall be substantially equal in population, as determined by the most recent federal census. Any such city, village, county or school district in existence at the time the 1970 census was completed shall redistrict by January 1, 1972, and in the event it fails to do so candidates for the governing board shall thereafter be elected at large until such time as redistricting is completed pursuant to this section. The provisions of this section shall apply to all counties, notwithstanding the limitations on alteration of districts contained in section 23-151, Reissue Revised Statutes of Nebraska, 1943. When any new city, village, county, or school district is established, members of the governing board shall be elected at large until such time as districts are established pursuant to this section.".

UNANIMOUS CONSENT–Committee Meeting

Mr. Syas asked unanimous consent to use the West Chambers in case he needs the space. No objections. So ordered.

ANNOUNCEMENT

Mr. Swanson announced there would be a meeting of the Executive Board at 12:00 noon in Room 2017.

STANDING COMMITTEE REPORTS

Labor

LEGISLATIVE BILL 176. Placed on General File.

(Signed) Harold T. Moylan, Chairman

Judiciary

LEGISLATIVE BILL 670. Placed on General File.

LEGISLATIVE BILL 676. Placed on General File.

LEGISLATIVE BILL 793. Placed on General File.

LEGISLATIVE BILL 797. Indefinitely postponed.

(Signed) Roland Luedtke, Chairman

Public Health and Welfare

LEGISLATIVE BILL 901. Indefinitely postponed.

LEGISLATIVE BILL 902. Indefinitely postponed.

(Signed) Thomas C. Kennedy, Chairman

Appropriations

LEGISLATIVE BILL 70. Placed on General File as amended.
Standing Committee amendment to LB 70:

1. On page 2, lines 20 to 23 strike the new matter and insert "The Board of Regents shall budget from the Cash

Fund to provide for a professional adviser for student publications."

LEGISLATIVE BILL 226. Placed on General File.

LEGISLATIVE BILL 641. Placed on General File.

LEGISLATIVE BILL 818. Placed on General File.

(Signed) Richard Marvel, Chairman

ADJOURNMENT

At 11:49 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Monday, March 29, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

FIFTY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Monday, March 29, 1971

Pursuant to adjournment, the Legislature met at 9:02 a.m., Speaker Hasebroock presiding.

PRAYER

Prayer was offered by the Chaplain.

> Our Father in heaven, we give Thee thanks for good weather and the lovely promises of spring. We thank Thee for good health, good friends, and all the things we so often take for granted. We thank Thee for the keen challenges of this hour, for work to do that demands the best we have and still finds us inadequate. Then may we seek Thy help, knowing that in partnership with Thee, in applying Thy will to our problems, there shall be no dull moments and no problems beyond solution. God bless us all and help us to be right and to do right. Through Jesus Christ our Lord. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Barnett and Kime who were excused and Mr. Chambers who was excused until 10:00 a.m.

MEMBER EXCUSED

Mr. Epke asked unanimous consent to be excused Tuesday, March 30, 1971. No objections. So ordered.

COMMUNICATION

H. R. No's. 146 & 147 from the General Assembly of the State of Georgia were received relating to the last Geneva Convention concerning prisioners of war. The Resolutions are on file in the Clerk of the Legislature's office.

LOBBYIST REPORT

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of all lobbyists who have registered as of March 25th, 1971. Further lists will be submitted on the last legislative day of each calendar week, listing additional lobbyists who have registered during that week, until all registrations are completed.

(Signed) Vincent D. Brown
Clerk of the Legislature

As of March 25, 1971

Beber, David E. - Omaha, Housing Authority of the City of Omaha
Blank, Geraldine M. - Omaha, Admiral Theatre Corporation
Blank, Geraldine M. - Omaha, U. S. Concessions Corporation
Nielsen, Jess C. - North Platte. Lincoln County Soil & Water Conservation District
Young, Kenneth E. - Omaha, Housing Authority of the City of Omaha

STANDING COMMITTEE REPORT

Urban Affairs

LEGISLATIVE BILL 747. Placed on General File as amended.
Standing Committee amendments to LB 747:

On page 2, line 5, after the word "ordinance" strike "not later than January 1, 1970," and show as stricken, and insert the following:

"if such city or village has created an urban renewal authority pursuant to the provisions of the Urban Renewal and Redevelopment Law", and strike the new language inserted in lines 6 to 27.

LEGISLATIVE BILL 434. Indefinitely postponed.

LEGISLATIVE BILL 835. Indefinitely postponed.

(Signed) Harold Simpson, Chairman

Constitutional Revision

LEGISLATIVE BILL 533. Indefinitely postponed.

(Signed) George Syas, Chairman

Revenue

LEGISLATIVE BILL 817. Placed on General File.

LEGISLATIVE BILL 319. Indefinitely postponed.

LEGISLATIVE BILL 650. Indefinitely postponed.

(Signed) Rudolf Kokes, Chairman

Labor

LEGISLATIVE BILL 320. Placed on General File as amended. Standing Committee amendments to LB 320:

1. On page 2, line 11, strike "seventy-seven" and insert "sixty-two".
2. On page 2, lines 12 and 14, page 6, lines 20 and 22, and page 8, lines 1 and 3, strike "forty-nine" and insert "forty".
3. On page 2, line 20, strike "fifty-six" and insert "forty-seven".
4. On page 2, lines 21 and 24, strike "forty-two" and insert "thirty-six".
5. On page 3, line 12, page 6, line 19, and page 7, line 27, strike "sixty-three" and insert "sixty-two".

LEGISLATIVE BILL 499. Placed on General File.

LEGISLATIVE BILL 505. Placed on General File as amended. Standing Committee amendments to LB 505:

1. On page 5, line 12, strike "shall" and insert ",after notice and hearing pursuant to Chapter 44, article 23, may".
2. On page 5, after the period in line 15, strike the new matter through line 24.

LEGISLATIVE BILL 565. Placed on General File as amended. Standing Committee amendment to LB 565:

1. Strike the new matter in lines 15 to 18 and insert "; Provided, the board may direct the payment by the state agency involved of any claim approved by it not in excess of five hundred dollars when such payment is agreed to by the head of the agency involved".

LEGISLATIVE BILL 571. Placed on General File.

LEGISLATIVE BILL 572. Placed on General File as amended. Standing Committee amendments to LB 572:

1. On page 12, line 18, strike "his" and insert "has".
2. On page 15, line 9, insert "Chapter 44 and" after "of".
3. On page 15, line 11, strike "effect" and insert "affect".

4. On page 19, line 2, strike "shall" and insert ", after notice and hearing pursuant to Chapter 44, article 23, may".

5. On page 19, after the period in line 5, strike the new matter through line 14.

6. On page 23, line 5, strike "onsection" and insert "on behalf of the Uninsured Employer's Fund against an employer or employer's insurer under this section."

(Signed) Harold Moylan, Chairman

Banking, Commerce & Insurance

LEGISLATIVE BILL 831. Placed on General File.

LEGISLATIVE BILL 884. Placed on General File as amended.
Standing Committee amendments to LB 884:

1. On page 2, line 23, strike "ten" and insert "twenty".
2. On page 3, line 8, strike "one mill" and insert "two mills."
3. Insert a new section to be known as Section 1, and to read as follows:

"Section 1. That section 18-1201, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows: "18-1201. All cities and villages, organized under the laws of the State of Nebraska, shall have the power and authority to levy a special tax each year of not more than ~~one mill~~ two mills on the dollar upon the assessed value of all the taxable property in such city or village, except intangible property, for the special purposes set forth herein. Such special levy shall be made by the same officers or board and be levied in the same manner as general city or village taxes. Revenue raised by such a special levy may be used only for the purposes of purchasing and maintaining equipment including rescue or emergency first aid equipment for a fire department of such city or village, for purchase of real estate for fire station quarters, or for erection, building, alteration or repairing of fire station quarters, or for purchasing, installing and equiping a fire alarm or communication system, or the payment of bonds authorized by section 18-1202. Such revenue may be accumulated in a sinking fund or a sinking funds to be used for any such purpose."

4. Remember section 1 as section 2.
5. On page 3 strike original section 2 and insert "Sec. 3. That original sections 18-1201 and 18-1202, Reissue Revised Statutes of Nebraska, 1943, are repealed."
6. Add a new section 4 to read as follows:

"Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

LEGISLATIVE BILL 899. Placed on General File.

LEGISLATIVE BILL 907. Placed on General File.

LEGISLATIVE BILL 958. Placed on General File as amended.
Standing Committee amendments to LB 958:

1. On page 2, line 6 insert "except Workmens Compensation insurance," after "policy" and line 17, strike the period and insert ",Provided, that if the plaintiff shall fail to obtain judgment for more than may have been offered by such company, person or association in accordance with section 25-901, then the plaintiff shall not recover the attorneys fees provided by this section."
2. On page 2, line 19, strike "is" and insert "also section 44-381, Reissue Revised Statutes of Nebraska, 1943, are"

LEGISLATIVE BILL 983. Placed on General File.

LEGISLATIVE BILL 984. Placed on General File as amended.
Standing Committee amendments to LB 984:

1. Strike original section 1 and insert the following:

"Section 1. That section 18-1101, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

18-1101. The mayor and council of any city or the chairman and board of trustees of any village of the State of Nebraska, which has issued valid pledge warrants, revenue bonds or revenue debentures, which instruments are outstanding and unpaid, may take up and pay off any such outstanding instruments whenever the same can be done by lawful means by the issue and sale, or the issue and exchange therefor, of other pledge warrants, revenue bonds or revenue debentures; Provided, ~~however,~~ that such instruments shall not exceed the amount unpaid upon the instruments so sought to be taken up, ~~and shall bear interest at the same or at a lesser rate than the outstanding instruments,~~ and shall not be general obligations of the municipality and shall not be disposed of or exchanged by the municipality at less than par; and provided further, ~~however,~~ any city or village which has issued and has outstanding valid pledge warrants, revenue bonds or revenue debentures which are unpaid, some of which are secured by the pledge of the revenue and earnings of one public utility and others are secured by the pledge of the revenue and earnings of another public utility, may take up and pay off all such outstanding instruments by the issuance and sale of its combined revenue bonds which may be secured by the pledge of the revenue and earnings of any two or more of such public utilities; such a city or village may enter into such a contract or contracts in connection therewith as may be proper and necessary.

Sec. 2. That original section 18-1101, Reissue Revised Statutes of Nebraska, 1943, is repealed."

LEGISLATIVE BILL 755. Indefinitely postponed.

LEGISLATIVE BILL 828. Indefinitely postponed.

LEGISLATIVE BILL 909. Indefinitely postponed.

LEGISLATIVE BILL 991. Indefinitely postponed.

(Signed) Sam Klaver, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 321.

A BILL FOR AN ACT to amend section 54-147, Revised Statutes Supplement, 1969, relating to brand inspection; to increase the maximum charge that may be made for inspection of cattle as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Carpenter
Carsten
Carstens
Clark
Craft
Duis
Elrod
Epke
Hasebroock
Holmquist
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Whitney
Wiltse

Voting in the negative, 5:

Burbach
Goodrich
Lewis
Waldron
Ziebarth

Not voting, 5:

Barnett
Chambers
DeCamp
Johnson
Kime

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 322. Mr. Stull asked unanimous consent to bracket LB 322. No objections. So ordered.

LEGISLATIVE BILL 334.

A BILL FOR AN ACT to amend sections 80-302, 80-306, and 80-308, Reissue Revised Statutes of Nebraska, 1943, and sections 80-301, 83-124, and 83-210.01, Revised Statutes Supplement, 1969, relating to the state institutions; to restrict use of a revolving fund; to change the nature of care at the Nebraska Veterans' Home; to redesignate terms; to change qualifications and eligibility for admission to the home; to authorize a member of the home to pay his share of cost of staying at the home; to harmonize the provisions with previous legislation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Burbach
Carpenter
Carsten
Carstens
Clark
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Barnett
Chambers
Craft
Kime

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 383.

A BILL FOR AN ACT to amend section 33-126.05, Revised Statutes Supplement, 1969, relating to fees and salaries; to set a flat fee and eliminate word counting in certain cases; to increase certain fees; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Burbach Carpenter Carsten Carstens Clark
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Johnson Kennedy
Keyes Klaver Kokes Kremer Lewis
Luedtke Mahoney Maresh Marvel Morgan
Moylan Nore Orme Proud Savage
Schmit Simpson Skarda Snyder Stahmer
Stromer Stull Swanson Syas Waldo
Waldron Wallwey Warner Whitney Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Barnett Chambers Kime

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 384.

A BILL FOR AN ACT to amend section 43-111.01, Reissue Revised Statutes of Nebraska, 1943, relating to infants; to clarify procedure for appointment of guardians where adoption is denied; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Burbach Carpenter Carsten Carstens Clark
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Johnson Kennedy
Keyes Klaver Kokes Kremer Lewis
Luedtke Maresh Marvel Morgan Moylan
Nore Orme Proud Savage Schmit
Simpson Skarda Snyder Stahmer Stromer
Stull Swanson Syas Waldo Waldron
Wallwey Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 4:

Barnett Chambers Kime Mahoney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 637. With emergency.

A BILL FOR AN ACT to amend section 81-1316, Revised Statutes Supplement, 1969, relating to state personnel; to exempt the legislative branch of government from the provisions of the state personnel system except as adopted by the Executive Board of the Legislative Council; to exempt personnel of the Nebraska Brand Committee; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with emergency clause attached?' "

Voting in the affirmative, 44:

Burbach Carpenter Carsten Carstens Clark
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Johnson Kennedy
Keyes Klaver Kokes Kremer Lewis
Luedtke Maresh Marvel Morgan Moylan
Nore Orme Proud Savage Schmit
Simpson Skarda Snyder Stahmer Stromer
Stull Swanson Waldo Waldron Wallwey
Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 5:

Barnett Chambers Kime Mahoney Syas

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 417.

A BILL FOR AN ACT relating to historical sites and monuments; to provide for erecting signs or notices restricting the visitation of such historical sites and monuments as prescribed; and to provide a penalty.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Burbach Carpenter Carsten Carstens Clark
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Johnson Kennedy
Keyes Klaver Kokes Kremer Lewis

Luedtke Mahoney Maresh Marvel Morgan
Moylan Nore Orme Proud Savage
Schmit Simpson Skarda Snyder Stahmer
Stromer Stull Swanson Syas Waldo
Waldron Wallwey Warner Whitney Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Barnett Chambers Kime

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 528.

A BILL FOR AN ACT relating to schools; to require the county superintendent to assign a distinct number as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Burbach Carpenter Carsten Carstens Clark
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Johnson Kennedy
Keyes Klaver Kokes Kremer Lewis
Luedtke Mahoney Maresh Marvel Morgan
Moylan Nore Orme Proud Savage
Schmit Simpson Skarda Snyder Stahmer
Stromer Stull Swanson Syas Waldo
Waldron Wallwey Warner Whitney Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Barnett Chambers Kime

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 591.

A BILL FOR AN ACT to amend section 81-876, Reissue Revised Statutes of Nebraska, 1943, relating to the State Real Estate Commission; to reduce the minimum age for a license; to require licensees to be high school graduates or the equivalent; to require brokers to have two years' experience as a salesman; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 24:

Carpenter
Carsten
Clark
Elrod
Goodrich
Hasebroock
Johnson
Kennedy
Lewis
Luedtke
Mahoney
Maresh
Morgan
Moylan
Proud
Simpson
Skarda
Snyder
Stromer
Stull
Swanson
Waldo
Warner
Wiltse

Voting in the negative, 16:

Burbach
Carstens
Duis
Epke
Keyes
Klaver
Kokes
Kremer
Nore
Savage
Schmit
Stahmer
Syas
Waldron
Wallwey
Ziebarth

Not voting, 9:

Barnett
Chambers
Craft
DeCamp
Holmquist
Kime
Marvel
Orme
Whitney

Having failed to receive a constitutional majority voting in the affirmative, the bill failed of passage.

LEGISLATIVE BILL 677.

A BILL FOR AN ACT to amend section 60-311.08, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to reduce the age of a motor vehicle to be licensed as an antique car; to permit the use of such antique car on public roads and streets as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Burbach
Carpenter
Carsten
Carstens
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage

Schmit Simpson Skarda Snyder Stahmer
Stromer Stull Swanson Syas Waldo
Waldron Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 4:

Barnett Chambers Kime Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 713.

A BILL FOR AN ACT to amend section 35-507, Reissue Revised Statutes of Nebraska, 1943, relating to fire districts; to change the time for the regular meeting; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Burbach Carpenter Carsten Carstens Clark
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Johnson Kennedy
Keyes Klaver Kokes Kremer Lewis
Luedtke Mahoney Maresh Marvel Morgan
Moylan Nore Orme Proud Savage
Schmit Simpson Skarda Snyder Stahmer
Stromer Stull Swanson Syas Waldo
Waldron Wallwey Warner Whitney Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Barnett Chambers Kime

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 994. With emergency.

A BILL FOR AN ACT to make supplemental appropriations to the Tax Commissioner and the Department of Public Welfare; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with emergency clause attached?' "

Voting in the affirmative, 45:

Burbach
Carsten
Carstens
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Barnett
Carpenter
Chambers
Kime

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION–Return LB 556 to Select File

Mr. Waldron moved to return LB 556 to Select File for the following specific amendment. The motion prevailed with 30 ayes, 0 nays and 19 not voting.

1. Amend the bill by adding two new sections to read as follows:

"Section 1. That section 37-501, Revised Statutes Supplement, 1969, be amended to read as follows:

37-501. It shall be unlawful (1) to shoot from any public highway at any bird or animal protected by this act; (2) except as provided in section 37-226, to hunt, shoot, or take or attempt to hunt, shoot, or take any bird or animal with the aid of an artificial light attached to or used from a motor vehicle; Provided, that nothing in this subdivision shall prohibit the hunting on foot of raccoon with the aid of a handlight, or the hunting, shooting, or taking of nonprotected species of wildlife in the protection of property by landowners or operators or their regular employees on land under their control on foot or from a motor vehicle with the aid of artificial light; (3) to hunt, kill or attempt to hunt or kill any protected species from any boat or watercraft while being propelled by sails or electric, gas or steam power or from an aeroplane or hydroplane; (4) to use any rifle, pistol, revolver, swivel gun, or shotgun larger than ten guage, in hunting any game birds, or to trap, snare, net or attempt to trap, snare or net any game bird or birds; (5) to take or needlessly destroy the nests or eggs of any game bird or birds; (6) to hunt, kill or attempt to hunt or kill any game bird or birds by attracting them to the place where hunted by the distribution of grain or other feed, commonly called baiting; (7) except as provided in section 37-214.03, to hunt, kill, take or attempt to hunt, kill or take any game bird or birds from a vehicle of any kind; (8) to hunt, kill, take, trap or attempt to hunt, kill, take or trap any game birds with nets, traps or clubs, except by nets for propagation purposes upon a permit issued by the commission, except as provided in section 2 of this act; (9) to hunt, drive, or stir up game birds or game animals with or from any aircraft, or boat propelled by sail or power; or (10) to have or carry, except as permitted by law, any shotgun in or on any vehicle on any public highway, unless such shotgun is unloaded.

Sec. 2. That the construction, operation and maintenance of a facility commonly known as a recall pen, also known as a recapture pen, which is used for the recapture of banded game birds originating from licensed game farms in conjunction with dog training or dog trial activities shall be legal when the person owning or controlling such recall pen shall, prior to the operation thereof, have paid an annual fee of ten dollars to the Game and Parks Commission for each recall pen under his ownership or control. The Game and Parks Commission is hereby authorized to promulgate rules and regulations for the possession, use and licensing of recall pens. Nothing in this section shall authorize the use of recall pens for the trapping of wild game birds.".

2. Renumber original sections 1 and 2 as sections 3 and 4 respectively.

3. On page 3, line 21 strike "is" and insert "and section 37-501, Revised Statutes Supplement, 1969, are".

MR. SWANSON PRESIDING

RESOLUTIONS

LEGISLATIVE RESOLUTION 33. LR 33 found in the Legislative Journal on page 1039 for the Fifty-Second Day was adopted by a vote of 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE RESOLUTION 32. LR 32 found in the Legislative Journal on page 1037 for the Fifty-Second Day was referred to the Reference Committee.

MESSAGES FROM THE GOVERNOR

March 26, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills Nos. 185, 208, 279, 317, and 356 and Reengrossed Legislative Bill No. 148. These bills were signed by me on March 25, 1971 and delivered to the Secretary of State.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw

March 26, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Reengrossed Legislative Bill No. 440. This bill was signed by me on March 26, 1971 and delivered to the Secretary of State.

Sincerely,

(Signed) J. James Exon
Governor

JJE:fw

STANDING COMMITTEE REPORT

Urban Affairs

LEGISLATIVE BILL 594. Placed on General File as amended.
Standing Committee amendments to LB 594:

1. On page 2, section 1, line 2 strike "shall" and

insert "may".

2. Add two new sections to be designated section 3 and section 4 to read as follows:

"Sec. 3. The cost to any city or village under a contract entered into pursuant to this act shall not exceed seventy-five cents per person per month as determined on the basis of the most recent federal census.

Sec. 4. Any county providing, or city or village receiving, police services pursuant to this act may receive and expend for the purposes of this act any available state or federal grants.".

3. Add the emergency clause.

LEGISLATIVE BILL 876. Placed on General File as amended.
Standing Committee amendment to LB 876:

1. Add emergency clause.

LEGISLATIVE BILL 893. Placed on General File as amended.
Standing Committee amendments to LB 893:

1. On page 2, line 4, strike "Whenever" and insert "Notwithstanding any provision of any other statute, whenever".

2. Add the emergency clause.

(Signed) Harold D. Simpson, Chairman

Public Health and Welfare

LEGISLATIVE BILL 472. Placed on General File.

LEGISLATIVE BILL 772. Placed on General File.

LEGISLATIVE BILL 786. Placed on General File as amended.
Standing Committee amendment to LB 786:

1. On page 2 strike lines 4 to 19 and insert the following:

"83-376. When the full cost determined to be necessary for the care, support, maintenance, and treatment of any patient is not paid by the patient or his relatives, (1) the county in which the patient resides shall pay (a) the first ~~fifteen~~ ten dollars per day of the unpaid cost for each of the first thirty days at the Hastings State Hospital, the Lincoln State Hospital, the Norfolk State Hospital, or the Nebraska Psychiatric Institute, ~~(b) the first ten dollars per day of the unpaid cost for each of the first thirty days at~~ and the Beatrice State Home, and ~~(c)~~ (b) the first ~~three~~ two dollars per day of the unpaid costs for each day after the first thirty days at any such institution, and (2) the balance of the unpaid cost shall be borne by the state.".

LEGISLATIVE BILL 908. Placed on General File.

LEGISLATIVE BILL 985. Placed on General File as amended.
Standing Committee amendments to LB 985:

1. Amend page 2, lines 5 and 21 by striking "physician's assistants" and inserting "physicians' assistants and physicians' associates", line 12 by striking "assistants" and inserting "assistance", line 18 by striking "to" and inserting "of", line 19 by striking "founding" and inserting "funding", line 23 by inserting ", or an associate of," before "a", and line 25 by inserting "or associate" after "assistant".
2. Amend page 3, line 7 by striking "two hundred twenty-five" and inserting "ninety-six".

(Signed) Thomas C. Kennedy, Chairman

Constitutional Revision

LEGISLATIVE BILL 685. Indefinitely postponed.

(Signed) George Syas, Chairman

Appropriations

LEGISLATIVE BILL 94. Placed on General as amended.
Standing Committee amendment to LB 94:

1. On page 2, line 4, and in the title, line 4, strike "General Fund" and insert "Military Department Cash Fund".

LEGISLATIVE BILL 223. Placed on General File.

LEGISLATIVE BILL 224. Placed on General File.

LEGISLATIVE BILL 225. Placed on General File as amended.
Standing Committee amendment to LB 225:

1. On page 3 strike line 8 to 10 and insert "functions; Provided, " and line 11 strike "further,".

LEGISLATIVE BILL 760. Placed on General File.

(Signed) Richard Marvel, Chairman

VISITORS

Mr. Swanson introduced 30 students and their teacher, Charlotte Mauton, from Robin Mickle Jr. High, Lincoln, Nebraska.

Mr. Luedtke introduced 105 Fourth Grade Students and their teachers Messrs. Staats, Cole, and McIntire of Ruth Pyrtle School of Lincoln, Nebraska.

Mr. Johnson introduced Miss Clara B. Johnson of Lincoln and Mr. and Mrs. E. G. Stone of Comstock, Nebraska.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE RESOLUTION 31. Correctly engrossed.

LEGISLATIVE BILL 126. Correctly re-engrossed.

LEGISLATIVE BILL 174. Correctly engrossed.

LEGISLATIVE BILL 231. Correctly engrossed.

LEGISLATIVE BILL 245. Correctly engrossed.

LEGISLATIVE BILL 246. Correctly engrossed.

LEGISLATIVE BILL 300. Correctly engrossed.

LEGISLATIVE BILL 323. Correctly engrossed.

LEGISLATIVE BILL 381. Correctly re-engrossed.

LEGISLATIVE BILL 403. Correctly engrossed.

LEGISLATIVE BILL 445. Correctly engrossed.

LEGISLATIVE BILL 447. Correctly engrossed.

LEGISLATIVE BILL 450. Correctly engrossed.

LEGISLATIVE BILL 459. Correctly engrossed.

LEGISLATIVE BILL 460. Correctly engrossed.

LEGISLATIVE BILL 469. Correctly engrossed.

LEGISLATIVE BILL 478. Correctly engrossed.

LEGISLATIVE BILL 483. Correctly engrossed.

LEGISLATIVE BILL 485. Correctly engrossed.

LEGISLATIVE BILL 486. Correctly engrossed.

LEGISLATIVE BILL 487. Correctly engrossed.

LEGISLATIVE BILL 488. Correctly engrossed.

LEGISLATIVE BILL 489. Correctly engrossed.

LEGISLATIVE BILL 494. Correctly engrossed.

LEGISLATIVE BILL 581. Correctly engrossed.

LEGISLATIVE BILL 585. Correctly engrossed.

LEGISLATIVE BILL 596. Correctly engrossed.

LEGISLATIVE BILL 609. Correctly engrossed.

LEGISLATIVE BILL 657. Correctly engrossed.

LEGISLATIVE BILL 698. Correctly engrossed.

LEGISLATIVE BILL 706. Correctly engrossed.

LEGISLATIVE BILL 723. Correctly engrossed.

LEGISLATIVE BILL 724. Correctly engrossed.

LEGISLATIVE BILL 819. Correctly engrossed.

LEGISLATIVE BILL 484. Replaced on Select File as amended.
Enrollment and Review amendments to LB 484:

1. In standing committee amendment 1, line 8, insert an underscored comma after "19".
2. In line 2 of E & R amendment 1, adopted 3/24/71, strike "21-1951" and insert "21-1981".

LEGISLATIVE BILL 495. Replaced on Select File as amended.
Enrollment and Review amendment to LB 495:

1. In the title, line 7, insert "; and to repeal the original section" after "prescribed".

LEGISLATIVE BILL 74. Replaced on Select File as amended.
Enrollment and Review amendments to LB 74:

1. In the Carpenter amendment 2, adopted 3/24/71, insert "of the Final Reading bill" after "7" in line 1.
2. On page 6, line 23, strike the second comma.
3. In the title, line 2, strike "39-2516, 39-2517,"; and strike the comma at the end of the line.

LEGISLATIVE BILL 648. Replaced on Select File as amended.
Enrollment and Review amendment to 648:

1. In the title, line 2, strike "section 69-1311" and insert "sections 69-1311 and 69-1317"; in line 5, insert "to create a cash fund and provide the source thereof;" after the semicolon; and in line 6 strike "section" and insert "sections".

LEGISLATIVE BILL 53. Correctly enrolled.

LEGISLATIVE BILL 137. Correctly enrolled.

LEGISLATIVE BILL 267. Correctly enrolled.

LEGISLATIVE BILL 298. Correctly enrolled.

LEGISLATIVE BILL 316. Correctly enrolled.

LEGISLATIVE BILL 413. Correctly enrolled.

(Signed) Duke Snyder, Chairman

SPEAKER HASEBROOCK PRESIDING

SPEAKER SIGNS

While the Legislature was in session and capable of transacting business the Speaker signed LB 53, LB 137, LB 267, LB 298, LB 316, and LB 413.

SELECT FILE

LEGISLATIVE BILL 446.

Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 556.

Mr. Waldron asked unanimous consent to withdraw the amendments found in today's Journal. No objections. So ordered.

Mr. Waldron moved to replace on Final Reading without amendments. The motion prevailed with 32 ayes, 0 nays and 17 not voting.

MOTION—Return LB 368 to Select File

Mr. Stull moved to return LB 368 to Select File for the specific amendment found in the Legislative Journal on page 1040 for the Fifty-Second Day. The motion prevailed with 25 ayes, 0 nays and 24 not voting.

Bracketed.

MOTION—Introduce Bills

Mr. Holmquist moved the introduction of a new bill by the Public Works Committee to be known as LB 1014. The motion prevailed with 30 ayes, 0 nays and 19 not voting.

Mr. Elrod moved the introduction of a new bill by the Education Committee to be known as LB 1015. The motion prevailed with 32 ayes, 0 nays and 17 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1014. By the Public Works Committee; Claire Holmquist, 16th District; Leslie A. Stull, 49th District; E. Thome Johnson, 15th District; Roland A. Luedtke, 28th District; Irving F. Wiltse, 1st District; Richard F. Proud, 12th District, Richard Lewis, 38th District.

A BILL FOR AN ACT to adopt the Nebraska Rules of the Road; to provide an operative date; and to repeal sections 39-713, 39-723.02, 39-724, 39-724.01, 39-727, 39-727.02 to 39-727.06, 39-727.08, 39-727.09, 39-729, 39-731, 39-732, 39-736, 39-739, 39-741, 39-743, 39-744, 39-746, 39-746.02 to 39-746.07, 39-749, 39-752, 39-753, 39-756 to 39-761, 39-766, 39-768, 39-778, 39-780.01, 39-791, 39-793, 39-799, 39-7,101, 39-7,102, 39-7,107, to 39-7,112, 39-7,114 to 39-7,117, 39-7,123.02, 39-7,124.03, 39-7,127, 39-1365, 39-1366, 39-1368, 39-1369, and 39-1371 to 39-1389, Reissue Revised Statutes of Nebraska, 1943, and sections 28-403.01, 39-713.01, 39-723, 39-723.03, 39-727.01, 39-728, 39-742, 39-746.01, 39-746.08, 39-750, and 39-751, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 1015. By the Education Committee; Donald Elrod, 35th District; Gerald Stromer, 36th District; Wally Barnett, 26th District; Duke Snyder, 14th District; George Syas, 13th District; Orval A. Keyes, 3rd District; Ellen E. Craft, 45th District; William F. Swanson, 27th District.

A BILL FOR AN ACT relating to education; to adopt the Interstate Agreement on Qualification of Educational Personnel; and to provide an operative date.

UNANIMOUS CONSENT—Print in Journal

Mr. Simpson asked unanimous consent to print the following amendments to LB 929 in the Journal:

1. Insert four new sections to be known as sections 8 to 11 and to read as follows:

"Sec. 8. All furniture, equipment, books, files, records, and other property, in the possession of and used by the superintendent of law enforcement and public safety in connection with the operation of the Nebraska Law Enforcement Training Center shall be transferred and delivered to the Nebraska Commission on Law Enforcement and Criminal Justice.

Sec. 9. There is hereby created a Law Enforcement Improvement Fund which shall be maintained by the State Treasurer as a separate cash revolving fund, and from which there shall be appropriated such amounts as are available therefrom and as shall by the Legislature be considered appropriate for the improvement of law enforcement at the municipal and county levels.

Sec. 10. A Law Enforcement Improvement Fund fee of one dollar shall be taxed as costs in each criminal proceeding including traffic violations filed in the district courts and county courts of this state. A like fee shall be charged in each such proceeding filed in municipal courts, including prosecutions for violations of state law or any municipal ordinance; Provided, that no such fee shall be collected for non-moving traffic violations handled by a violations bureau established by a local governing body, and no such fee shall be collected in any proceeding in any court where the proceeding or defendant has been dismissed by the court. Such fee shall be paid to the State Treasurer on forms prescribed by him within ten days of the close of each calendar quarter.

Sec. 11. This act shall become operative on July 1, 1971.".

2. Renumber original sections 8 and 9 as sections 12 and 13.

STANDING COMMITTEE REPORT

Judiciary

LEGISLATIVE BILL 278. Placed on General File as amended. Standing Committee amendments to LB 278:

1. On page 2 line 6 strike ", the term" and show as stricken; and strike lines 9 to 22 and insert "sections 28-407 and 28-408; or (c) sodomy as defined by law or the commission of any crime as defined by law in which sexual excitement of the person committing the crime is a substantial motivating factor; and (2) ~~the term~~ sexual ~~psychopath~~ sociopath shall mean any person who~~, by a course of misconduct in sexual matters, has evidenced an utter lack of power to control his sexual impulses and who, as a result, is likely to attack or otherwise inflict injury, loss, pain, or other evil on the objects of his uncontrolled and uncontrollable desires~~ has been convicted of a sexual offense and who, by the procedure established in this act, is determined to be disposed to

repeated sexual commission of sexual offenses which are likely to cause substantial injury to the health of others.".

2. On page 3 strike lines 3 to 19 and insert "for determination of or not whether the defendant is a sexual sociopath may be initiated (a) by motion of the prosecuting attorney, (b) by motion by or on behalf of the defendant, or (c) by the court on its own motion. When the proceeding is initiated by motion of the prosecuting attorney or by a motion by or on behalf of the defendant, the motion shall be accompanied by a report of a psychiatrist starting in effect his opinion that there is probable cause to believe that the defendant is a sexual sociopath. If the judge determines from his knowledge of the case or on the basis of the medical reports submitted, that there is probable cause to believe that the defendant is a sexual sociopath, he may".

3. On page 5 lines 5 to 8 strike the old and new matter and show the old matter as stricken.

4. On page 9 lines 13 and 21 insert "at least" after "hearing".

LEGISLATIVE BILL 728. Placed on General File as amended.
Standing Committee amendment to LB 728:

1. On page 4, line 1, after the period insert: "The license shall state the county in which the marriage is to be solemnized, and the marriage shall be solemnized only in that county."

LEGISLATIVE BILL 834. Placed on General File as amended.
Standing Committee amendment to LB 834:

1. Amend the bill by striking the new material, lines 18 to 20 on page 2, lines 20 to 22 on page 3, and lines 23 to 26 on page 4 and insert in each place the new matter is stricken the following: "All answers must be given in writing but do not need to be verified or given under oath. All answers so given will be deemed to be true and subject to all of the penalties of perjury in the event of willful falsification.".

LEGISLATIVE BILL 794. Indefinitely postponed.

LEGISLATIVE BILL 853. Indefinitely postponed.

LEGISLATIVE BILL 911. Indefinitely postponed.

LEGISLATIVE BILL 923. Indefinitely postponed.

(Signed) Roland Luedtke, Chairman

UNANIMOUS CONSENT–Change of Order

Mr. Proud asked unanimous consent to place LB 868 and LB 287 at the top of General File. Mr. Syas objected.

Mr. Proud moved to place LB 868 and LB 287 at the top of General File. The motion prevailed with 26 ayes, 7 nays and 16 not voting.

UNANIMOUS CONSENT—Bracket LB 446

Mr. Ziebarth asked unanimous consent to bracket LB 446 on Enrollment and Review. No objections. So ordered.

UNANIMOUS CONSENT—Withdraw LB 170

Mr. Carpenter renewed his request found in the Legislative Journal on page 1040 for the Fifty-Second Day to withdraw LB 170. No objections. So ordered.

UNANIMOUS CONSENT—Change of order

Mr. Waldron asked unanimous consent to place LB 889 on the primary election constitutional amendment list. No objections. So ordered.

VISITORS

Mr. Kokes introduced Dr. and Mrs. Auble of Ord, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 725. Considered.

Mr. Maresh offered the following amendment:

1. In Standing Committee amendment 1, line 1 of new subsection (5) strike "fourteen" and insert "twelve"; and in lines 8 to 10 strike "possesses a hazardous occupation training certificate issued pursuant to regulations promulgated by the U. S. Department of Labor,".

Mr. Burbach moved to amend the Maresh amendment to the Standing Committee amendments by deleting "twelve" and inserting "thirteen". The motion prevailed with 20 ayes, 15 nays and 14 not voting.

Mr. Maresh moved to adopt the amendment as amended.

Mr. Maresh requested a Call of the House. The Call showed 37 members present.

Mr. Klaver moved the Call be raised. The motion prevailed with 29 ayes, 0 nays and 20 not voting.

The Maresh amendment, as amended, was adopted by a vote of 21 ayes, 17 nays and 11 not voting.

Pending.

VISITORS

Mr. Snyder introduced his wife, Judy; daughters, Julie Marie and Diane Beth; and son, Kyle Lin.

Mr. Savage introduced Mr. and Mrs. Howard Silber, aviation editor for the World-Herald, Omaha, Nebraska.

COMMITTEE MEETING

The Reference Committee will meet upon adjournment.

STANDING COMMITTEE REPORT

Education

LEGISLATIVE BILL 759. Placed on General File as amended.
Standing Committee amendments to LB 759:
(Amendments struck the bill and created a new bill which is available separate from the Journal)

LEGISLATIVE BILL 997. Placed on General File as amended.
Standing Commitee amendments to LB 997:
1. On page 2, line 25, after word "include" insert ", but not be limited to,".
2. On page 3, line 6, after word "of" insert "available".

LEGISLATIVE BILL 998. Placed on General File as amended.
Standing Committee amendments to LB 998:
1. On page 5, at the end of line 15, insert:
"A Class IV school district which has been exempted from an educational service unit under section 79-2202 be readmitted to such unit by order of the State Board of Education upon application from the board of education of such district.".
2. Insert a new section 3 to read as follows:
"Sec. 3. The State Board of Education acting as such or as the State Board of Vocational Education shall provide through the commissioner and his professional staff enlightened professional leadership, guidance and supervision of the educational service units in the same manner as prescribed by sections 79-328 and 79-1429 for the state school system.".
3. Renumber original section 3 as section 4.

LEGISLATIVE BILL 449. Indefinitely postponed.

LEGISLATIVE BILL 785. Indefinitely postponed.

LEGISLATIVE BILL 976. Indefinitely postponed.

(Signed) Donald Elrod, Chairman

Public Works

LEGISLATIVE BILL 839. Placed on General File as amended.
Standing Committee amendment to LB 839:

On page 2, reinstate the stricken matter in line 19 and strike all new matter in lines 19 and 20; and strike the period in line 21 and insert ", except that it shall not be necessary to have prepared prior to commission decision the transcripts of testimony on hearings involving noncontested proceedings and hearings involving emergency rate applications under provisions of section 75-125."

LEGISLATIVE BILL 843. Placed on General File.

LEGISLATIVE BILL 769. Indefinitely postponed.

LEGISLATIVE BILL 840. Indefinitely postponed.

LEGISLATIVE BILL 857. Indefinitely postponed.

LEGISLATIVE BILL 900. Indefinitely postponed.

LEGISLATIVE BILL 918. Indefinitely postponed.

LEGISLATIVE BILL 924. Indefinitely postponed.

(Signed) Claire W. Holmquist, Chairman

Judiciary

LEGISLATIVE BILL 796. Placed on General File as amended.
Standing Committee amendments to LB 796:

1. Insert a new section 2 to read as follows:

"Sec. 2. The provisions of section 1 shall not apply to any corporation to the extent that a court of competent jurisdiction shall determine that such application would be contrary to the terms of the articles of incorporation or other instrument governing such corporation or governing the administration of charitable funds held by it and that the same may not properly be changed to conform to such sections."

2. Renumber original sections 2 and 3 as sections 3 and 4 respectively.

(Signed) Roland Luedtke, Chairman

ADJOURNMENT

At 12:00 noon, on a motion by Calvin Carsten, the Legislature adjourned until 9:00 a.m., Tuesday, March 30, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

FIFTY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, March 30, 1971

Pursuant to adjournment, the Legislature met at 9:03 a.m., President Marsh presiding.

PRAYER

Prayer was offered by Bishop Noah W. Moore, Jr. of the United Methodist Church, Nebraska Area.

ROLL CALL

The roll was called and all members were present except Messrs. Duis, Epke and Chambers who were excused.

MEMBERS EXCUSED

Mr. Duis asked unanimous consent to be excused Tuesday, Wednesday and Firday. No objections. So ordered.

Mr. Lewis asked unanimous consent to be excused at 11:00 a.m. for the remainder of the day. No objections. So ordered.

Mr. Clark as unanimous consent to be excused Friday. No objections. So ordered.

ANNOUNCEMENTS

Mr. Clark announced that Eda Duis, sister of Mr. Duis, had passed away and asked that an expression of sympathy be extended. So ordered.

Speaker Hasebroock announced that the Legislative Recess over Easter weekend would begin on Wednesday, April 7, after completion of committee hearings until Tuesday, April 13, at 9:00 a.m.

Speaker Hasebroock also announced that commencing April 1, we will have afternoon sessions.

INVITATION

Mr. Fred Carstens announced that there would be a dedication of the swimming pool at the Beatrice State Home, Sunday, April 4, at 2:00 p.m. and that all members and wives are invited.

VISITORS

Mrs. Orme introduced 9 students and their Principal, Ralph Thorpe of Merle Beattie School of Lincoln, Nebraska.

The President introduced Bishop Noah Moore's wife.

UNANIMOUS CONSENT—Committee Meeting

Mr. Waldron asked unanimous consent to hold a brief Miscellaneous Subjects Committee Meeting in the Chamber following Final Reading. No objections. So ordered.

REFERENCE COMMITTEE REPORT

LB	**Committee**
1013	Appropriations
1014	Public Works

(Signed) William F. Swanson, Chairman

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 872. Indefinitely postponed.

(Signed) Roland Luedtke, Chairman

Urban Affairs

LEGISLATIVE BILL 282. Placed on General File as amended.
Standing Committee amendments to LB 282:

1. Insert two new sections to be known as sections 1 and 2 and to read as follows:

"Section 1. That section 16-405, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

16-405. The style of ordinances shall be: "Be it ordained by the mayor and council of the city of ____," and all ordinances of a general nature shall, within ~~one month~~ fifteen days after they are passed, be published in some newspaper published within the city, or in pamphlet form, to be distributed or sold, as may be provided by ordinance; and every ordinance fixing a penalty or forfeiture for its violation shall, before the same takes effect, be published for at least one week in some manner above prescribed; Provided, in cases of riots, infectious diseases or other impending danger, or any other emergency requiring its immediate operation, such ordinance shall take effect upon the proclamation of the mayor immediately upon its first publication as above provided.

Sec. 2. That section 17-613, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

17-613. The style of all ordinances shall be: Be it ordained by the mayor and council of the city of____, or the chairman and board of trustees of the village of _____. All ordinances of a general nature shall, before they take effect, be published, within ~~one month~~ fifteen days after they are passed, (1) in some newspaper published in such city or village, but if no paper is published in the city or village, then by posting a written or printed copy thereof in each of three public places in the city or village, or (2) by publishing the same in book or pamphlet form; Provided, in case of riot, infectious or contagious diseases, or other impending danger, failure of public utility, or any other emergency requiring its immediate operation, such ordinance shall take effect upon the proclamation of the mayor chairman of the board of trustees, posted in at least three of the most public places in the city or village. Such emergency ordinance shall recite the emergency and be passed by a three-fourths vote of the council or board of trustees, and entered of record on the clerk's minutes. The passage, approval, and publication or posting of all ordinances shall be sufficiently proved by a certificate under seal of the city or village from the clerk thereof, showing that such ordinance was passed and approved, and when and in what paper the same was published, or when and by whom and where the same was posted. When ordinances are printed in book or pamphlet form, purporting to be published by authority of the board of trustees or city council, the same need not be otherwise published, and such book or pamphlet shall be received as evidence of the passage and legal publication of such ordinances as of the dates mentioned in such book or pamphlet, in all courts without further proof.

2. Renumber original section 1 as section 3.

3. In line 5 after "city" insert "or village"

and in lines 5 and 6 strike the new matter; and strike lines 10 to 14 and insert "such city or village except as provided in sections 16-405 and 17-613, which has been adopted by such city or village without submission to the voters of such city or village, shall go into effect until fifteeen days after the passage of such ordinance.".

4. Renumber original section 2 as section 4 and on page 2, line 15, strike "Section" and insert "Sections 16-405, 17-613, and "; and on line 16 strike "is" and insert "are".

LEGISLATIVE BILL 432. Placed on General File as amended. Standing Committee amendment to LB 432:

1. Strike Section 1 of the Bill, and insert the following:

"Section 1. In any village or Class II school district, the governing body of the village or school district may, by ordinance or resolution, respectively, call a caucus for the purpose of nomination of candidates for offices to be filled in the village or school election. Such caucus shall be held at least ten days before the filing deadline for such election, and the governing body calling the caucus shall publish notices of such caucus in at least one newspaper of general circulation in the county at least once each week for two consecutive weeks before such caucus.

Section 2. The chairman of the caucus at which candidates are nominated shall notify in writing the village clerk or the secretary of the Board of Education of the candidates so nominated, not later than two days following the caucus. The village clerk or secretary of the Board of Education shall then notify the persons so nominated of their nomination, such notification to take place not later than five days after such caucus. No candidate so nominated shall have his name placed upon the ballot, unless, not more than ten days after the holding of such caucus, he shall have filed with the village clerk or secretary of the Board of Education a written statement accepting the nomination of the caucus, and shall have paid the filing fee, if any, for the office for which he was nominated.

Section 3. The provisions of this act shall not preclude in any manner any person from filing for the offices to which it is applicable, either by direct filing or by petition."

LEGISLATIVE BILL 497. Placed on General File as amended. Standing Committee amendment to LB 497:

On page 2 and 3, strike Section 2.

LEGISLATIVE BILL 511. Placed on General File as amended. Standing Committee amendments to LB 511:

1. Amend page 2, line 4 by inserting after "officer" the words "or employee" line 5 by striking "sponse" and inserting "spouse", line 14 by striking "two" and inserting "~~two~~ ten", and line 25 by inserting after "officer" the words "or employee", and page 3, lines 1 and 6 by striking "two" and inserting "ten".

2. Amend page 4, line 1 by inserting after "section" the following: "; and provided further, that any officer or employee or such officer's spouse, shall not be considered interested in any contract under the terms of this act when any proceedings are instituted under sections 76-704 to 76-724."

Page 4, line 8, add the sentence: "; provided that this section shall not be applicable to cities of the second class and villages."

Page 4, Section 2, lines 9-12, delete the entire section.

Page 4, Section 3, line 15 add the word "and" after 15-603 and delete the words "and 17-611."

LEGISLATIVE BILL 550. Placed on General File as amended. Standing Committee amendment to LB 550:

Page 2, line 6, strike "or" and show as stricken and after services insert "or sale of real estate except through condemnation," and line 7, strike "fifteen" and insert "ten."

LEGISLATIVE BILL 890. Placed on General File.

(Signed) Harold D. Simpson, Chairman

Public Works

LEGISLATIVE BILL 662. Placed on General File as amended. Standing Committee amendment to LB 662:

1. Strike original section 2, renumber original section 3 as section 2, and on page 3, lines 7 and 8, strike "sections 75-115 and 75-116" and insert "section 75-115".

LEGISLATIVE BILL 744. Placed on General File as amended. Standing Committee amendments to LB 744:

1. On page 4, line 15, strike "persons" and insert "any person who", in line 16 strike "transporting" and insert "transports", and in line 17 strike "property" and insert "persons or property as a result of his negligence".

2. On page 5, line 3, strike "or" and insert "of"; in line 4 after "valid" insert "to carry loads twenty feet wide"; and in line 5 after "permit" insert "shall be fur-

nished to the sheriff's office by the Department of Motor Vehicles and".

LEGISLATIVE BILL 892. Placed on General File.

LEGISLATIVE BILL 919. Placed on General File as amended. Standing Committee amendments to LB 919:

1. Renumber section 1 as section 2, renumber succeeding sections accordingly, and insert a new section 1 as follows:

"Section 1. It is declared to be the policy of this state to reduce the number of fatalities and injuries caused by collisions between motor vehicles and railroad trains; to eliminate as far as possible unnecessary conflicts between railroad transportation and highway transportation; to improve the movement of both rail and highway traffic by eliminating grade crossings; and to assist in relocation of railroad facilities that bisect the central portions of municipalities, thus hampering the growth of both the municipality and the railroad services; the effect of such policies being to benefit and enhance the community as a whole. These policies shall not be implemented in any manner without just compensation, as determined by law, to all damaged parties, including both railroads and shippers, and, where appropriate, alternate routes for affected railroads.".

2. Amend page 2, line 20 by inserting after "inaugurating," the following: "developing and negotiating for programs which may involve the".

3. Amend page 3, line 18 by inserting at the end of the line the following: ", right and authority"; in line 21 by striking "for the purpose of removing the"; line 22 by striking "improvements"; line 24 by adding a period after "desirable" and by striking the remainder of line 24 and lines 25 to 27.

4. Amend page 4 by striking lines 1 through 4 and by striking the following from line 5: "1943, and amendments thereto.".

5. Amend page 5, line 15 after "are" by inserting "so".

6. Amend page 5, line 22, by inserting after "any" the following: "municipality, county or".

7. Amend page 5, line 26, by inserting after "entity," the following: "and any railroads, shippers and affected property owners,".

8. Amend page 6, line 1 by inserting at the end: "Approval of any state or federal regulatory agency shall be secured, when necessary, prior to implementing any of the provisions contained herein and the district shall comply with the requirements of any such agency.

In developing plans for specific projects, to determine the feasibility of implementing the purposes of this act, the districts shall examine the costs and benefits to the community, the railroads, and the highway users, and shall calculate the costs and benefits by consideration being given but not limited to loss of revenue, increased operating costs, costs of installation, acquisition of real and personal property, relocation, signalization, communication, utilities, avoidance of hazards, creation of transportation efficiences, resolving conflicts of land use, and any other ancillary or peripheral costs or benefits.".

9. Add the emergency clause.

LEGISLATIVE BILL 711. Indefinitely postponed.

LEGISLATIVE BILL 801. Indefinitely postponed.

LEGISLATIVE BILL 838. Indefinitely postponed.

LEGISLATIVE BILL 906. Indefinitely postponed.

LEGISLATIVE BILL 927. Indefinitely postponed.

(Signed) Claire W. Holmquist, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 178. Correctly re-engrossed.

LEGISLATIVE BILL 376. Correctly engrossed.

LEGISLATIVE BILL 464. Correctly engrossed.

LEGISLATIVE BILL 854. Correctly engrossed.

LEGISLATIVE BILL 321. Correctly enrolled.

LEGISLATIVE BILL 334. Correctly enrolled.

LEGISLATIVE BILL 383. Correctly enrolled.

LEGISLATIVE BILL 384. Correctly enrolled.

LEGISLATIVE BILL 417. Correctly enrolled.

LEGISLATIVE BILL 528. Correctly enrolled.

LEGISLATIVE BILL 637. Correctly enrolled.

LEGISLATIVE BILL 677. Correctly enrolled.

LEGISLATIVE BILL 713. Correctly enrolled.

LEGISLATIVE BILL 994. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business the President signed LB 321, LB 334, LB 383, LB 384, LB 417, LB 528, LB 637, LB 677, LB 713, LB 994 and LR 33.

VISITORS

Mr. C. Carsten introduced 20 students from Nebraska City High School and their teacher Mr. Hodgson, of Nebraska City, Nebraska.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 390.

A BILL FOR AN ACT relating to workmen's compensation; to provide uniform procedures for bringing workmen's compensation claims against the state.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett
Burbach
Carpenter
Carsten
Carstens
Craft
DeCamp
Elrod
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Chambers
Clark
Duis
Epke
Marvel

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 396.

A BILL FOR AN ACT to amend sections 39-741 and 39-775, Reissue Revised Statutes of Nebraska, 1943, and section 39-723, Revised Statutes Supplement, 1969, relating to highways; to define terms; to set speed limits for cabin trailers; to provide for safety mirrors; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett
Burbach
Carpenter
Carsten
Carstens
Clark
Craft
DeCamp
Elrod
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 1:

Orme

Not voting, 3:

Chambers
Duis
Epke

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 399.

A BILL FOR AN ACT to amend section 17-503, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the second class and villages; to remove an exception to the general power to convey real estate; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft DeCamp Elrod Goodrich
Holmquist Johnson Kennedy Keyes Kime
Klaver Kokes Kremer Lewis Luedtke
Mahoney Maresh Morgan Moylan Nore
Orme Proud Savage Schmit Simpson
Skarda Snyder Stahmer Stromer Stull
Swanson Syas Waldo Waldron Wallwey
Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 5:

Chambers Duis Epke Hasebroock Marvel

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MEMBER EXCUSED

Mr. Nore asked unanimous consent to be excused the remainder of the day. No objections. So ordered.

LEGISLATIVE BILL 466. With emergency.

A BILL FOR AN ACT to amend section 53-123.07, Revised Statutes Supplement, 1969, relating to liquors; to provide that alcoholic liquors sold to nonbeverage users may be shipped or delivered directly to such nonbeverage users from the source of supply and the same shall be considered as received by the alcoholic liquor distributors within the state and at their licensed premises, and such shipments and deliveries shall be recorded and reported; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft DeCamp Elrod Goodrich
Holmquist Johnson Kennedy Keyes Kime
Klaver Kremer Lewis Luedtke Mahoney
Maresh Marvel Morgan Moylan Orme
Proud Savage Schmit Simpson Skarda
Snyder Stahmer Stromer Stull Swanson
Syas Waldo Waldron Wallwey Warner
Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 7:

Chambers
Duis
Epke
Hasebroock
Kokes
Nore
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 589.

A BILL FOR AN ACT to amend section 81-872, Reissue Revised Statutes of Nebraska, 1943, and section 81-881, Revised Statutes Supplement, 1969, relating to the State Real Estate Commission; to provide additional exceptions; to specify an additional ground for suspension or revocation of a license; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett
Burbach
Carpenter
Carsten
Carstens
Clark
Craft
DeCamp
Elrod
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Chambers
Duis
Epke
Nore

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

UNANIMOUS CONSENT–Unbracket LB 322

Mr. Lewis asked unanimous consent to unbracket LB 322. No objections. So ordered.

LEGISLATIVE BILL 322.

A BILL FOR AN ACT to amend section 54-152, Reissue Revised Statutes of Nebraska, 1943, relating to brand inspection; to change the conditions for inspection of cattle sold or offered for sale at any livestock auction market within the brand area of the state; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Craft	DeCamp	Elrod	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Keyes
Kime	Klaver	Kokes	Kremer	Lewis
Luedtke	Mahoney	Maresh	Marvel	Morgan
Moylan	Orme	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Waldron
Wallwey	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 4:

Chambers	Duis	Epke	Nore

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—Reconsider LB 591

Mr. Barnett moved to reconsider the action taken on LB 591. Laid over.

MOTION—Suspend Rules to Reconsider LB 436

Mr. Stahmer moved to suspend the rules and reconsider the action taken in passing LB 436. The motion prevailed with 32 ayes, 0 nays and 17 not voting.

UNANIMOUS CONSENT—Hold LB 236, 237 & 238

Mr. Stahmer asked unanimous consent to hold LB 236, LB 237 and LB 238 until Wednesday, April 7, 1971. No objections. So ordered.

MESSAGE FROM THE GOVERNOR

March 29, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bill No. 265. This bill was signed by me on March 29, 1971 and delivered to the Secretary of State.

Yours very truly,
(Signed) J. James Exon
Governor

JJE:fw

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on March 31, 1971, at 8:45 a.m.: LB 53, LB 137, LB 267, LB 298, LB 316, and LB 413.

(Signed) Emory Burnett, E & R Attorney

SELECT FILE

LEGISLATIVE BILL 484. Enrollment and Review amendments found in the Legislative Journal on page 1061 for the Fifty-Third Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 495. Enrollment and Review amendment found in the Legislative Journal on page 1061 for the Fifty-Third Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 74. Enrollment and Review amendments found in the Legislative Journal on page 1061 for the Fifty-Third Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 648. Enrollment and Review amendment found in the Legislative Journal on page 1062 for the Fifty-Third Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 368. Mr. Stull asked unanimous consent to unbracket LB 368. No objections. So ordered.

Mr. Stull asked unanimous consent to substitute the following amendment for the amendment found in the Legislative Journal on page 1040 for the Fifty-Second Day. No objections. So ordered. Amendment adopted.

1. Strike original section 1 and insert the following:

"Section 1. When any city, village, county, or school district elects members of any governing board by districts, such districts shall be substantially equal in population, as determined by the most recent federal census. Any such city, village, county or school district in existence at the time the most recent federal census was completed shall redistrict by January 1, 1972, and in the event it fails to do so candidates for the governing board shall thereafter be elected at large until such time as redistricting is completed pursuant to this section. The provisions of this section shall apply to all counties, notwithstanding the limitations on alteration of districts contained in section 23-151, Reissue Revised Statutes of Nebraska, 1943. When any new city, village, county, or school district is established, members of the governing board shall be elected at large until such time as districts are established pursuant to this section.".

Advanced to Enrollment and Review for engrossment.

VISITORS

Mrs. Orme introduced 23 students and their teachers; Mesdames Miller, Reinhr, Cayou and Norriss of Elliott School, Lincoln, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 725. Considered.

Mr. Maresh offered the following amendment to the standing committee amendment which was adopted:

1. In standing committee amendment 1, line 16, strike the period and insert: "; and provided further, that persons under sixteen years of age but not less than thirteen may obtain a temporary permit to operate such equipment for a six-month period after presentation to the Department of Motor Vehicles of a request for such temporary permit signed by such person's parent or guardian and payment of one dollar. After the expiration of such six-month period it shall be unlawful for any person under sixteen years of age to operate such equipment upon the public highways and roads of this state unless he has been issued a special permit under the provisions of this subsection."; and in line 17 strike "license" and insert "special permit".

Mr. Maresh offered the following amendment to the standing committee amendment which was adopted:

1. In line 4 of the standing committee amendment, strike "or is employed" and insert "or who is fourteen years of age or older and who is employed for compensation".

The Standing Commitee amendments found in the Legislative Journal on page 882 for the Forty-Fourth Day were adopted as amended.

Mr. Burbach offered the following amendment which was adopted by a vote of 32 ayes, 1 nay and 16 not voting:

1. Insert a new section to read:

"Sec. 2. That section 60-413, Reissue Revised Statutes of Nebraska, 1969, be amended to read as follows:

60-413. Every person licensed to operate motor vehicles under the provisions of this act shall, upon receipt of such license card, endorse his or her signature thereon in a space provided for such purpose, and no license shall be valid until the license card is so endorsed. ~~The~~ Except for a special permit issued under the provisions of subsection (5) of section 60-407, the license card shall at all times be carried by the licensee when operating a motor vehicle on the public highways of this state and shall be presented by the licensee for examination, or he shall present proof of ownership of the same, upon demand by any officer, employee or agent of the Nebraska State Patrol, police or peace officer recognized as such by the laws of this state. Such officer, employee or agent must in every case of making demand on the motor vehicle operator to show a motor vehicle operator's license, first display proper evidence of his lawful authority to act as an officer of the law. Outside incorporated villages and cities, no officer, except an officer, agent or employee of the Nebraska State Patrol, the superintendent of law enforcement and public safety, the county sheriff or their authorized deputies or subordinates, shall exercise the authority to demand presentation of a motor vehicle operator's license. The holder of a special permit issued under the provisions of subsection (5) of section 60-407 need not be carried on the person but must be produced for examination within twenty-four hours after a lawful demand therefor has been made under the provisions of this section.".

2. Renumber original section 2 as section 3.

3. On page 7, line 2, strike "section 60-407" and insert "sections 60-407 and 60-413"; and in line 3 strike "is" and insert "are".

Advanced to Enrollment & Review with 33 ayes, 2 nays and 14 not voting.

LEGISLATIVE BILL 287. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page

728 for the Thirty-Seventh Day were adopted by a vote of 19 ayes, 13 nays and 17 not voting.

Mr. Stromer moved to indefinitely postpone LB 287.

Mr. Stromer requested a record vote.

Voting in the affirmative, 32:

Burbach Carpenter Clark Craft Goodrich
Hasebroock Holmquist Johnson Kennedy Keyes
Kime Klaver Kokes Kremer Mahoney
Maresh Marvel Morgan Moylan Proud
Savage Schmit Skarda Snyder Stromer
Stull Syas Waldo Wallwey Warner
Whitney Wiltse

Voting in the negative, 6:

Barnett Carsten DeCamp Elrod Stahmer
Swanson

Not voting, 11:

Carstens Chambers Duis Epke Lewis
Luedtke Nore Orme Simpson Waldron
Ziebarth

The motion prevailed with 32 ayes, 6 nays and 11 not voting.

LEGISLATIVE BILL 868. Title read. Explained.

Mr. Syas moved to indefinitely postpone LB 868.

Mr. Stahmer moved the previous question. The question is, "Shall the debate now cease?" The motion lost with 18 ayes, 21 nays and 10 not voting.

Mr. Skarda moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 40 ayes, 0 nays and 9 not voting.

Mr. Proud requested a record vote.

Voting in the affirmative, 19:

Clark Craft DeCamp Elrod Goodrich
Hasebroock Kime Klaver Mahoney Marvel
Morgan Moylan Skarda Snyder Stahmer
Stull Swanson Syas Waldron

Voting in the negative, 22:

Barnett Burbach Carpenter Carsten Carstens
Holmquist Johnson Kennedy Keyes Kremer
Luedtke Maresh Orme Proud Savage
Schmit Stromer Waldo Wallwey Warner
Whitney Wiltse

Not voting, 8:

Chambers Duis Epke Kokes Lewis
Nore Simpson Ziebarth

The motion lost with 19 ayes, 22 nays and 8 not voting.

Pending.

VISITORS

Mr. Waldo introduced 27 students and their teacher, Mrs. Mildred Conkling, of Crete Elementary School, Crete, Nebraska.

Mrs. Orme introduced a group from the Omaha Branch of AAU. They are as follows: Mesdames Combs, Davis, Klay, Hale, Schmad, Berry, Niemer; Mr. Noyce; Mary Lealie, Catherine Beal and Inez Copplon.

ANNOUNCEMENT

Mr. Swanson announced the Executive Board would meet at 12:00 in Room 2017.

SPEAKER HASEBROOCK PRESIDING

RESOLUTIONS

LEGISLATIVE RESOLUTION 34.

Introduced by Richard Marvel, 33rd District.

WHEREAS, the counties of the State of Nebraska have in the past carried much of the financial burden in caring for their residents in state institutions; and

WHEREAS, the Legislature, in the 80th Session, passed Legislative Bill 286 which provided for a specific per diem cost participation by the counties for patients in state institutions; and

WHEREAS, there is some confusion on the part of the counties and the state as to the amount of money outstanding and owing the state for care provided to county residents in state institutions; and

WHEREAS, the Legislature must know the amount of indebtedness of the counties to the state in order to develop an adequate and reasonable budget; and

WHEREAS, the counties have an active interest in their financial obligations to the state and have repeatedly indicated this concern; and

WHEREAS, the counties, in order to meet the financial obligations of their own government, must also know the extent of their liability to the state.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Auditor of Public Accounts be directed to perform an audit of each county to make an accurate determination of the county levy for the mentally ill and mentally retarded to determine what amount, if any, is due to the state, from July 1, 1966 to the present time, and showing in this audit, the money that has been collected but not remitted.
2. That the Department of Public Institutions and Department of Revenue provide to the Auditor of Public Accounts whatever records and other resources available to simplify and hasten the completion of the audit.
3. That in the course of the audit procedures, the county be provided with sufficient information to establish an adequate budget for the mentally ill and mentally retarded in the state institutions for each budget period beginning June 30, 1971.
4. That the report of the individual county audits be directed to the Director of the Department of Administrative Services with copies to the Clerk of the Legislature, and Attorney General, and that the Director of the Department of Administrative Services notify the county by certified mail of the audit results, which shall be a request for payment by June 30, 1971.

Mr. Marvel moved to suspend the rules and take up LB 34. The motion prevailed with 32 ayes, 0 nays and 17 not voting.

LR 34 was adopted with 29 ayes, 0 nays and 20 not voting.

PRESIDENT MARSH PRESIDING

GENERAL FILE

LEGISLATIVE BILL 1012. Title read. Explained.

Advanced to Enrollment & Review with 32 ayes, 0 nays and 17 not voting.

UNANIMOUS CONSENT—Withdraw LB 715

Mr. Waldron asked unanimous consent to withdraw LB 715. Laid over.

STANDING COMMITTEE REPORT

Urban Affairs

LEGISLATIVE BILL 926. Placed on General File as amended.

Standing Committee amendments to LB 926:

1. On page 2, line 4 strike "metropolitan and"; in line 5 strike "classes" and insert "class"; in line 18 strike "metropolitan or".
2. On page 3, line 4 strike "metropolitan or"; in line 11 strike "metropolitan or", and in line 23 strike "metropolitan or".
3. On page 5, line 2 strike "metropolitan"; and in line 3 strike the "and" at the beginning of the line and strike "classes" and insert "class".

(Signed) Harold D. Simpson, Chairman

Public Health and Welfare

LEGISLATIVE BILL 803. Indefinitely postponed.

LEGISLATIVE BILL 842. Indefinitely postponed.

(Signed) Thomas C. Kennedy, Chairman

Revenue

LEGISLATIVE BILL 707. Placed on General File as amended.
Standing Committee amendments to LB 707:

1. On page 2, strike the new matter in line 6 and insert "twelve million, six hundred thousand dollars".
2. Strike section 2 and insert two new sections to read:

"Sec. 2. That section 77-27,137, Revised Statutes Supplement, 1969, be amended to read as follows:

77-27,137. ~~The~~ Of the money in the Governmental Subdivision Fund, four million, six hundred thousand dollars shall be transferred by the State Treasurer, on or before the third Monday in January each year commencing in ~~1969~~ 1972, to the various county treasurers of the state as follows:

(1) Fifty per cent on the basis of the ratio of the population of the particular county to the population of the entire state as determined by the latest federal census; and

(2) Fifty per cent on the basis of the ratio of the valuation of real estate in the particular county to the valuation of real estate in the entire state, as certified by the respective county assessors to the Tax Commissioner in the abstract of the assessment rolls and as equalized by the State Board of Equalization and Assessment.

The proceeds of the Governmental Subdivision Fund received by the various county treasurers shall be credited to the general fund of the county.

Sec. 3. The balance remaining in the Governmental Subdivision Fund after making the transfer provided for in section 77-27,137 shall be allocated by the State Treasurer to the various counties, for distribution to the incorporated municipalities therein. Such allocation shall be made in the manner provided in section 77-27,137. After making such allocation, the State Treasurer shall, on the third Monday of each year commencing in 1972, distribute the amount, so allocated to each county, among the incorporated municipalities within the county on the ratio of the population of the particular incorporated municipality to the total population of all incorporated municipalities in the county as determined by the latest federal census and placed in the general fund of such municipalities.".

3. On page 3, line 9, strike "77-27,138" and insert "77-27,137"; and in line 9 insert ", and also section 77-27,138, Revised Statutes Supplement, 1969" after "1969".

LEGISLATIVE BILL 716. Placed on General File as amended. Standing Committee amendments to LB 716:

1. Strike sections 1 to 8 and insert the following:

"Section 1. As used in this act, unless the context otherwise requires:

(1) Facility shall mean any disposal system, including disposal wells, or any treatment works, appliance, equipment, machinery or installation constructed, used or placed in operation primarily for the purpose of reducing, controlling or eliminating water pollution caused by industrial or agricultural waste;

(2) Industrial or agricultural waste shall mean any liquid, gaseous or solid waste substance resulting from any process of industry, manufacture, trade or business, or from the development, processing or recovery of any paper or wood which is capable of polluting the waters of this state;

(3) Treatment works shall mean any plant, pumping station, incinerator or other works or reservoir used primarily for the purpose of treating, stabilizing, isolating or holding industrial or agricultural waste; and

(4) Disposal system shall mean systems used primarily for disposing of or isolating industrial or agricultural water and includes pipe lines or conduits, pumping stations and force mains, and all other constructions, devices, appurtenances and facilities used for collecting or conducting water borne industrial or agricultural waste to a point of disposal, treatment or

isolation except that which is necessary to the manufacture of products.

Sec. 2. (1) An application for a refund of Nebraska sales and use taxes paid for any water pollution control facility may be filed with the Tax Commissioner by the owner of such facility in such manner and in such form as may be prescribed by the commissioner. The application for a refund shall contain: (a) Plans and specifications of such facility including all materials incorporated or to be incorporated therein; (b) a descriptive list of all equipment acquired or to be acquired by the applicant for the purpose of industrial waste pollution control; (c) the proposed operating procedure for the facility; and (d) the acquisition cost of the facility for which exemption is claimed.

(2) Before issuing the refund for Nebraska sales and use taxes paid by an applicant, the Tax Commissioner shall seek approval of the Department of Health and the Water Pollution Control Commission. The Tax Commissioner shall offer an applicant a hearing upon request of such applicant. Tax refunds granted under the provisions of this act, shall be reduced to the extent of any commercial or productive value derived from any materials captured or recovered by any facility.

Sec. 3. If the Department of Health and the Water Pollution Control Commission finds that a facility is designed and operated primarily for control, capture or removal of industrial or agricultural waste from water, and is suitable, reasonably adequate, and meets the intent and purposes of the Nebraska Water Pollution Control Act, it shall so notify the Tax Commissioner who shall issue this refund. The Department of Health and the Water Pollution Control Commission shall also notify the Tax Commissioner the extent of commercial or productive value derived from any materials captured or recovered by the facility.

Sec. 4. Notice of the commissioner's refusal to issue a refund shall be sent by certified mail to the applicant.

(1) The Tax Commissioner, on notice by certified mail to the applicant giving opportunity for a hearing, shall on his own initiative, on complaint of the Department of Health or the Water Pollution Control Commission, may modify or revoke the refund whenever any of the following appears: (a) The refund was obtained by fraud or misrepresentation; (b) the applicant has failed substantially to operate the facility for the purpose and degree of control specified in the application, or an amended application; or (c) the facility covered by the refund is no longer used for the primary purpose of pollution control.

(2) On the mailing by certified mail to the re-

fund applicant, notice of the action of the Tax Commissioner modifying or revoking the refund, the refund shall be in force, or shall remain in force only as modified. When a refund is revoked because a refund was obtained by fraud or misrepresentation, all taxes which would have been payable if no certificate has been issued shall be immediately due and payable with the maximum interest and penalties prescribed by the Nebraska Revenue Act of 1967. No statute of limitations shall operate in the event of fraud or misrepresentation.

Sec. 5. A part aggrieved by the issuance or refusal to issue, revocation or modification of a pollution control tax refund may appeal from the finding and order of the Tax Commissioner in the manner and form and within the time provided by sections 84-917 to 84-919, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto.

Sec. 6. Existing facilities that meet the requirements of the Department of Health and The Water Pollution Control Commission may apply for a refund of sales and use taxes already paid on materials prior to the effective date of this act.

Sec. 7. The Tax Commissioner shall adopt rules and regulations as he deems necessary for the administration of the provisions of this act. These rules and regulations shall not abridge the authority of the Department of Health and the Water Pollution Control Commission to determine whether or not industrial waste pollution control exists within the meaning of the provisions of this act.

Sec. 8. This act shall be known as the Water Pollution Control Tax Refund Act.".

LEGISLATIVE BILL 719. Placed on General File as amended.
Standing Committee amendments to LB 719:

1. Strike sections 1 to 8 and insert the following:

"Section 1. As used in this act, unless the context otherwise requires: Facility shall mean machinery, equipment, structures, or any part or accessories thereof, installed or acquired for the primary purpose of controlling or disposing of air pollution which if released would render the air harmful or inimical to the public health or to property within this state, except any air conditioner, dust collector, fan or other similar device which is primarily used for the benefit of personnel or of a business.

Sec. 2. (1) An application for a pollution control tax refund for Nebraska sales and use taxes paid shall be filed with the Tax Commissioner by the owner of a facility in such manner and in such form as may be prescribed by the commissioner. The application shall contain plans and specifications of the facility including all materials incorporated or to be incorporated therein and a descriptive list of all equipment acquired or to be acquired by the applicant for the purpose of pollution control together with the proposed operating procedure for the facility.

(2) Before issuing a refund the Tax Commissioner shall seek approval of the Department of Health and shall offer the applicant an opportunity for a hearing. Any tax refund granted under the provisions of this act shall be reduced to the extent of any commercial or productive value derived from any materials captured or recovered by any facility.

Sec. 3. If the Department of Health finds that a facility is designed and operated primarily for the control, capture and removal of pollutants from the air, and is suitable and reasonably adequate, it shall so notify the Tax Commissioner who shall issue a refund of Nebraska sales and use taxes paid. Such application shall state the total acquisition cost of such facility entitled to exemption.

Sec. 4. (1) The Tax Commissioner, on notice by certified mail to the applicant giving opportunity for a hearing, shall on his own initiative or complaint of the Department of Health, modify or revoke any refund whenever any of the following appears: (a) The refund was obtained by fraud or misrepresentation; (b) the applicant has failed to operate the facility for the purpose and degree of control specified in the application, or an amended application; or (c) the facility described in the application is no longer used for the primary purpose of pollution control.

(2) On the mailing by certified mail to the applicant of notice of the action of the Tax Commissioner modifying or revoking an application, the refund shall cease to be in force or shall remain in force only as modified. When an application is revoked because a refund was obtained by fraud or misrepresentation, all taxes which would have been payable if no refund had been issued shall be immediately due and payable with the maximum interest and penalties prescribed by the Nebraska Revenue Act of 1967. No statute of limitations shall operate in the event of fraud or misrepresentation.

Sec. 5. A party aggrieved by the issuance or refusal to issue, revocation, or modifications of a pollution control tax exemption refund may appeal from the finding and order of the Tax Commissioner in the manner and form and within the time provided by sections 84-917 to 84-919, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto.

Sec. 6. Existing facilities that meet the requirements of the Department of Health may apply for a refund of sales and use taxes on materials already paid the state prior to the effective date of this act.

Sec. 7. The Tax Commissioner shall adopt rules and regulations as he deems necessary for the administration of the provisions of this act.

Sec. 8. This act shall be known as the Air Pollution Control Tax Exemption Act.".

LEGISLATIVE BILL 780. Placed on General File as amended.
Standing Committee amendments to LB 780:

1. Strike all of Section 3, and renumber Section 4 as new Section 3.

2. In Section 2 beginning on line 19 strike "separately as real property" and insert "at fifty cents per acre which shall be deposited in the county general fund of the county where the land is situated".

LEGISLATIVE BILL 930. Indefinitely postponed.

(Signed) Rudolf C. Kokes, Chairman

Education

LEGISLATIVE BILL 996. Placed on General File as amended.
Standing Committee amendments to LB 996:

1. On page 2, line 24, strike the word "board" and insert "bond".

2. On page 2, line 27, strike the word "one" and show as stricken and insert "five".

3. On page 6, line 8, strike the word "it" and insert "the applicant's place of business".

(Signed) Donald Elrod, Chairman

Miscellaneous Subjects

LEGISLATIVE BILL 162. Placed on General File as amended.
Standing Committee amendments to LB 162:

1. Amend the bill by striking original section 1 and inserting the following two new sections:

"Section 1. The standard time in this state shall mean the astronomical time of the degree of longitude governing the zone wherein the state is situated, the standard official time of which is described as United States standard central time for second zone and United States standard mountain time for third zone established by the original Act of Congress, enacted March 19, 1918, and appearing as sections 262 to 264, inclusive, Title 15, United States Code Annotated. In all laws, statutes, orders, decrees, rules, and regulations relating to the time of performance of any act by any officer or department of the State of Nebraska, or of any county, city, town, village, or political subdivision thereof, or relating to the time in which any rights shall accrue or determine, or within which any act shall or shall not be performed by any person subject to the jurisdiction of this state, all time shall be such standard time. Also in all the public schools and institutions of this state or of any county, city, town, village, or political subdivision thereof and in all contracts or choses in action made or to be performed in this state, it shall be understood and intended that the time shall be as provided by this act. Nothing in this section is intended to change the time now used by any city, county, or community.

Sec. 2. (1) It shall be unlawful for any place of business or commercial enterprise to use, maintain, or display any standard of time other than the standard time established by this act except as provided by section 1 of this act.

(2) It shall be unlawful for any officer, agent, or employee of this state or any political subdivision thereof, to use, maintain, or display in connection with his official duties any standard of time other than the standard time established by this act except as provided by section 1 of this act.

(3) Any person violating the provisions of this act shall be guilty of a misdemeanor and shall, upon conviction thereof, be punished by a fine of not less than twenty-five dollars nor more than one hundred dollars.".

(Signed) J. James Waldron, Chairman

COMMITTEE MEETING–Executive Session

Mr. Kokes announced that the Revenue Committee would meet in Executive Session at 2:00 p.m. Wednesday, March 31, 1971, in the East Chamber.

APPROPRIATION BILL

The following bill was read for the first time by title:

LEGISLATIVE BILL 904A. By Jules Burbach, 19th District; Leslie A. Stull, 49th District.

A BILL FOR AN ACT to appropriate twenty-one thousand five hundred fourteen dollars from the state General Fund for the period of July 1, 1971 to June 30, 1972 to the Department of Economic Development, Agency 72, for Program 584, to aid in carrying out the provisions of

Legislative Bill 904, Eighty-second Legislature, First Session, 1971.

ADJOURNMENT

At 11:53 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Wednesday, March 31, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

FIFTY-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, March 31, 1971

Pursuant to adjournment, the Legislature met at 9:02 a.m., Speaker Hasebroock presiding.

PRAYER

> Our Father, before we become involved in the routine of this day—with our committees and hearings, our meetings and decisions, and the many interests which clamor for our attention and the people who want us to vote this way and that – we pause to seek Thy help. Experienced in the ways of men, we know all to little of the ways of God.
>
> Thou knowest us, each one, by name and by our need. Turn our wayward minds and hearts to Thee. Forgive the faults and failures of the past and set us free from them. Forgive our failure to apply to ourselves the standards of conduct we demand of others. Forgive our slowness to see the good in our fellows and to see the evil in ourselves.
>
> In our differences may we be kind; in our agreements may we be humble, that Thy will may be done in us, and through us in our common service. For Jesus' sake, Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Duis and Chambers who were excused.

COMMUNICATION

Senate Joint Resolution No. 12 from the General Assembly of the State of Colorado was received relating to the last Geneva Convention concerning prisoners of war. The Resolution is on file in the Clerk of the Legislature's office.

REFERENCE COMMITTEE REPORT

LB	Committee
1015	General File
LR 32	Judiciary

(Signed) William Swanson, Chairman

STANDING COMMITTEE REPORT

Revenue

LEGISLATIVE BILL 674. Placed on General File as amended.
Standing Committee amendment to LB 674:

1. Strike original section 1 and insert the following:

"Section 1. The county treasurer shall make available to every taxpayer, in such form as prescribed by the Tax Commissioner, a tax table disclosing (1) the total amount of property tax levied by the county, cities, villages, and school districts within such county; (2) the total amount of aid from state sources appropriated to the county and each city, village, and school district in the county; and (3) the net amount of property taxes to be levied by the county and each city, village, and school district in the county. The table shall also include a miscellaneous category for all other governmental subdivisions in the county and shall provide the same information for them.".

(Signed) Rudolf Kokes, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 322. Correctly enrolled.

LEGISLATIVE BILL 390. Correctly enrolled.

LEGISLATIVE BILL 396. Correctly enrolled.

LEGISLATIVE BILL 399. Correctly enrolled.

LEGISLATIVE BILL 466. Correctly enrolled.

LEGISLATIVE BILL 589. Correctly enrolled.

(Signed) Duke Snyder, Chairman

SPEAKER SIGNS

While the Legislature was in session and capable of transacting business the Speaker signed LB 322, LB 390, LB 396, LB 399, LB 466 and LB 589.

COMMITTEE MEETING—Executive Session

Mr. Holmquist announced the Public Works Committee would hold an Executive Session at 2:00 p.m. in the West Lounge, today, March 31.

MEMBERS EXCUSED

Mr. Holmquist asked unanimous consent to be excused Thursday and part of Friday morning, April 1 and 2. No objections. So ordered.

Mr. Klaver asked unanimous consent to be excused Thursday, April 1. No objections. So ordered.

Mr. Kennedy asked unanimous consent to be excused Thursday and Friday, April 1 and 2. No objections. So ordered.

VISITORS

Mr. Warner introduced 43 students of the Senior Class in Special Education and their teachers, Mr. Hummel and Mrs. Jensen, of Palmyra OR-1, Palmyra, Nebraska.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 639A. With emergency.

A BILL FOR AN ACT to appropriate four hundred sixty-six thousand seven hundred eighty-two dollars from the state General Fund and fifty-one thousand three hundred twelve dollars from federal funds for the period ending June 30, 1971, and one million six hundred ninety-six thousand one hundred nine dollars from the state General Fund and six hundred thirty-six thousand nine hundred forty-three dollars from federal funds for the period July 1, 1971 to June 30, 1972 to the Department of Public Welfare, Agency 26, for Program 341 to aid in carrying out the provisions of Legislative Bill 639, Eighty-second Legislature, First Session, 1971; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 33:

Barnett Burbach Carsten Carstens Craft

Elrod	Epke	Goodrich	Holmquist	Johnson
Keyes	Kime	Klaver	Luedtke	Mahoney
Maresh	Morgan	Nore	Orme	Proud
Savage	Schmit	Simpson	Snyder	Stahmer
Stromer	Swanson	Syas	Waldo	Waldron
Warner	Whitney	Ziebarth		

Voting in the negative, 12:

Carpenter	Clark	DeCamp	Hasebroock	Kennedy
Kokes	Kremer	Lewis	Marvel	Skarda
Stull	Wiltse			

Not voting, 4:

Chambers	Duis	Moylan	Wallwey

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 639. With emergency.

A BILL FOR AN ACT to amend section 43-512, Revised Statutes Supplement, 1969, relating to public assistance; to increase maximum aid to dependent children payments; to require report to county attorney regarding support from stepparents; to modify payments by state warrant; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carsten	Carstens	Clark
Craft	Elrod	Epke	Goodrich	Hasebroock
Holmquist	Johnson	Kennedy	Keyes	Kime
Klaver	Kokes	Kremer	Lewis	Luedtke
Mahoney	Maresh	Marvel	Morgan	Moylan
Nore	Orme	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Waldron
Wallwey	Whitney	Wiltse	Ziebarth	

Voting in the negative, 3:

Carpenter	DeCamp	Warner

Not voting, 2:

Chambers	Duis

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Mr. Wallwey asked unanimous consent to expedite the delivery of LB 639 and LB 639A to the Governor.

LEGISLATIVE BILL 269. With emergency.

A BILL FOR AN ACT to amend section 50-416, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska Retirement Systems Advisory Committee; to provide for appointment of members to the committee; to change the name of the committee; to provide for a chairman of the committee; to provide for continued membership; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Barnett
Burbach
Carsten
Carstens
Clark
Craft
DeCamp
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kremer
Lewis
Luedtke
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Snyder
Stahmer
Stromer
Stull
Swanson
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Carpenter
Chambers
Duis
Kime
Kokes
Mahoney
Skarda
Syas

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 292.

A BILL FOR AN ACT relating to schools; to provide for collection fees; to remove obsolete matter; to clarify and provide penalties as prescribed for violations involving school buses; to conform with previous legislation; to change the time for meetings and taking office; to amend sections 14-554, 79-320, 79-426.17, 79-434, 79-441, 79-488, 79-488.05, 79-488.06, 79-4,103, 79-513, 79-515, and 79-1247.13, Reissue Revised Statutes of Nebraska, 1943, sections 79-213, 79-328, 79-466, 79-486, 79-501, 79-506.01, 79-548, and 79-1007.02, Revised Statutes

Supplement, 1969, and section 77-202.22, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 299, Eighty-second Legislature, First Session, 1971; and to repeal the original sections, and also section 79-1702, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft DeCamp Elrod Epke
Goodrich Hasebroock Holmquist Kennedy Keyes
Kime Klaver Kokes Kremer Lewis
Luedtke Mahoney Maresh Morgan Moylan
Nore Orme Proud Savage Schmit
Simpson Skarda Snyder Stahmer Stromer
Stull Swanson Syas Waldo Waldron
Wallwey Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 4:

Chambers Duis Johnson Marvel

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

PRESIDENT MARSH PRESIDING

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 639A. Correctly enrolled.

LEGISLATIVE BILL 639. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the legislature was in session and capable of transacting business, the President signed: LB 639A and LB 639.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 337A.

A BILL FOR AN ACT to appropriate two hundred two thousand five hundred forty-four dollars from the state General Fund for the period of July 1, 1971, to June 30, 1972, to the Department of Revenue, Agency 16, for Program 108 to aid in carrying out the provisions of Legislative Bill 337, Eighty-second Legislature, First Session, 1971.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Burbach Carpenter Carsten Carstens Craft
DeCamp Elrod Epke Goodrich Hasebroock
Holmquist Johnson Kennedy Keyes Kime
Kremer Lewis Luedtke Maresh Moylan
Nore Proud Savage Schmit Simpson
Snyder Stahmer Stromer Stull Swanson
Syas Waldo Waldron Wallwey Warner
Whitney Wiltse Ziebarth

Voting in the negative, 3:

Mahoney Morgan Skarda

Not voting, 8:

Barnett Chambers Clark Duis Klaver
Kokes Marvel Orme

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 360. With emergency.

A BILL FOR AN ACT to amend section 84-1317, Revised Statutes Supplement, 1969, relating to the state employees' retirement system; to change the age of mandatory retirement; to provide an operative date; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Barnett Burbach Carsten Carstens Clark
Craft DeCamp Elrod Epke Goodrich
Hasebroock Holmquist Johnson Kennedy Keyes

Kime Klaver Kokes Kremer Lewis
Luedtke Mahoney Maresh Marvel Morgan
Moylan Nore Orme Proud Savage
Schmit Simpson Skarda Snyder Stahmer
Stromer Stull Swanson Syas Waldo
Waldron Wallwey Warner Whitney Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Carpenter Chambers Duis

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Mr. Hasebroock asked unanimous consent to unbracket LB 337. No objections. So ordered.

LEGISLATIVE BILL 337.

A BILL FOR AN ACT to amend section 77-202.13, Revised Statutes Supplement, 1969, relating to taxation; to enlarge and increase the exemptions for homesteads as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Barnett Burbach Carsten Carstens Craft
DeCamp Elrod Epke Goodrich Hasebroock
Holmquist Johnson Kennedy Keyes Kime
Klaver Kokes Kremer Lewis Luedtke
Maresh Marvel Moylan Proud Savage
Schmit Simpson Snyder Stahmer Stromer
Stull Swanson Syas Waldo Waldron
Wallwey Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 9:

Carpenter Chambers Clark Duis Mahoney
Morgan Nore Orme Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 372. With emergency.

A BILL FOR AN ACT to amend section 81-1120, Reissue Revised Statutes of Nebraska, 1943, relating to the capitol building; to provide that the space needed for the Legislature shall be determined by the Legislature or the Executive Board of the Legislative Council as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Barnett Burbach Carsten Carstens Clark
Craft Elrod Epke Goodrich Hasebroock
Holmquist Johnson Kennedy Klaver Kokes
Kremer Lewis Luedtke Mahoney Maresh
Marvel Morgan Moylan Nore Orme
Proud Savage Schmit Simpson Skarda
Snyder Stahmer Stromer Stull Swanson
Syas Waldo Waldron Wallwey Warner
Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 6:

Carpenter Chambers DeCamp Duis Keyes
Kime

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 374. Laid over.

LEGISLATIVE BILL 382.

A BILL FOR AN ACT to amend section 38-123.01, Revised Statutes Supplement, 1969, relating to guardian and ward; to reduce the minimum amount of an estate to permit release of the guardian; and to repeal the original section and also section 38-123, Revised Statutes Supplement, 1969.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett Burbach Carpenter Carsten Carstens

Clark Craft Elrod Epke Goodrich
Hasebroock Holmquist Johnson Kennedy Kime
Klaver Kokes Kremer Lewis Luedtke
Mahoney Maresh Marvel Morgan Moylan
Orme Proud Savage Schmit Simpson
Skarda Snyder Stahmer Stromer Stull
Swanson Syas Waldo Waldron Wallwey
Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 5:

Chambers DeCamp Duis Keyes Nore

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 453.

A BILL FOR AN ACT to repeal Chapter 19, article 20, Reissue Revised Statutes of Nebraska, 1943, relating to the municipal retirement system.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft Elrod Epke Goodrich
Hasebroock Holmquist Johnson Kennedy Keyes
Kime Klaver Kokes Kremer Lewis
Luedtke Mahoney Maresh Marvel Morgan
Nore Orme Proud Savage Schmit
Simpson Skarda Snyder Stahmer Stromer
Stull Swanson Syas Waldo Waldron
Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 5:

Chambers DeCamp Duis Moylan Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 556. Laid over.

LEGISLATIVE BILL 590.

A BILL FOR AN ACT to amend sections 81-886.01 and 81-886.02, Revised Statutes Supplement, 1969, relating to the State Real Estate Commission; to increase fees for licenses to sell real estate in another state; to require brokers selling such real estate to reside in this state; to make filing of a map mandatory rather than permissive; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett
Burbach
Carpenter
Carsten
Carstens
Clark
Craft
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 1:

Klaver

Not voting, 4:

Chambers
DeCamp
Duis
Moylan

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 597.

A BILL FOR AN ACT to amend sections 44-1405 and 44-1448, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to make it mandatory rather than permissive to furnish certain information respecting rate filings with the Department of Insurance; to make rate filings open for public inspection at the time of filing; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett
Burbach
Carpenter
Carsten
Carstens
Clark
Craft
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes

Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Chambers
DeCamp
Duis

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 618.

A BILL FOR AN ACT to amend section 88-503, Reissue Revised Statutes of Nebraska, 1943, relating to the State Railway Commission; to delete certain requirements from applications for grain warehouse licenses; to clarify bond requirements for grain warehouses; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett
Burbach
Carpenter
Carsten
Carstens
Clark
Craft
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Chambers
DeCamp
Duis

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION–Return LB 684 to Select File

Mr. Johnson moved to return LB 684 to Select File for the following specific amendment:

Add the emergency clause.

The motion to return prevailed with 42 ayes, 0 nays and 7 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 829.

A BILL FOR AN ACT to amend section 32-1040, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to provide for filling vacancies in city and village offices; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett
Burbach
Carpenter
Carsten
Carstens
Clark
Craft
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Orme
Proud
Savage
Schmit
Simpson
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Chambers
DeCamp
Duis
Nore
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1006. With emergency.

A BILL FOR AN ACT to appropriate the sum of six million, six hundred thousand dollars to match federal funds and local funds for secondary water treatment facilities; to provide for allocations; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45.

Barnett
Burbach
Carpenter
Carsten
Carstens
Clark
Craft
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Chambers
DeCamp
Duis
Nore

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

VISITORS

Mr. C. Carsten introduced 20 seniors and their teacher, Mr. Hodgson of Nebraska City High School, Nebraska City, Nebraska.

Mr. Elrod introduced students from School District 38 and their teachers, Messdames, Silence Stevens, Pauline Cachell and Nora Eicher, of Grand Island, Nebraska

President Marsh introduced the Fourth grade students from St. Bonaventure School and their teacher, Mrs. Merlyce Albrecht, from Columbus, Nebraska.

Mr. Skarda introduced ten members of the Austrian Parliamentary Delegation and their three escorts from the Department of State in Washington, D. C. A member of the Delegation spoke briefly to the members of the Legislature.

Mr. Proud introduced a group of citizens from the city of Millard, Nebraska.

UNANIMOUS CONSENT—Withdraw LB 715

Mr. Waldron renewed his request to withdraw LB 715 found on page 1086 of the Legislative Journal for the Fifty-Fourth Day. No objections. So ordered.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 1016. At the request of Governor Exon, Richard Marvel, 33rd District; Chairman, Appropriations Committee.

A BILL FOR AN ACT making appropriations for state aid and assistance for the fiscal year beginning July 1, 1971, and ending June 30, 1972; to recite limits on the expenditure of funds from the appropriations so made; and to declare an emergency.

LEGISLATIVE BILL 1017. At the request of Governor Exon, by Richard Marvel, 33rd District, Chairman of the Appropriations Committee.

A BILL FOR AN ACT making appropriations for the state government of the State of Nebraska for the fiscal year beginning July 1, 1971, and ending June 30, 1972; to recite limits and conditions on the expenditure of funds from the appropriations so made; and to declare an emergency.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on March 31, 1971, at 9:50 a.m.: LB 639 and LB 639A.

(Signed) Emory Burnett, E & R Attorney

Presented to the Governor for approval on March 31, 1971, at 10:00 a.m.: LB 321, LB 334, LB 383, LB 384, LB 417, LB 528, LB 637, LB 677, LB 713 & LB 994.

(Signed) Barbara Jackson, Enrolling Clerk

STANDING COMMITTEE REPORT

Judiciary

LEGISLATIVE BILL 821. Placed on General File as amended.
Standing Committee amendment to LB 821:

1. Amend page 2, line 5, by striking "fifteen" and inserting "fourteen".

LEGISLATIVE BILL 877. Placed on General File as amended.
Standing Committee amendments to LB 877:

1. On page 3, line 26 strike "eleven" and insert "~~eleven~~ twelve", and line 27 strike the new matter.
2. On page 4, line 1 strike the new matter, and strike line 3 and insert "fifth, sixth, ninth, ~~and~~ tenth, eleventh, thirteenth, and seventeenth districts there shall be two".
3. Strike original section 2 and insert:

"Sec. 2. That section 5-105.03, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows: 5-105.03. The Governor shall, on ~~July 21, 1965~~ the effective date of this act, appoint a district judge to fill the vacancy by the creation of an additional judge for ~~District No.~~ Districts Nos. 2, 4, 6, 11, 13, and 17. Such appointment shall be made as provided by the provisions of Chapter 24, article 8.".

4. On page 5, line 2 strike "section 5-105" and insert "sections 5-105 and 5-105.03", and line 3 strike "is" and insert "are".

(Signed) Roland Luedtke, Chairman

SPEAKER HASEBROOCK PRESIDING

RULES COMMITTEE REPORT

I move the following rules changes:

1. Rule 5 New section 13.

Unless otherwise disposed of, all bills on which no final action has been taken by the time of adjournment of the regular session in odd numbered years shall be held over and retain their place on file for consideration at the regular session convening in even numbered years. Bills still held in committee shall be considered IPP.

2. Rule 5 Section 5 (a) amended to read:

Except as provided in Rule 5, Section 6 (g), no bill shall be introduced after the twentieth legislative day during regular sessions in odd numbered years and after the tenth legislative day during regular sessions in even number years, except etc.

3. Rule 6 Section 1 amended to read:

Starting with regular sessions in odd numbered years bills shall be numbered consecutively starting with the number 1. Bills introduced in regular sessions in even numbered years shall start with the number following the number of the last bill introduced in the preceding regular session of an odd number year, (Bills introduced in anySpecial Session shall start with the number 1.) and shall be numbered consecutively as read by the Clerk. (Follow with the rule as it now reads.)

4. Rule 7 Section 2 (b) add

"Voice votes shall be accepted on Final Reading."

5. Rule 2 Section 11 add

"Executive Board of the Legislative Council shall determine the time and number of Interim Studies."

Rule 1 Sec. 22 & Rule 5 Sec. 10–to be changed.
Rule 1, Sec. 22 to read:

The Executive Board of the Legislative Council shall hire all employees of the Legislature except those subject to the procedure in Rule 1, Sec. 2. The salaries of permanent employees shall be determined by the Executive Board subject to the limits of the appropriation bill. The Executive Board shall submit a salary schedule the first day of each session to the Legislature for all temporary employee positions. Such salary schedule shall be considered adopted unless rejected or amended by a majority of the elected members. No further adjustments in individual salaries for temporary employees need to be submitted to the Legislature for that session.

Rule 5, Section 10 to read:

Those expenditures on which the Legislature votes shall require the approval of the majority of the elected members to be authorized.

Rule 6, Sec. 2 (b) to read:

Each section shall be open to amendment. The amendments, if any, recommended by standing committees shall first be considered after which amendments by the introducer. The introducer may then move to advance the bill to E & R initial and explain the bills provisions after which other amendments, if any including a motion to indefinitely postpone, shall be considered in the order in which received by the presiding officer.

Rule 6, Sec. 2 (e)
by striking "before the bill is read"

Rule 6, General File voting chart
strike "Move to IPP before bill is read," and also strike "Move to IPP after bill is read, and MTV"
Insert "Move to IPP"

(Signed) Jerome Warner, Chairman

SELECT FILE

LEGISLATIVE BILL 684. Mr. Johnson moved to adopt the amendment found in today's Journal.

Mr. Johnson requested a Call of the House. The Call showed 38 members present.

Mr. Burbach moved the Call be raised. The motion prevailed with 32 ayes, 0 nays and 17 not voting.

Advanced to Enrollment and Review for engrossment by a vote of 35 ayes, 0 nays and 14 not voting.

STANDING COMMITTEE REPORT

Public Works

LEGISLATIVE BILL 768. Placed on General File as amended.
Standing Committee amendments to LB 768:

1. On page 4, line 19 strike "five" and insert "three"; line 26 strike "five" and insert "three".

2. On page 5, line 3 strike "five" and insert "three".

3. On page 6, line 19 strike "five" and insert "three".

4. On page 8, line 11 after "business of" insert "distributing," and at line 12 after "motorcycles" insert ", and also shall have the same meaning as the term franchisor as used in this act".

5. On page 13, line 12 after the semicolon insert "One factory representative and one member of the general public, both being appointed from the state at large," and line 22, insert before the period "; Provided, that no member of the board shall participate in any manner in a proceeding before the board involving his licensed business".

6. On page 18, line 12 strike "branch", and lines 20 to 23, reinstate stricken matter.

7. Strike section 5 and renumber original sections 6 to 43 as sections 5 to 42 respectively.

8. On page 30, line 2, after "a" insert "fraudulent", and in line 18, strike "15" and insert "14".

9. On pages 30 and 31 strike section 14 and insert the following:

"Sec. 14. It shall be unlawful for any licensee to engage, directly or indirectly, in the following acts:

(1) To advertise and offer any year, make, engine size, model, type, equipment, price, trade-in allowance, terms, or make other claims or conditions pertaining to the sale, leasing or rental of motor vehicles, motorcycles and trailers which are not truthful and clearly set forth;

(2) To advertive for sale, lease or rental of a specific motor vehicle, motorcycle or trailer which is not in possession of the dealer, owner or advertiser and willingly shown and sold, as advertised, illustrated, or described, at advertised price and terms, at the advertised address; Provided, that unless otherwise specified, a motor vehicle, motorcycle or trailer advertised for sale shall be in operable condition and on request, the advertiser thereof shall show records to substantiate an advertised offer;

(3) To advertise a new motor vehicle, motorcycle or trailer at a price which does not include standard

equipment with which it is fitted or is ordinarily fitted, without disclosing such fact, or eliminating any such equipment for the purpose of advertising a low price;

(4) To advertise (a) that the advertiser's prices are always or generally lower than competitive prices; and not met or equalled by others; or that the advertiser always or generally undersells competitors; (b) that the advertiser's prices are always or generally the lowest; or that no other dealer has lower prices; or (c) that the advertiser is never undersold; or (d) that no other advertiser or dealer will have a lower price;

(5) To advertise and make statements such as, Write Your Own Deal, Name Your Own Price, Name Your Own Monthly Payments, and other statements of a similar nature;

(6) To advertise by making disparaging comparisons with competitors' services, quality, price, products, or business methods shall not be used;

(7) To advertise by making the layout, headlines, illustrations and type size of an advertisement so as to convey or permit an erroneous impression as to which motor vehicle, motorcycle or trailer or motor vehicles, motorcycles or trailers are offered at featured prices. No advertised offer, expression, or display of price, terms, down payment, trade-in allowance cash difference or savings, shall be misleading by itself, and any qualification to such offer, expression, or display shall be clearly and conspicuously set forth in comparative type size and style, location, layout, to prevent deception;

(8) To advertise the price of a motor vehicle, motorcycle or trailer without including all charges which the customer must pay for the motor vehicle, motorcycle or trailer, excepting state and local tax, license and title fees; Provided, that it shall be unlawful to advertise prices described as unpaid balance, unless they are the full cash selling price and to advertise price which is not the full selling price even though qualified with expressions such as, with trade, with acceptable trade, or other similar words;

(9) To advertise as at cost, below cost, below invoice, or wholesale, unless the term used shall be strictly construed that the word cost, as used above or in a similar meaning, shall be the actual price paid by the advertiser to the manufacturer for the motor vehicle, motorcycle or trailers so advertised;

(10) To advertise claims that Everybody Financed, No Credit Rejected, We Finance Anyone, and other similar affirmative statements;

(11) To advertise a specific trade-in amount, or range of amounts;

(12) To advertise the words Finance, Loan,

Discounts, or others of similar import, in the firm name or trade style of a person offering motor vehicles, motorcycles and trailers for sale, unless such person is actually engaged in the finance business and offering only bona fide repossessed motor vehicles, motorcycles and trailers; Provided, that it is unlawful to use the word Repossessed in the name or trade style of a firm in the advertising of motor vehicles, motorcycles and trailers sold by such a company are bona fide repossessions sold for unpaid balances due only; and provided further, that advertisers offering repossessed automobiles for sale must be able to offer proof of such repossessions;

(13) To advertise the term Authorized Dealer in any way as to mislead as to the make or makes of motor vehicles, motorcycles or trailers for which a dealer is franchised to sell at retail;

(14) To advertise or sell new motor vehicles, motorcycles and trailers by any person not enfranchised by the manufacturer of the motor vehicle, motorcycle or trailer offered. Misleading terms such as, Factory Fresh, and Paper on the Doors, shall not be used unless such motor vehicles, motorcycles and trailers are new;

(15) To advertise used motor vehicles, motorcycles or trailers so as to create the impression they are new; Provided, that (a) used motor vehicles, motorcycles and trailers of the current and preceding model year, must be clearly identified as Used, Executive Driven, or Demonstrator, or Driver Training, and Lease cars, Taxicabs, fleet vehicles, police motor vehicles or motorcycles as may be the case and descriptions such as Low Mileage, Slightly Driven may also be applied only when correct; (b) that the terms demonstrator's, executives, and officials motor vehicles, motorcycles, or trailers shall not be used unless they have never been sold to a member of the public and unless such terms describe motor vehicles, motorcycles or trailers used by new motor vehicles, motorcycle or trailer dealers or their employees for demonstrating performance ability and unless such vehicles are advertised for sale, as such, only by an authorized dealer in the same make of motor vehicle, motorcycle or trailer; (c) phrases such as Last of the Remaining, Close-Out, Final Clearance and others of similar import shall not be used in advertising used motor vehicles, motorcycles and trailers so as to convey the impression that the motor vehicles, motorcycles and trailers offered are holdover new motor vehicles, motorcycles and trailers; and (d) when new and used motor vehicles, motorcycles and trailers of the current and preceding model year are offered in the same advertisement, such offers shall be clearly separated by description,

layout and art treatment;

(16) To advertise executives' or officials' motor vehicles, motorcycles or trailers unless they have been used exclusively by the personnel or executive of the motor vehicle, motorcycle or trailer manufacturer or by an executive of any authorized dealer if the same make thereof and such motor vehicles, motorcycles and trailers have not been sold to a member of the public prior to the appearance of the advertisement;

(17) To advertise motor vehicles, motorcycles and trailers, owned by or in the possession of dealers, without the name of the dealer or the word Dealer, or in any other manner so as to convey the impression they are being offered by private parties;

(18) To advertise specific or supposed mileage or as to odometer reading unless such mileage representation can be substantiated by the records of the dealer;

(19) To advertise the term wholesale in connection with the retail offering of used motor vehicles, motorcycles and trailers;

(20) To advertise terms Auction or Auction Special and other terms of similar import unless such terms shall be used in connection with motor vehicles, motorcycles and trailers offered or sold at a bona fide auction; to the highest bidder and under such other specific conditions as may be required in this act;

(21) To advertise equipment, accessory, or other merchandise as Free if its cost, or any part of its cost, is included in the price of the motor vehicle, motorcycle or trailer, or if the motor vehicle, motorcycle or trailer can be purchased for a lesser price without such equipment, accessory or merchandise;

(22) To advertise Free driving trial, unless it means a trial without obligation of any kind and that the motor vehicle, motorcycle or trailer may be returned in the period specified, without obligation or cost; Provided, that a driving trial on a money back basis, or with privilege of exchange or applying money paid on another motor vehicle, motorcycle or trailer, shall be so explained. Terms and conditions of driving trials, Free or otherwise, shall be set forth in writing for the customer;

(23) To advertise (a) the term Manufacturer's Warranty, unless it is used in advertising only in reference to cars covered by a bona fide factory warranty for that particular make of motor vehicle, motorcycle or trailer; Provided, that in the event only a portion of such warranty is remaining, then reference to a warranty may be used only if stated that that unused portion of the warranty is still in effect; (b) the

term New Car Guarantee, except in connection with new motor vehicles, motorcycles and trailers; and (c) the terms Ninety-day Warranty, Fifty-fifty Guarantee, Three hundred-Mile Guarantee, and Six-month Warranty, unless all the terms thereof are described in the advertisement; and

(24) To advertise representations inconsistent with or contrary to the fact that a motor vehicle, motorcycle or trailer is sold as is and without a guarantee; Provided, that the customer contract shall clearly indicate when a car will be sold with a guarantee and what that guarantee is, and similarly, shall clearly indicate when a car is sold as is and without a guarantee.".

10. On page 37, line 7 strike the semicolon and insert "or a wholly-owned factory dealership except that a wholly-owned factory dealership established after the effective date of this act shall not be authorized to serve an enfranchised dealer's or dealers' area in the same line or make of motor vehicles, trailers or motorcycles without complying with the requirements of this act;" and lines 9 and 10 strike "to the ultimate consumer".

11. On page 38, lines 24 and 25, strike "in the independent judgment of the dealer".

12. Strike original section 43 and renumber original sections 44 to 48 as sections 42 to 46 respectively.

13. On page 54, line 26 strike "60-1418, and 60-1419" and insert "and 60-1418".

(Signed) Claire W. Holmquist, Chairman

MEMBERS EXCUSED

Mr. DeCamp asked unanimous consent to be excused Wednesday, March 31, 1971, at 10:30 a.m. No objections. So ordered.

Mr. Keyes asked unanimous consent to be excused Wednesday, March 31, at 11:30 a.m. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 868. Considered.

Mr. Proud moved to advance LB 868 to Enrollment and Review.

Mr. Proud requested a Call of the House. The Call showed 46 members present.

Mr. Klaver moved the Call be raised. The motion lost with 13 ayes, 21 nays and 15 not voting.

Mr. Mahoney moved the Call be raised. The motion prevailed with 29 ayes, 9 nays and 11 not voting.

Mr. Proud requested a roll call vote and a record vote.

Voting in the affirmative, 24:

Barnett Carsten Carstens Craft Epke
Holmquist Johnson Kennedy Keyes Kremer
Lewis Luedtke Maresh Nore Orme
Proud Savage Schmit Simpson Waldo
Wallwey Warner Whitney Wiltse

Voting in the negative, 20:

Burbach Carpenter Clark Elrod Goodrich
Hasebroock Kime Klaver Mahoney Marvel
Morgan Moylan Skarda Snyder Stahmer
Stull Swanson Syas Waldron Ziebarth

Not voting, 5:

Chambers DeCamp Duis Kokes Stromer

The motion to advance LB 868 to Enrollment and Review lost with 24 ayes, 20 nays and 5 not voting.

Mr. Carpenter moved to indefinitely postpone LB 868. The motion prevailed with 25 ayes, 16 nays and 9 not voting.

LEGISLATIVE BILL 152. Title read. Laid over one week.

LEGISLATIVE BILL 257. Title read.

Mr. Carpenter asked unanimous consent to print the following amendment in the Journal. No objections. So ordered.

1. Amend the bill by striking original sections 1 to 8 and insert the following:

"Section 1. That section 18-2201, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

~~18-2201.~~ The furnishing of community antenna television service is hereby declared to be a business affected with such a public interest that it ~~must~~ should be regulated locally. All municipalities ~~in Nebraska~~ by ordinance and counties by resolution are hereby authorized and empowered~~, by ordinance,~~ to regulate, to franchise, to prohibit, and to consent to the construction, installation, operation, and maintenance within their corporate limits of all persons or entities furnishing community antenna television service. All municipalities or counties, acting through the mayor and council or board of trustees or board of commissioners, shall have power to require every individual or entity offering such service, subject to reasonable rules and regulations, to furnish any person applying therefor along the lines of its wires, cables or other conduits, with television and radio service. The mayor and council, ~~or~~ board of trustees, or board of commissioners shall have power to prescribe reasonable quality standards for such service and to regulate and fix reasonable and compensatory rents or rates for such service including installation charges. Such person or entity furnishing community antenna television service shall be required to carry all broadcast signals as prescribed by franchise and permitted to be carried by Federal Communications Commission regulations during the full period of the broadcast day of its stations.

Sec. 2. That section 18-2202, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

~~18-2202~~. It shall be unlawful for any person, firm, or corporation to construct, install, operate, or maintain in or along the streets, alleys, and public ways, or elsewhere within the corporate limits of any municipality, or county lines of any county or counties, a community antenna television service without first obtaining, from such municipality, county, or counties involved, a franchise authorizing the same; and the governing bodies of such ~~municipalities~~ municipality, county, or counties are hereby authorized to grant a franchise for a term of not to exceed twenty-five years upon such reasonable conditions as the circumstances may require.

Sec. 3. That section 18-2203, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

~~18-2203.~~ Municipalities may by ordinance require the filing with the city or village clerk or counties may by resolution require the filing with the county clerk by the person, firm, or corporation constructing, installing, operating, or maintaining such community antenna television service of a proper may showing the exact location of all underground cables and equipment, together with a statement showing the exact nature of ~~the same~~ such equipment.

Sec. 4. That section 18-2204, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

~~18-2204~~. Municipalities or counties may~~,~~ ~~by appropriate ordinance,~~ levy an annual occupation tax against any person, firm, or corporation now maintaining and operating any community antenna television service within its boundaries; and may levy an annual occupation tax against any persons, firms, or corporations hereafter constructing, installing, operating, or maintaining such community antenna television service. Any such occupation tax so levied shall be due and payable on May 1 of each year to the treasurer of such city or village or county.

Sec. 5. That section 18-2205, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

~~18-2205.~~ In the event of violation of any franchise provision or the provisions of ~~sections 18-2201 to 18-2205~~ this act by any duly franchised person or entity furnishing community antenna television service, the municipality or county having granted such franchise shall immediately serve notice of such violation upon the franchise holder with directions to correct such violation within ninety days or show cause why such violation should not be corrected at a public hearing held in conjunction with the next regularly scheduled meeting of the franchising body. Continued violation of ~~section 18-2201 to 18-2205~~ this act may be enjoined by the district court. Any person who willfully violates any provision of ~~sections 18-2201 to 18-2205~~ this act or of any ~~local~~ franchise ordinance or resolution shall be guilty of a misdemeanor and shall, upon conviction thereof, be punished by a fine of not more than five hundred dollars.

Sec. 6. No community television franchise heretofore granted by any municipality under the provisions of Chapter 18, article 22, Reissue Revised Statutes of Nebraska, 1943, prior to the effective date of this act, shall be affected by the provisions of sections 1 to 5 of this act.

Sec. 7. In the event a municipality annexes territory within a county in which such county has granted a franchise for the furnishing of community antenna service, such county shall retain control of such franchise for the term thereof.

Sec. 8. Any number of counties may cooperate with each other to franchise or to regulate community antenna service.

Sec. 9. That original sections 18-2201, 18-2202, 18-2203, 18-2204, and 18-2205, Reissue Revised Statutes of Nebraska, 1943, are repealed.

Sec. 10. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

LEGISLATIVE BILL 691. Title read.

Mr. Warner moved to advance LB 691 to Enrollment and Review,

Mr. Warner requested a Call of the House.

Mr. Warner moved the Call be raised. The motion prevailed with 31 ayes, 0 nays and 18 not voting.

The motion to advance prevailed with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 357. Title Read. Explained.

Standing Committee amendments found in the Legislative Journal on page 469 for the Twenty-Third Day were adopted.

Mr. Waldron moved to advance LB 357 to Enrollment and Review.

Mr. Waldron requested a Call of the House. The Call showed 39 members present.

Mr. Waldron moved the Call be raised. The motion prevailed with 34 ayes, 0 nays and 15 not voting.

The motion to advance prevailed with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 325. Title Read. Explained.

Mr. Maresh offered the following amendments:
Amend the title to read:
FOR AN ACT to amend section 79-487, Reissue Revised
Statutes of Nebraska, 1943, relating to
schools; to require school buses to be
equipped with two-way radios or mobile
telephones as prescribed; and to repeal
the original section.
Amend page 2, Section 1, line 12 to read:
be equipped with two-way radios or mobile telephones.
Such radios or mobile telephones shall be
Amend Line 9, Page 2:
Strike the word "Children" and insert "Students".

The Maresh amendments were adopted by a vote of 15 ayes, 9 nays and 25 not voting.

Mr. Skarda moved to indefinitely postpone LB 325. The motion prevailed with 24 ayes, 6 nays and 19 not voting.

STANDING COMMITTEE REPORT

Banking, Commerce & Insurance

LEGISLATIVE BILL 523. Placed on General File.

(Signed) Sam Klaver, Chairman

ANNOUNCEMENT

Mr. Swanson announced the Executive Board would meet at 8:30 a.m., Thursday, April 1, in Room 2017.

ADJOURNMENT

At 11:55 a.m., on a motion by Mr. Stull, the Legislature adjourned until 9:00 a.m., Thursday, April 1, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

FIFTY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, April 1, 1971

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Marsh presiding.

PRAYER

Our Father, in the midst of the complicated situations of life in the unsolved problems of our State, deliver thy servants from any sense of futility. Let them feel the support and the prayers of the many citizens of this state who are sincerely interested in the best interests of all, and above all, the uplift of the everlasting arms.

Cause them to understand that God's power has never been obstructed by difficulties, nor His love limited by the confusion of human plans. May the very failures of man's best resources lead us to seek the resources of God.

Cleanse our hearts of selfishness. Grant that all questions immediately before us may be made so plain that we shall have no forebodings as we make our decisions nor vain regrets after they are made. For Jesus' sake. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Holmquist, Kennedy, Chambers, DeCamp and Proud who were excused.

PERSONAL PRIVILEGE

Mr. Duis expressed thanks for the sympathy of the members in behalf of his family.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on April 1, 1971 at 9:00 a.m.: LB 322, LB 390, LB 396, LB 399, LB 466 and LB 589.

(Signed) Barbara Jackson, Enrolling Clerk

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 368. Replaced on Select File as amended.
Enrollment and Review amendments to LB 368:

1. In new section 1, line 5, insert a comma after "county".

2. In the title, strike lines 2 to 8 and insert: "FOR AN ACT relating to elections; to require certain political subdivisions electing governing bodies by districts to reapportion as prescribed; to provide the effect of noncompliance; to provide for new subdivisions; and to declare an emergency.".

LEGISLATIVE BILL 725. Placed on Select File as amended.
Enrollment and Review amendments to LB 725:

1. In standing committee amendment 1, line 8, strike "provided that" and insert "if"; in line 10 strike the comma; in line 13 strike "said" and insert "the"; and in line 17 insert "such special permit" after "and".

2. In the Maresh amendment to line 16 of standing committee amendment 1, lines 2 and 3, strike "; and provided further, that persons" and insert "Any person"; and in line 3 insert "years of age" after "thirteen".

3. In new section 2, line 26, strike "The holder of a" and insert "A".

4. Add a new section to read:

"Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

5. In the title, line 2, strike "section 60-407" and insert "sections 60-407 and 60-413"; in line 4 strike "persons"; and strike lines 5 to 8 and insert "minors of prescribed age to operate motorized farm equipment on the highways and roads as prescribed; to provide an exception; to repeal the original sections; and to declare an emergency.".

LEGISLATIVE BILL 1012. Placed on Select File as amended.
Enrollment and Review amendments to LB 1012:

1. On page 2, both places in line 11, and in

line 12, strike "State Hospital" and insert "~~State Hospital~~ Regional Center"; and in line 26 insert an underscored comma after "1969".

2. On page 3, line 9, insert "of" after "all"; and in line 15 insert an underscored comma after "1971".

3. On page 4, line 2, insert an underscored comma after "1973"; strike beginning with "an" in line 5 through "county," in line 6 and insert the same after "77-27,137," in line 9; and in line 10 strike "municipalities" and insert "municipalities' ".

4. In the title, line 6 insert "to harmonize with previous legislation;" after the semicolon.

LEGISLATIVE BILL 74. Correctly re-engrossed.

LEGISLATIVE BILL 484. Correctly engrossed.

LEGISLATIVE BILL 648. Correctly engrossed.

LEGISLATIVE BILL 269. Correctly enrolled.

LEGISLATIVE BILL 292. Correctly enrolled.

LEGISLATIVE BILL 337A. Correctly enrolled.

LEGISLATIVE BILL 337. Correctly enrolled.

LEGISLATIVE BILL 360. Correctly enrolled.

LEGISLATIVE BILL 372. Correctly enrolled.

LEGISLATIVE BILL 382. Correctly enrolled.

LEGISLATIVE BILL 453. Correctly enrolled.

LEGISLATIVE BILL 590. Correctly enrolled.

LEGISLATIVE BILL 597. Correctly enrolled.

LEGISLATIVE BILL 618. Correctly enrolled.

LEGISLATIVE BILL 829. Correctly enrolled.

LEGISLATIVE BILL 1006. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 269, LB 292, LB 337A, LB 337, LB 360, LB 372, LB 382, LB 453, LB 590, LB 597, LB 618, LB 829, LB 1006, and LR 34.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 960. Indefinitely postponed.

(Signed) Rudolf C. Kokes, Chairman

Judiciary

LEGISLATIVE BILL 957. Placed on General File.

LEGISLATIVE BILL 961. Placed on General File.

LEGISLATIVE BILL 981. Placed on General File.

LEGISLATIVE BILL 956. Indefinitely postponed.

(Signed) Roland Luedtke, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 481. Placed on General File.

LEGISLATIVE BILL 490. Placed on General File as amended.
Standing Committee amendments to LB 490:

1. On page 3, lines 1, 2, 13, 15, 18, 19 and 23; page 4, lines 1, 2, 16 and 20; page 5, lines 11, 13, 19 and 25; page 8, lines 11, 12, and 25; page 9, lines 13, 14, 18 and 21; page 10, line 24; page 11, lines 16 and 26; page 12, lines 10 and 21; page 13, lines 4, 5, 9, 18, 22 and 25; page 15, lines 14, 17 and 21; page 16, lines 3, 15, 24 and 25; page 17, lines 5 and 11; page 19, lines 2, 4, 7, 8, 12 and 22 strike "guarantee" and insert "capital".
2. On page 3, line 8 strike "by the supervisory authority".
3. On page 5, line 6 strike "of one hundred dollars" and insert "as provided by section 8-602, Reissue Revised Statutes of Nebraska, 1943,"; and line 17 after "dollars" insert "The articles of association shall also be filed with the office of Secretary of State as required by law.".
4. On page 8, lines 14 and 15 strike "are approved by the supervisory authority." and insert "allowed mutual savings and loan associations.".
5. On page 11, lines 10, 11 and 12 strike "fifty-one per cent of all the votes cast in person or by proxy at

said meeting." and insert "thirty-three and one-third per cent of all shareholders voting in person or by special proxy; Provided, such thirty-three and one-third per cent shall constitute a majority of the votes cast.".

6. On page 14, lines 2 and 3 strike "fifty-one per cent of all the votes cast in person or by proxy at said meeting." and insert "thirty-three and one-third per cent of all shareholders; voting in person or by special proxy; Provided, such thirty-three and one-third per cent shall constitute a majority of the votes cast.".

7. On page 15, lines 26 and 27 strike "fifty-one per cent of all the votes cast in person or by proxy at said meeting." and insert "thirty-three and one-third per cent of all shareholders voting in person or by special proxy; Provided, such thirty-three and one-third per cent shall constitute a majority of the votes cast.".

LEGISLATIVE BILL 771. Placed on General File as amended. Standing Committee amendments to LB 771:

1. On page 2, line 1, after "company" insert ", including, for the purposes of this act, all domestic fraternal beneficiary associations, societies or companies which operate on a legal reserve basis,".

2. On page 3, line 19, add the following: "Any provision in a variable life contract relating to grace period, loans, reinstatement, and nonforfeiture shall be appropriate to such contract, and reserve liability for variable life contracts shall be established in accordance with acturial procedures that recognize the variable nature of the benefits provided and any mortality guarantees.".

(Signed) Sam Klaver, Chairman

MOTION—Return LB 639A

Mr. Nore moved to request Governor Exon to return LB 639A to the Legislature for further consideration.

The motion lost with 10 ayes, 24 nays and 15 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 126.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, sections 8, 17, and 27, of the Constitution of Nebraska, relating to the Legislature; to provide qualifications of members of the Legislature; to correct provisions; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the general election in November, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article III, sections 8, 17, and 27, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 8. No person shall be eligible to the office of member of the Legislature unless on the date of the general election at which he is elected or on the date of his appointment he is a registered voter, has attained the age of twenty-one years and has resided within the district from which he is elected for the term of one year next before his election, unless he shall have been absent on the public business of the United States or of this State. And no person elected as aforesaid shall hold his office after he shall have removed from such district.

Sec. 17. The Legislature shall have the sole power of impeachment, but a majority of the members elected must concur therein. Upon the adoption of a resolution of impeachment a notice of an impeachment of any officer, other than a Judge of the Supreme Court, shall be forthwith served upon the Chief Justice, by the Clerk of the Legislature, who shall thereupon call a session of the Supreme Court to meet at the Capitol within ten days after such notice to try the impeachment. A notice of an impeachment of the Chief Justice or any Judge of the Supreme Court shall be served by the Clerk of the Legislature, upon any Judge of the judicial district within which the Capitol is located, and he thereupon shall notify all the Judges of the District Court in the State to meet with him within thirty days at the Capitol, to sit as a Court to try such impeachment, which Court shall organize by electing one of its number to preside. No person shall be convicted without the concurrence of two-thirds of the members of the Court of impeachment, but judgment in cases of impeachment shall not extend further than removal from office and disqualification to hold and enjoy any office of honor, profit, or trust, in this State, but the party impeached, whether convicted or acquitted shall nevertheless be liable to prosecution and punishment according to law. No officer shall exercise his official duties after he shall have been impeached and notified thereof, until he shall have been acquitted.

Sec. 27. No act shall take effect until three calendar months after the adjournment of the session at which it passed, unless in case of emergency, to be expressed in the preamble or body of the act, the Legislature shall, by a vote of two-thirds of all the members elected otherwise direct. All laws shall be published in book form within sixty days after the adjournment of each session and distributed among the several counties in such manner as the Legislature may provide."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment providing for the qualifications of

members of the Legislature and correcting provisions of the Constitution.
For
Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Craft	Duis	Elrod	Epke
Goodrich	Hasebroock	Johnson	Keyes	Kime
Klaver	Kokes	Kremer	Lewis	Luedtke
Mahoney	Marvel	Moylan	Nore	Orme
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stull	Swanson	Syas	Waldo
Wallwey	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 4:

Maresh	Morgan	Stromer	Waldron

Not voting, 5:

Chambers	DeCamp	Holmquist	Kennedy	Proud

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 174.

A BILL FOR AN ACT to amend section 71-4102, Revised Statutes Supplement, 1969, relating to public health; to provide for exempting local authorities from the provisions of sections 71-4101 to 71-4109, Revised Statutes Supplement, 1969, as prescribed; to provide for revocation of licenses as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Craft	Duis	Elrod	Epke

Goodrich
Hasebroock
Johnson
Keyes
Kime
Klaver
Kokes
Kremer
Luedtke
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Chambers
DeCamp
Holmquist
Kennedy
Lewis
Mahoney
Proud

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 231.

A BILL FOR AN ACT relating to liquor; to provide for payment of a penalty by a retail licensee in lieu of closing during a period of license suspension; and to provide for disposition of funds.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 31:

Barnett
Burbach
Carpenter
Carsten
Carstens
Clark
Duis
Elrod
Epke
Goodrich
Hasebroock
Johnson
Keyes
Kime
Klaver
Kokes
Kremer
Luedtke
Maresh
Marvel
Morgan
Moylan
Orme
Savage
Skarda
Snyder
Stahmer
Swanson
Syas
Waldron
Ziebarth

Voting in the negative, 8:

Craft
Lewis
Schmit
Stromer
Stull
Waldo
Wallwey
Warner

Not voting, 10:

Chambers
DeCamp
Holmquist
Kennedy
Mahoney
Nore
Proud
Simpson
Whitney
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 245.

A BILL FOR AN ACT to amend sections 71-630 and 71-634, Reissue Revised Statutes of Nebraska, 1943, relating to vital statistics; to revise procedures and requirements for correcting and amending birth and death certificates; and to repeal the original sections, and also sections 71-632 and 71-633, Reissue Revised Statutes of Nebraska, 1943, and section 71-631, Revised Statutes Supplement, 1969.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Barnett
Burbach
Carsten
Carstens
Clark
Craft
Duis
Epke
Goodrich
Hasebroock
Johnson
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Carpenter
Chambers
DeCamp
Elrod
Holmquist
Kennedy
Proud
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 246.

A BILL FOR AN ACT to amend sections 71-626 and 71-627, Reissue Revised Statutes of Nebraska, 1943, relating to birth certificates is cases of adoption; and to repeal the original sections.

Voting in the affirmative, 42:

Barnett
Burbach
Carsten
Carstens
Clark
Craft
Duis
Elrod
Epke
Goodrich
Hasebroock
Johnson
Keyes
Kime
Klaver
Kokes
Kremer
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas

Waldo Waldron Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 7:

Carpenter Chambers DeCamp Holmquist Kennedy
Lewis Proud

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 300.

A BILL FOR AN ACT to amend section 71-162, Revised Statutes Supplement, 1969, relating to the Department of Health; to increase the annual renewal fee for an optometry license; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft Duis Elrod Epke
Goodrich Hasebroock Johnson Keyes Kime
Klaver Kokes Kremer Lewis Luedtke
Mahoney Maresh Marvel Morgan Moylan
Nore Orme Savage Schmit Simpson
Skarda Snyder Stahmer Stromer Stull
Swanson Syas Waldo Wallwey Warner
Whitney Wiltse Ziebarth

Voting in the negative, 1:

Waldron

Not voting, 5:

Chambers DeCamp Holmquist Kennedy Proud

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SPEAKER HASEBROOCK PRESIDING

LEGISLATIVE BILL 323.

A BILL FOR AN ACT to amend sections 54-109, 54-114, 54-115, 54-117, 54-125, 54-128, 54-133.02, 54-145.01, 54-145.02, 54-145.03, 54-145.06, 54-148, 54-151, and 54-155, Reissue Revised Statutes of Nebraska, 1943, and sections 54-101, 54-104, 54-108, 54-110, 54-116, 54-118, 54-119, 54-129, and 54-137, Revised Statutes Supplement, 1969, relating to the brand inspection area; to redefine terms; to increase fees as prescribed; to provide and change penalties as prescribed; to provide for violations; to provide evidence of ownership; to change sale conditions as prescribed; to change provisions for digit numbering; to provide duties for the secretary of the Nebraska Brand Committee; to change forms; to change date for filing statement of money received from the sale of estray cattle; to provide for retention of certificate of ownership; and to repeal the original sections, and also sections 54-127, 54-145, 54-146, and 54-149, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Barnett
Burbach
Carsten
Carstens
Clark
Craft
Duis
Elrod
Epke
Goodrich
Hasebroock
Johnson
Keyes
Kime
Klaver
Kokes
Kremer
Luedtke
Maresh
Marvel
Moylan
Nore
Orme
Savage
Schmit
Simpson
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Carpenter
Chambers
DeCamp
Holmquist
Kennedy
Lewis
Mahoney
Morgan
Proud
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 381.

A BILL FOR AN ACT to amend section 33-109, Revised Statutes Supplement, 1969, relating to fees and salaries; to adjust the fee schedule for registers of deeds and county clerks; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Barnett Burbach Carsten Carstens Clark
Elrod Epke Goodrich Hasebroock Johnson
Keyes Kime Klaver Kokes Kremer
Lewis Luedtke Maresh Morgan Moylan
Nore Savage Schmit Simpson Snyder
Stahmer Stull Swanson Syas Waldo
Wallwey Warner Whitney Wiltse Ziebarth

Voting in the negative, 3:

Craft Stromer Waldron

Not voting, 11:

Carpenter Chambers DeCamp Duis Holmquist
Kennedy Mahoney Marvel Orme Proud
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MESSAGES FROM THE GOVERNOR

March 31, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Reengrossed Legislative Bill No. 639 and Engrossed Legislative Bill No. 994. These bills were signed by me on March 31, 1971 and delivered to the Secretary of State.

Yours very truly,
(Signed) J. James Exon
Governor

JJE:fw

March 31, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills No. 53, 137, 267, and 298, and Reengrossed Legislative Bill No. 316. These bills were signed by me on March 31, 1971 and delivered to the Secretary of State.

Yours very truly,
(Signed) J. James Exon
Governor

JJE:fw

VISITORS

Mr. Barnett introduced 50 Eighth grade students from Robin Mickle Jr. High School and their teachers, Miss Ramsey and Miss Dean, Lincoln, Nebraska.

Mr. Barnett introduced His Excellency, Chief Linchwe II, Ambassador to the United States from Botswana, Africa.

Mr. Duis introduced Mary Dean from Gothenburg, Nebraska.

Mr. Ziebarth introduced 20 students and their teachers Messrs. Donald Petersen and Schiermeyer, and Mrs. Christensen, from the Ruskin High School, Ruskin, Nebraska.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 403.

A BILL FOR AN ACT to amend section 81-2,165, Revised Statutes Supplement, 1969, relating to the State Apiarist; to change qualifications and the manner of appointment; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Craft	Elrod	Epke	Goodrich
Hasebroock	Johnson	Keyes	Kime	Klaver
Kokes	Kremer	Lewis	Luedtke	Mahoney
Maresh	Marvel	Morgan	Moylan	Nore
Savage	Schmit	Simpson	Skarda	Snyder

Stahmer Stromer Stull Swanson Syas
Waldo Waldron Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 7:

Chambers DeCamp Duis Holmquist Kennedy
Orme Proud

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 445. With emergency.

A BILL FOR AN ACT relating to higher education; to provide for the dismissal of any faculty or staff member or the expulsion of any student engaging in certain activities disruptive of a public institution of higher education; to provide for hearings; to provide procedures; to provide for rules and regulations; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft Elrod Epke Goodrich
Hasebroock Johnson Keyes Kime Klaver
Kokes Kremer Lewis Luedtke Mahoney
Maresh Marvel Morgan Moylan Nore
Savage Schmit Simpson Skarda Snyder
Stahmer Stromer Stull Swanson Syas
Waldo Waldron Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 7:

Chambers DeCamp Duis Holmquist Kennedy
Orme Proud

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 447. With emergency.

A BILL FOR AN ACT to amend section 79-4,104, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide for the crediting of nonresident tuition funds as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft Elrod Epke Goodrich
Johnson Keyes Klaver Kokes Kremer
Lewis Luedtke Maresh Marvel Morgan
Moylan Nore Orme Savage Schmit
Simpson Skarda Snyder Stahmer Stromer
Stull Swanson Syas Waldo Waldron
Wallwey Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 9:

Chambers DeCamp Duis Hasebroock Holmquist
Kennedy Kime Mahoney Proud

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 450.

A BILL FOR AN ACT to amend sections 79-522, 79-523, 79-524, 79-526, 79-527, 79-528, and 79-529, Reissue Revised Statutes of Nebraska, 1943, and section 79-525, Revised Statutes Supplement, 1969, relating to schools; to revise and clarify provisions governing Class IV school districts; and to repeal the original sections, and also section 79-539, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft Duis Elrod Epke
Goodrich Hasebroock Keyes Kime Klaver

Kokes Kremer Lewis Luedtke Mahoney
Maresh Marvel Morgan Moylan Nore
Orme Savage Schmit Simpson Skarda
Snyder Stromer Stull Swanson Syas
Waldo Waldron Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 7:

Chambers DeCamp Holmquist Johnson Kennedy
Proud Stahmer

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 459.

A BILL FOR AN ACT to amend section 39-869, Reissue Revised Statutes of Nebraska, 1943, relating to the bridge commission; to increase the per diem to be paid members of the commission as prescribed; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 27:

Barnett Burbach Carsten Carstens Craft
Duis Elrod Goodrich Hasebroock Keyes
Kime Klaver Luedtke Mahoney Maresh
Moylan Savage Snyder Stahmer Stull
Swanson Syas Waldo Waldron Warner
Wiltse Ziebarth

Voting in the negative, 10:

Epke Kokes Kremer Morgan Nore
Orme Schmit Stromer Wallwey Whitney

Not voting, 12:

Carpenter Chambers Clark DeCamp Holmquist
Johnson Kennedy Lewis Marvel Proud
Simpson Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 460.

A BILL FOR AN ACT to amend section 21-2079, Reissue Revised Statutes of Nebraska, 1943, relating to corporations; to harmonize the provisions with previous legislation; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Barnett Burbach Carsten Carstens Clark
Craft Duis Elrod Epke Goodrich
Hasebroock Keyes Kime Kokes Kremer
Lewis Luedtke Mahoney Maresh Marvel
Morgan Moylan Nore Orme Savage
Schmit Simpson Skarda Snyder Stahmer
Stromer Stull Swanson Syas Waldo
Waldron Wallwey Warner Whitney Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Carpenter Chambers DeCamp Holmquist Johnson
Kennedy Klaver Proud

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 469.

A BILL FOR AN ACT relating to schools; to provide for payment of nonresident tuition for pupils attending school in another state as prescribed; and to repeal section 79-4,106, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 32:

Barnett Carsten Carstens Craft Elrod
Epke Goodrich Hasebroock Keyes Kime
Kokes Kremer Lewis Luedtke Maresh
Moylan Nore Orme Savage Schmit
Simpson Snyder Stahmer Stromer Stull

Syas	Waldo	Waldron	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 18:

Burbach	Carpenter	Chambers	Clark	DeCamp
Duis	Holmquist	Johnson	Kennedy	Klaver
Mahoney	Marvel	Morgan	Proud	Skarda
Swanson	Wallwey			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 478. Mr. Waldron asked unanimous consent to bracket LB 478 until Wednesday, April 7. No objections. So ordered.

LEGISLATIVE BILL 483.

A BILL FOR AN ACT to amend sections 21-2012, 21-2015, 21-2036, 21-2048, 21-2051, 21-2070, 21-2071, and 21-20,135, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska Business Corporation Act; to require additional information on change or resignation of registered agent; to require signatures on resolution for issuance of preferred or special class of shares as prescribed; to eliminate the provision requiring the number of directors; to provide provisions for officers and directors when the law requires the officers and directors to be stockholders; to change the minimum age of an incorporator; to require filing of amendments to articles of incorporation with the Secretary of State; to provide for exchange of property when merging or consolidating corporations; to eliminate provisions for sworn or affirmed statements on certificate of renewal or revival as prescribed; and to repeal the original sections.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Barnett	Burbach	Carpenter	Carsten	Carstens
Craft	Duis	Elrod	Epke	Hasebroock
Johnson	Keyes	Kime	Kokes	Lewis
Luedtke	Maresh	Marvel	Morgan	Moylan
Nore	Orme	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldo	Wallwey	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 11:

Chambers	Clark	DeCamp	Goodrich	Holmquist
Kennedy	Klaver	Kremer	Mahoney	Proud
Waldron				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 485.

A BILL FOR AN ACT to amend section 21-323, Reissue Revised Statutes of Nebraska, 1943, relating to corporations; to make additional requirements for the Secretary of State in mailing notices of deliquent occupation taxes as prescribed; to eliminate the provision for exception of penalties; and to repeal the original section, and also section 21-316, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Burbach	Carpenter	Carsten	Clark	Craft
Duis	Elrod	Epke	Goodrich	Hasebroock
Johnson	Keyes	Kime	Kokes	Kremer
Lewis	Luedtke	Maresh	Marvel	Morgan
Moylan	Nore	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldo	Waldron	Wallwey
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 10:

Barnett	Carstens	Chambers	DeCamp	Holmquist
Kennedy	Klaver	Mahoney	Orme	Proud

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 486.

A BILL FOR AN ACT to amend sections 87-208, 87-209, 87-210, and 87-211, Revised Statutes Supplement, 1969, relating to trade names; to redefine terms; to provide when a trade name shall not be used except as provided; to require additional information on application for registration;

to restate the term of registration as prescribed and provisions for renewal; and to repeal the original sections.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Burbach Carpenter Carsten Carstens Clark
Craft Elrod Epke Goodrich Hasebroock
Johnson Keyes Kime Klaver Kokes
Luedtke Maresh Marvel Morgan Moylan
Nore Orme Savage Schmit Simpson
Snyder Stahmer Stromer Stull Syas
Waldo Waldron Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 12:

Barnett Chambers DeCamp Duis Holmquist
Kennedy Kremer Lewis Mahoney Proud
Skarda Swanson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 487.

A BILL FOR AN ACT to amend sections 87-113, 87-115, and 87-119, Revised Statutes Supplement, 1969, relating to trade-marks; to require additional information on application for registration; to restate the term of registration as prescribed and provisions for renewal; to provide for service marks as prescribed; and to repeal the original sections.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Burbach Carpenter Carsten Carstens Clark
Craft Elrod Goodrich Hasebroock Johnson
Keyes Kime Klaver Kokes Kremer
Lewis Luedtke Mahoney Maresh Marvel
Morgan Moylan Nore Orme Savage
Schmit Simpson Snyder Stahmer Stromer
Stull Swanson Syas Waldo Waldron
Wallwey Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 9:

Barnett Chambers DeCamp Duis Epke
Holmquist Kennedy Proud Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 488. With emergency.

A BILL FOR AN ACT to amend sections 67-207 and 67-210, Reissue Revised Statutes of Nebraska, 1943, relating to the Uniform Limited Partnership Act; to permit a limited partner to exercise certain powers where the limited partnership is qualified as an investment company under the Investment Company Act of 1940; to repeal the original sections; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached. "

Voting in the affirmative, 36:

Burbach Carpenter Carsten Carstens Clark
Craft Elrod Epke Goodrich Hasebroock
Johnson Kime Kokes Kremer Luedtke
Mahoney Maresh Morgan Moylan Nore
Orme Savage Schmit Skarda Snyder
Stahmer Stromer Stull Swanson Syas
Waldo Waldron Warner Whitney Wiltse
Ziebarth

Voting in the negative, 1:

Wallwey

Not voting, 12:

Barnett Chambers DeCamp Duis Holmquist
Kennedy Keyes Klaver Lewis Marvel
Proud Simpson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 489.

A BILL FOR AN ACT to amend sections 21-2216, and 21-2217, Reissue

Revised Statutes of Nebraska, 1943, relating to professional corporations; to require the certificate of the regulating board to be filed with the Secretary of State; to provide the effect if not filed; to provide an exception; and to repeal the original sections.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Burbach Carpenter Carsten Carstens Craft
Elrod Epke Goodrich Hasebroock Johnson
Kime Klaver Kokes Kremer Lewis
Luedtke Mahoney Maresh Marvel Morgan
Moylan Nore Orme Savage Schmit
Simpson Skarda Snyder Stahmer Stromer
Stull Syas Waldo Waldron Wallwey
Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 10:

Barnett Chambers Clark DeCamp Duis
Holmquist Kennedy Keyes Proud Swanson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 494.

A BILL FOR AN ACT relating to public power; to permit officers and employees of public power districts and public power and irrigation districts to serve as officers or employees of cities of the first or second class, villages, and school districts; to amend sections 16-502, 17-611, 18-301, 19-613, and 79-442, Reissue Revised Statutes of Nebraska, 1943, and section 16-325, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 5, Eighty-second Legislature, First Session, 1971; and to repeal the original sections.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 31:

Burbach Carpenter Carsten Carstens Craft
Goodrich Hasebroock Johnson Kime Klaver
Kremer Luedtke Mahoney Maresh Morgan
Moylan Nore Orme Savage Schmit
Simpson Skarda Snyder Stahmer Stromer

Syas
Waldo
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 6:

Clark
Epke
Kokes
Stull
Waldron
Wallwey

Not voting, 12:

Barnett
Chambers
DeCamp
Duis
Elrod
Holmquist
Kennedy
Keyes
Lewis
Marvel
Proud
Swanson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 581.

A BILL FOR AN ACT relating to school lands and funds; to authorize the Board of Educational Lands and Funds to develop irrigable school lands and pay tolls and assessments to irrigation districts; and to provide that such costs shall be a part of the costs of administering school lands.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Burbach
Carpenter
Carsten
Carstens
Clark
Craft
Duis
Elrod
Epke
Goodrich
Hasebroock
Johnson
Keyes
Kime
Klaver
Kremer
Lewis
Luedtke
Maresh
Marvel
Morgan
Moylan
Nore
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wiltse
Ziebarth

Voting in the negative, 1.

Orme

Not voting, 10:

Barnett
Chambers
DeCamp
Holmquist
Kennedy
Kokes
Mahoney
Proud
Wallwey
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

PRESIDENT MARSH PRESIDING

LEGISLATIVE BILL 585.

A BILL FOR AN ACT to amend section 71-3003, Revised Statutes Supplement, 1969, relating to the water pollution control council; to increase the number of members on the water pollution control council; to provide that the Director of Agriculture shall be a member of the council; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft Duis Elrod Epke
Goodrich Hasebroock Johnson Keyes Kime
Klaver Kokes Kremer Lewis Luedtke
Mahoney Maresh Marvel Moylan Nore
Orme Savage Schmit Simpson Skarda
Snyder Stahmer Stromer Stull Swanson
Syas Waldo Waldron Warner Ziebarth

Voting in the negative, 0.

Not voting, 9:

Chambers DeCamp Holmquist Kennedy Morgan
Proud Wallwey Whitney Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 596. With emergency.

A BILL FOR AN ACT to amend section 60-301, Revised Statutes Supplement, 1969, relating to motor vehicles; to define a term; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 35:

Barnett Burbach Carsten Carstens Clark
Craft Duis Elrod Epke Goodrich
Johnson Keyes Kokes Kremer Lewis

Luedtke Maresh Marvel Morgan Moylan
Nore Savage Schmit Skarda Snyder
Stahmer Stromer Stull Swanson Syas
Waldo Wallwey Warner Wiltse Ziebarth

Voting in the negative, 1:

Klaver

Not voting, 13:

Carpenter Chambers DeCamp Hasebroock Holmquist
Kennedy Kime Mahoney Orme Proud
Simpson Waldron Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 609.

A BILL FOR AN ACT to ratify the compact entered into by the States of Kansas and Nebraska on January 25, 1971, relating to the waters of the basins of the Big Blue River and the Little Blue River; and to provide duties for the Revisor of Statutes as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Barnett Burbach Carsten Carstens Clark
Craft Duis Elrod Epke Goodrich
Hasebroock Johnson Keyes Klaver Kremer
Lewis Luedtke Maresh Marvel Morgan
Moylan Nore Orme Savage Schmit
Simpson Skarda Snyder Stahmer Stromer
Stull Swanson Syas Wallwey Warner
Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 12:

Carpenter Chambers DeCamp Holmquist Kennedy
Kime Kokes Mahoney Proud Waldo
Waldron Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 657. With emergency.

A BILL FOR ACT to amend sections 8-409 and 8-446, Reissue Revised Statutes of Nebraska, 1943, relating to industrial loan and investment companies; to provide for prohibited acts as prescribed; to provide for issuance for certificates of indebtedness to minors; to relieve industrial loan and investment companies from liability based upon incapacity of minors because of age; to provide for endorsement of checks by minors; to extend the maximum period for repayment of loans made by industrial loan and investment companies as prescribed; to permit reducation or omission of installment payments for not more than twelve months as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 35:

Barnett
Burbach
Carpenter
Carsten
Carstens
Duis
Elrod
Epke
Goodrich
Hasebroock
Johnson
Keyes
Kokes
Kremer
Lewis
Luedtke
Maresh
Morgan
Moylan
Nore
Savage
Schmit
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 2:

Klaver
Orme

Not voting, 12:

Chambers
Clark
Craft
DeCamp
Holmquist
Kennedy
Kime
Mahoney
Marvel
Proud
Simpson
Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 698.

A BILL FOR AN ACT to amend sections 23-107 and 23-118, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to provide exceptions; to harmonize provisions; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft Duis Elrod Epke
Goodrich Hasebroock Johnson Keyes Kime
Klaver Kokes Kremer Lewis Luedtke
Maresh Marvel Morgan Nore Orme
Savage Schmit Simpson Skarda Snyder
Stahmer Stromer Stull Swanson Syas
Waldo Waldron Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 7:

Chambers DeCamp Holmquist Kennedy Mahoney
Moylan Proud

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 706. With emergency.

A BILL FOR AN ACT to amend section 37-706, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to eliminate the tagging of fish raised for edible purposes; to require invoicing sales of such fish; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft Duis Elrod Epke
Goodrich Hasebroock Johnson Kime Klaver
Kokes Kremer Lewis Luedtke Maresh
Marvel Morgan Nore Orme Savage
Schmit Simpson Skarda Snyder Stahmer
Stromer Stull Swanson Syas Waldo
Waldron Wallwey Warner Whitney Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Chambers DeCamp Holmquist Kennedy Keyes
Mahoney Moylan Proud

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 723. With emergency.

A BILL FOR AN ACT to amend section 31-411.02, Revised Statutes Supplement, 1969, relating to drainage districts; to resolve a conflict on the maximum mill levy; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft Duis Elrod Epke
Goodrich Hasebroock Johnson Kime Klaver
Kokes Kremer Lewis Luedtke Maresh
Marvel Morgan Moylan Nore Orme
Savage Schmit Simpson Skarda Snyder
Stahmer Stromer Stull Swanson Syas
Waldo Waldron Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 7:

Chambers DeCamp Holmquist Kennedy Keyes
Mahoney Proud

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 724.

A BILL FOR AN ACT to amend section 81-815.26, Revised Statutes Supplement, 1969, relating to the state park system; to advance the date for acquisition of property as prescribed; to eliminate obsolete material; to eliminate a restriction; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Barnett Burbach Carpenter Carsten Carstens

Clark Craft Duis Elrod Epke
Goodrich Hasebroock Johnson Kime Klaver
Kokes Kremer Luedtke Maresh Morgan
Moylan Nore Orme Savage Schmit
Skarda Snyder Stahmer Stromer Stull
Swanson Syas Waldo Waldron Whitney
Wiltse Ziebarth

Voting in the negative, 1:

Warner

Not voting, 11:

Chambers DeCamp Holmquist Kennedy Keyes
Lewis Mahoney Marvel Proud Simpson
Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 819. With emergency.

A BILL FOR AN ACT relating to state administrative departments; to define terms; to establish the Nebraska Governor's Commission on the Status of Women; to provide for appointments to such commission and terms of appointees; to provide for election of officers and their duties; to state the purpose for such commission; to provide for an annual report; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 36:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft Duis Elrod Epke
Goodrich Hasebroock Johnson Kime Klaver
Kokes Kremer Luedtke Maresh Marvel
Morgan Moylan Nore Orme Savage
Simpson Skarda Stahmer Stromer Stull
Swanson Syas Waldron Whitney Wiltse
Ziebarth

Voting in the negative, 3:

Schmit Snyder Warner

Not voting, 10:

Chambers	DeCamp	Holmquist	Kennedy	Keyes
Lewis	Mahoney	Proud	Waldo	Wallwey

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

COMMITTEE MEETINGS–Executive Sessions

Mr. Syas announced the Constitutional Revision Committee would meet at 1:00 p.m., Thursday, April 1, 1971.

Mr. Schmit announced the Agriculture and Recreation Committee would meet at 1:00 p.m., Thursday, April 1, 1971.

Mr. Marvel announced the Budget Committee would meet at 1:00 p.m., Thursday, April 1, 1971, in the Supreme Court Hearing Room. Mr. Marvel asked unanimous consent that the members be excused for the balance of the day. No objections. So ordered.

MOTION–Place LB 650 on General File

Mr. Luedtke moved to place LB 650 on General File notwithstanding the action of the Revenue Committee. Laid over.

REFERENCE COMMITTEE REPORT

LB	Committee
1016	Appropriations
1017	Appropriations

(Signed) William F. Swanson, Chairman

STANDING COMMITTEE REPORT

Judiciary

LEGISLATIVE BILL 629. Indefinitely postponed.

(Signed) Roland Luedtke, Chairman

RECESS

At 11:55 a.m., on a motion by Speaker Hasebrook, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:00 p.m., President Marsh Presiding.

The roll was called and showed nine members present. The President noted the absence of a quorum and adjourned until 9:00 a.m., Friday, April 2.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

FIFTY-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, April 2, 1971

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Marsh presiding.

PRAYER

> Our Father, we in this place are weighted down by the problems which confront us. Convict us of our share of personal responsibility for the situation in which we find ourselves. May we confess our part in creating our dilemmas, lest we feel no obligation to solve them. Help us to quit waiting for the other fellow to change his attitude and his ways, lest we never give Thee the chance for which Thou hast been waiting to change us. This we ask in the lovely name of Him who came to change us all, even Jesus Christ our Lord. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Chambers, Clark, DeCamp, Duis, Kennedy, Klaver and Lewis who were excused.

MEMBERS EXCUSED

Mr. Wiltse asked unanimous consent to be excused Friday afternoon, April 2, and Monday, April 5. No objections. So ordered.

Mr. Lewis asked unanimous consent to be excused Friday, April 2. No objections. So ordered.

VISITORS

Mr. Kokes introduced Messrs. DeNoryer, Cernik, Jacobsen, Jorgensen and Cadek of a F. F. A. Group of North Loop-Scotia, and their teacher, Mr. Rolland Essman.

COMMUNICATION

March 29, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State Capitol Building
Lincoln, Nebraska 68509

Dear Mr. Brown:

Thank you very much for your courtesy in sending us copies of Legislative Resolution 29, adopted by the Legislature of Nebraska, in support of the legislation to authorize the construction of the O'Neill unit. We are certainly pleased to know of this action and feel that it will be most helpful when the Interior Committees consider the legislation.

With highest regards, we are

Sincerely yours,

(Signed) Roman L. Hruska, USS

(Signed) Carl T. Curtis, USS

LOBBYIST REPORT

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of all lobbyists who have registered as of April 1, 1971. Further lists will be submitted on the last legislative day of each calendar week, listing additional lobbyists who have registered during that week, until all registrations are completed.

(Signed) Vincent D. Brown
Clerk of the Legislature

As of April 1, 1971

Benzel, Richard L. - Lincoln, Beatrice Chamber of Commerce
Tews and Noren (David D. Tews) - Lincoln, Bank Facility Committee

STANDING COMMITTEE REPORT

Judiciary

LEGISLATIVE BILL 458. Placed on General File as amended.
Standing Committee amendment to LB 458:

1. On page 2, line 7 delete "and in good" and on line 8 delete "faith".

(Signed) Roland Luedtke, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 357. Placed on Select File.

LEGISLATIVE BILL 691. Placed on Select File.

LEGISLATIVE BILL 495. Correctly engrossed.

LEGISLATIVE BILL 684. Correctly re-engrossed.

(Signed) Duke Snyder, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE RESOLUTION 31.

WHEREAS, the 92nd Congress of the United States of America at its first Session, in both Houses, by a Constitutional majority of two-thirds thereof, adopted the following proposition to amend the Constitution of the United States of America in the following words, to wit:

JOINT RESOLUTION

"Resolved by the Senate and House of Representatives of the United States of America in Congress assembled (two-thirds of each House concurring therein), that the following article is proposed as an amendment to the Constitution of the United States, which shall be valid to all intents and purposes as a part of the Constitution when ratified by the Legislature of three-fourths of the several States within seven years from the date of its submission by the Congress:

ARTICLE

"Section 1. The right of citizens of the United States, who are eighteen years of age or older, to vote shall not be denied or abridged by the United States or by any State on account of age.

"Section 2. The Congress shall have the power to enforce this article by appropriate legislation."

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION, 1971:

1. That such proposed amendment to the Constitution of the United States be and the same hereby is ratified.

2. That copies of this resolution duly certified by the Secretary of State with the Great Seal of Nebraska attached thereto be forwarded by the Secretary of State to the Administrator of General Services, Washington, D.C., and to the President of the Senate and the Speaker of the House of Representatives of the Congress of the United States.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the resolution pass?' "

Voting in the affirmative, 32:

Barnett	Carpenter	Carsten	Carstens	Craft
Elrod	Goodrich	Hasebroock	Holmquist	Kokes
Kremer	Luedtke	Mahoney	Maresh	Marvel
Morgan	Moylan	Orme	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldo	Wallwey	Warner
Whitney	Ziebarth			

Voting in the negative, 2:

Nore	Proud

Not voting, 15:

Burbach	Chambers	Clark	DeCamp	Duis
Epke	Johnson	Kennedy	Keyes	Kime
Klaver	Lewis	Savage	Waldron	Wiltse

A constitutional majority having voted in the affirmative, the resolution was declared passed and the title agreed to.

UNANIMOUS CONSENT–Unbracket LB 178A

Mr. Simpson asked unanimous consent to unbracket LB 178A. No objections. So ordered.

MOTION–Appropriation of Funds

Mr. Carpenter move we direct that the State Treasurer and the Administrative Services refuse to issue any warrants where it will exceed such appropriation of funds made by the Legislature.

Pending.

VISITORS

The President introduced 10 students and their teachers, Messrs. Nass and Crause from Sidney Jr. High and Sr. High Schools.

Mr. Maresh introduced 15 Seventh and Eighth Grade Students and their teachers, Barbara Thompson and Patricia Fangmeier of Deshler, Nebraska.

UNANIMOUS CONSENT—Bracket LB 178 and LB 178A

Mr. Simpson moved to bracket LB 178 and LB 178A. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 376. Laid over.

LEGISLATIVE BILL 464.

A BILL FOR AN ACT to adopt the Revised Uniform Reciprocal Enforcement of Support Act as amended in 1968; and to repeal Chapter 42, article 7, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Barnett
Burbach
Carpenter
Carsten
Carstens
Craft
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Keyes
Kime
Kokes
Kremer
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Chambers
Clark
DeCamp
Duis
Kennedy
Klaver
Lewis
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 854. With emergency.

A BILL FOR AN ACT relating to the State Fire Marshal; to provide for explosives control; to define terms; to define the application of the act; to create a system of licenses, permits, certificates, and record-keeping to control explosives; to enable the State Fire Marshal to administer this act; to define unlawful acts and prescribe penalties; to provide for coordination with federal law and other existing state law; to amend sections 28-1011.18 and 28-1011.19, Revised Statutes Supplement, 1969; to repeal the original sections, and also section 28-1011.17, Revised Statutes Supplement, 1969; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Barnett
Burbach
Carpenter
Carsten
Carstens
Craft
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Keyes
Kime
Kokes
Kremer
Luedtke
Maresh
Morgan
Moylan
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Chambers
Clark
DeCamp
Duis
Kennedy
Klaver
Lewis
Mahoney
Marvel
Nore

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

VISITORS

Mr. Moylan introduced 39 students of the Sixth Grade Yates School and their teacher, Florence Van Scoy, their principal, Margaret I. Baker of Omaha, Nebraska.

Mr. Johnson introduced 42 students of District No. 95 and their teachers, Judy Schauer and Rod Lechtenberger of North Bend, Nebraska.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 126. Correctly enrolled.

LEGISLATIVE BILL 174. Correctly enrolled.

LEGISLATIVE BILL 231. Correctly enrolled.

LEGISLATIVE BILL 245. Correctly enrolled.

LEGISLATIVE BILL 246. Correctly enrolled.

LEGISLATIVE BILL 300. Correctly enrolled.

LEGISLATIVE BILL 323. Correctly enrolled.

LEGISLATIVE BILL 381. Correctly enrolled.

LEGISLATIVE BILL 403. Correctly enrolled.

LEGISLATIVE BILL 445. Correctly enrolled.

LEGISLATIVE BILL 447. Correctly enrolled.

LEGISLATIVE BILL 450. Correctly enrolled.

LEGISLATIVE BILL 459. Correctly enrolled.

LEGISLATIVE BILL 460. Correctly enrolled.

LEGISLATIVE BILL 469. Correctly enrolled.

LEGISLATIVE BILL 483. Correctly enrolled.

LEGISLATIVE BILL 485. Correctly enrolled.

LEGISLATIVE BILL 486. Correctly enrolled.

LEGISLATIVE BILL 487. Correctly enrolled.

LEGISLATIVE BILL 488. Correctly enrolled.

LEGISLATIVE BILL 489. Correctly enrolled.

LEGISLATIVE BILL 494. Correctly enrolled.

LEGISLATIVE BILL 581. Correctly enrolled.

LEGISLATIVE BILL 585. Correctly enrolled.

LEGISLATIVE BILL 596. Correctly enrolled.

LEGISLATIVE BILL 609. Correctly enrolled.

LEGISLATIVE BILL 657. Correctly enrolled.

LEGISLATIVE BILL 698. Correctly enrolled.

LEGISLATIVE BILL 706. Correctly enrolled.

LEGISLATIVE BILL 723. Correctly enrolled.

LEGISLATIVE BILL 724. Correctly enrolled.

LEGISLATIVE BILL 819. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business the President signed LB 126, LB 174, LB 231, LB 245, LB 246, LB 300, LB 323, LB 381, LB 403, LB 445, LB 447, LB 450, LB 459, LB 460, LB 469, LB 483, LB 485, LB 486, LB 487, LB 488, LB 489, LB 494, LB 581, LB 585, LB 596, LB 609, LB 657, LB 698, LB 706, LB 723, LB 724, LB 819, and LR 31.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on April 2, 1971 at 9:45 a.m.: LB 269, LB 292, LB 337A, LB 337, LB 360, LB 372, LB 382, LB 453, LB 590, LB 597, LB 618, LB 829, and LB 1006.

(Signed) Barbara Jackson, Enrolling Clerk

STANDING COMMITTEE REPORT

Revenue

LEGISLATIVE BILL 625. Placed on General File.

LEGISLATIVE BILL 636. Placed on General File as amended.
Standing Committee amendments to LB 636:

1. On pages 2 and 3, strike subsection (3) of section 1 and insert:

"(3) At the request of any unit operator who does not disburse payments to fractional interest owners, the first purchaser shall collect the tax from the fractional interest owners and transfer such proceeds to the unit operator who shall remit to the treasurer the tax levied against the entire unit. Such first purchaser shall collect from the fractional interest owners under the same procedure outlined for the unit operator in this section.".

2. Add two new sections to read:

"Sec. 2. That sections 57-232 and 57-233, Reissue Revised Statutes of Nebraska, 1943, are repealed.

Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

LEGISLATIVE BILL 825. Placed on General File as amended.
Standing Committee amendment to LB 825:

1. In section 1, line 7 strike "acquired" and insert "transferred".

LEGISLATIVE BILL 845. Placed on General File.

LEGISLATIVE BILL 925. Placed on General File.

LEGISLATIVE BILL 986. Placed on General File as amended.
Standing Committee amendment to LB 986:

1. Amend page 2 of the bill, line 8 by striking the comma and "along with the" and in line 9 by striking "selling price thereof", and show as stricken matter.

LEGISLATIVE BILL 1008. Placed on General File as amended.
Standing Committee amendments to LB 1008:

1. On page 2, line 9 strike "December 31, 1975" and insert "June 30, 1972".
2. Add the emergency clause.

LEGISLATIVE BILL 201. Indefinitely postponed.

(Signed) Rudolf C. Kokes, Chairman

Education

LEGISLATIVE BILL 735. Placed on General File.

LEGISLATIVE BILL 866. Placed on General File.

LEGISLATIVE BILL 977. Placed on General File.

LEGISLATIVE BILL 643. Indefinitely postponed.

LEGISLATIVE BILL 950. Indefinitely postponed.

LEGISLATIVE BILL 951. Indefinitely postponed.

(Signed) Donald Elrod, Chairman

Constitutional Revision

LEGISLATIVE BILL 575. Placed on General File.

LEGISLATIVE BILL 592. Placed on General File.

(Signed) Geroge Syas, Chairman

Public Works

LEGISLATIVE BILL 100. Placed on General File as amended.
Standing Committee amendments to LB 100:

1. Strike original sections 1 to 7 and insert the following:

"Section 1. That section 39-2106, Revised Statutes Supplement, 1969, be amended to read as follows:

39-2106. To assist in developing the functional classification system, there is hereby established the Board of Public Roads Classifications and Standards which shall consist of eleven members to be appointed by the Governor with the approval of the Legislature. Of the members of such board, two shall be representatives of the Department of Roads, three shall be representatives of the counties, one of whom shall be a licensed county highway superintendent in good standing and two of whom shall be county board members, three shall be representatives of the municipalities who shall be either public works directors or licensed city street superintendents in good standing, and three shall be lay citizens who shall represent the three congressional districts of the state. The county members on the board shall represent the various classes of counties, as defined in section 23-1114.01, in the following manner: One shall be a representative from either a Class 1 or Class 2 county; one shall be a representative from either a Class 3 or Class 4 county; and one shall be a representative from either a Class 5, Class 6, or Class 7 county. The municipal members of the board shall represent municipalities of the following sizes by population: One shall be a representative from a municipality of less than two thousand five hundred population; one shall be a representative from a municipality of two thousand five hundred to fifty thousand population; and one shall be a representative from a municipality of over fifty thousand population. In making such appointments, the Governor shall consult with the Director-State Engineer and with the appropriate county and municipal officials and may consult with organizations representing such officials or representing counties or municipalities as may be appropriate. ~~Members of such board shall serve for a term of two years and may be reappointed for not more than one successive term~~. At the expiration of existing term, one member from the county representatives, the municipal representatives and the lay citizens shall be appointed for a term of two years; two members from the county representatives, the municipal representatives and the lay citizens shall be appointed for terms of four years. One representative from the Department of Roads shall be appointed for a two-year term and the other representative shall be appointed for a four-year term. Thereafter, all such appointments shall be for terms of four years each. Members of such board shall receive no compensation for their services as such, except that the lay members shall receive the same compensation as members of the State Highway Commission, and all members shall be reimbursed for their actual and necessary expenses incurred in the performance of their official duties. All expenses of such board shall be paid by the Department of Roads.

Sec. 2. That section 39-2111, Revised Statutes Supplement, 1969, be amended to read as follows:

39-2111, The county or municipality may appeal to the ~~State Highway Commission~~ Board of Public Roads Classifications and Standards from any action taken by the Department of Roads in assigning any functional classification under the provisions of section 39-2110. Upon the taking of such an appeal, the ~~commission~~ board shall review all information pertaining to the assignment, hold a hearing thereon if deemed advisable, and render a decision on the assigned classification, which decision shall be subject to the provisions of Chapter 84, article 9.

Sec. 3. That section 39-2112, Revised Statutes Supplement, 1969, be amended to read as follows:

39-2112. Any county or municipality may, based on changing traffic patterns or volume, request the Department of Roads to reclassify any segment of highway, road, or street. The department shall review such request and either grant or deny the reclassification in whole or in part. Any county or municipality dissatisfied with the action taken by the department under this section, may appeal to the ~~State Highway Commission~~ Board of Public Roads Classifications and Standards in the manner provided in section 39-2111.

Sec. 4. That section 39-2115, Revised Statutes Supplement, 1969, be amended to read as follows:

39-2115. The Department of Roads, and each county and municipality shall develop and file with the ~~State Highway Commission~~ Board of Public Roads Classifications and Standards a long-range, six-year plan of highway, road, and street improvements based on priority of needs and calculated to contribute to the orderly development of an intergrated statewide system of highways, roads, and streets. Each such plan shall be filed with the ~~commission~~ board promptly upon preparation but in no event later than March 1, 1971. If any county or municipality, or the Department of

Roads, shall fail to file its plan on or before such date, the ~~commission~~ board shall so notify the local governing board and the Governor, who shall order the suspension of distribution of any highway-user revenue allocated to such county or municipality, or the Department of Roads, until the plan has been filed.

Sec. 5. That section 39-2116, Revised Statutes Supplement, 1969, be amended to read as follows:

39-2116. The ~~State Highway Commission~~ Board of Public Roads Classifications and Standards shall review all six-year plans submitted to it and make such recommendations for changes therein as it believes necessary or desirable in order to achieve the orderly development of an intergrated system of highways, roads, and streets, but in so doing the ~~commission~~ board shall take into account the fact that individual priorities of needs may not lend themselves to immediate integration. The department and each county and municipality shall give careful and serious consideration to any such recommendations received from the ~~commission~~ board and shall not reject them except for substantial or compelling reason.

Sec. 6. That section 39-2117, Revised Statutes Supplement, 1969, be amended to read as follows:

39-2117. The six-year plans required by the provisions of section 39-2115 shall be extended annually, on or before the anniversary date of the original filing, by the addition of a new year so that there shall at all times be a six-year plan of file with the ~~State Highway Commission~~ Board of Public Roads Classifications and Standards. Each such extension shall be subject to the provisions of section 39-2116.

Sec. 7. That section 39-2118, Revised Statutes Supplement, 1969, be amended to read as follows:

39-2118. The Department of Roads shall annually, on or before the anniversary date of the filing of its six-year plan, prepare and file with the ~~State Highway Commission~~ Board of Public Roads Classifications and Standards a plan for specific highway improvements for the current year; Provided, that the first annual plan shall be filed on or before March 1, 1970, and the second annual plan shall be filed on or before March 1, 1971. In so doing, the department shall take into account all federal funds which will be available to the department for such year. The ~~commission~~ board shall review each such annual plan to determine whether it is consistent with the department's current six-year plan. The department shall be required to justify any inconsistency with the six-year plan to the satisfaction of the ~~commission~~ board.

Sec. 8. That section 39-2119, Revised Statutes Supplement, 1969, be amended to read as follows:

39-2119. Each county and municipality shall annually prepare and file, on or before the anniversary date of the filing of its six-year plan under the provisions of section 39-2115, with the ~~State Highway Commission~~ Board of Public Roads and Classifications and Standards a plan for specific road or street improvements for the current year; Provided, that the first annual plan shall be filed on or before March 1, 1971. No such plan shall be adopted until after a local public hearing thereon and its approval by the local governing body. The ~~State Highway Commission~~ board shall prescribe the nature and time of notice of such hearing, which shall be such as shall be likely to come to the attention of interested citizens in the jurisdiction involved. The ~~commission~~ board shall review each such annual plan within sixty days after it has been filed to determine whether it is consistent with the county's or municipality's current six-year plan. The county or municipality shall be required to justify any inconsistency with the six-year plan to the satisfaction of the ~~commission~~ board. If any county or municipality shall fail to comply with the provisions of this section, the ~~commission~~ board shall so notify the local governing board and the Governor, who shall order the suspension of distribution of any highway-user revenue allocated to such county or municipality until there has been compliance.

Sec. 9. That section 39-2120, Revised Statutes Supplement, 1969, be amended to read as follows:

39-2120. The Auditor of Public Accounts and the Board of Public Roads Classifications and Standards shall develop and schedule for implementation a standardized system of annual reporting to the ~~State Highway Commission~~ board by the department and by counties and municipalities, which system shall include:

(1) A procedure for documenting and certifying that standards of design, construction, and maintenance of roads and streets have been met;

(2) A procedure for documenting and certifying that all tax revenue for road or street purposes has been expended in accordance with approved plans and standards, to include county and municipal tax revenue, as well as highway-user revenue allocations made by the state;

(3) A uniform system of accounting which clearly indicates, through a system of reports, a comparison of receipts and expenditures to approved budgets and

programs;

(4) A system of budgeting which reflects uses and sources of funds in terms of programs and accomplishments;

(5) An approved system of reporting an inventory of machinery, equipment, and supplies; and

(6) An approved system of cost accounting of the operation of equipment.

Sec. 10. That section 39-2121, Revised Statutes Supplement, 1969, be amended to read as follows:

39-2121. (1) The department, and each county and municipality, shall make the reports provided for by section 39-2120.

(2) If any county~~,~~ or municipality or the Department of Roads fails to file such report on or before its due date, the ~~State Highway Commission~~ Board of Public Roads Classifications and Standards shall so notify the local governing board and the Governor, who shall order the suspension of distribution of any highway-user revenue allocated to such county or municipality or the Department of Roads until the report has been filed.

(3) If any county or municipality either (a) files a materially false report or (b) constructs any highway, road, or street below the minimum standards developed under section 39-2113, without having received prior approval thereof, such county's or municipality's share of highway-user revenue allocated during the following calendar year shall be reduced by ten per cent and the amount of any such reduction shall be distributed among the other counties or municipalities, as appropriate, in the manner provided by law for allocation of highway-user revenue; Provided, that the penalty for filing a materially false report, and the penalty for constructing a highway, road or street below established minimum standards without prior approval shall be assessed by the ~~Board of Public Roads Classifications and Standards~~ board only after a review of the facts involved in such case, and the holding of a public hearing on the matter. The decision thereafter rendered by the board shall be subject to the provisions of Chapter 84, article 9.

Sec. 11. That section 39-2122, Revised Statutes Supplement, 1969, be amended to read as follows:

39-2122. The ~~Department of Roads~~ Board of Public Roads Classifications and Standards may make occasional random checks of ~~county or municipal~~ construction projects to determine that the standards of design and construction developed under section 39-2113 are being met.

Sec. 12. That section 39-2123, Revised Statutes Supplement, 1969, be amended to read as

39-2123. The county board of each county shall~~,~~ ~~within two years after August 4, 1969,~~ develop a numbering system for its principal roads classified as other arterial and collector roads~~. The State Highway Commission shall prescribe~~ within two years after the Board of Public Roads Classifications and Standards has prescribed rules and regulations to achieve the maximum practicable uniformity of such numbering systems throughout the state and coordination between adjacent counties. Provisions shall be made for the placing of suitable signs along roads covered by such system, in such numbers and at such locations as the rules and regulations shall provide, and to give adequate notice of such numbering system.

Sec. 13. That section 39-2124, Revised Statutes Supplement, 1969, be amended to read as follows:

39-2124. It is the intent of the Legislature to recognize the responsibilities of the Department of Roads, of the counties, and of the municipalities in their planning programs as authorized by state law and by home rule charter and to encourage the acceptance and implementation of comprehensive, continuing, cooperative and coordinated planning by the state, the counties and the municipalities. Sections 39-2101 to 39-2125 are not intended to prohibit or inhibit the actions of the counties and of the municipalities in their planning programs and their subdivision regulations, nor are sections 39-2101 to 39-2125 intended to restrict the actions of the municipalities in their creation of street improvement districts and in their assessment of property for special benefits as authorized by state law or by home rule charter.

Sec. 14. That original sections 39-2106, 39-2111, 39-2112, 39-2115, 39-2116, 39-2117, 39-2118, 39-2119, 39-2120, 39-2121, 39-2122, 39-2123, and 39-2124, Revised Statutes Supplement, 1969, are repealed.

Sec. 15. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

LEGISLATIVE BILL 330. Placed on General File as amended.
Standing Committee amendments to LB 330.

1. On page 2 strike lines 20 to 22 and insert:

"(7) Secretary shall mean the Secretary of Game and Parks Commission acting directly or through his authorized agent;".

2. On page 3, lines 11 and 18; page 4, lines 7 and 23; page 5, lines 9 and 17; page 8, lines 2 and 5; page 11, line 1; and page 12, line 2 strike "director" and insert "secretary".

3. On page 3, lines 22 and 23 strike "for three years" and insert "per year".

4. On page 6 strike lines 1 to 19 and insert "Safety devices to be carried on snowmobiles and safety precautions which should be observed when snowmobiles; and", and line 20 strike "Regulate the use" and insert "Use".

5. On page 9, line 16 strike "country" and insert "county" and on line 16 strike "be" and insert "by".

6. On page 11, line 4 strike "fourteen" and insert "sixteen"; line 6 strike the balance of the line, strike lines 7 to 11, line 12 insert "Sec. 19." before "It"; strike lines 15 to 24, and line 24 insert "or carry a shotgun or rifle thereon unless such shotgun or rifle is unloaded and encased.".

7. Renumber original sections 19 and 20 as sections 20 and 21 respectively.

8. Strike original section 21.

9. On page 12, lines 22 and 23 strike "of the Game and Parks Commission".

10. Add a new section to read as follows:

"Sec. 23. (1) The operator of a snowmobile involved in a collision, accident or other casualty shall give his name, address and the number of such snowmobile in writing to any injured person and to the owner of any property damaged in such collision, accident or other casualty.

(2) When a collision, accident or other casualty involving a snowmobile results in death or injury to a person or damage to property in excess of one hundred dollars, the operator of such snowmobile shall file with the secretary a full report of such collision, accident or other casualty in such form and detail as the secretary by regulation may prescribe.".

LEGISLATIVE BILL 664. Placed on General File as amended. Standing Committee amendments to LB 664:

1. Strike original sections 1 and 2 and insert the following:

"Section 1. That section 60-332, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-332. For the registration of any commercial trailer, except a farm trailer pulled behind a motor vehicle or farm tractor in local farm-to-farm hauling, the registration fee shall be the same as provided in section 60-334; Provided, that trailers (1) of less than one thousand pounds gross weight shall be registered for a fee of one dollar each, (2) of more than one thousand pounds gross weight and less than nine thousand pounds gross weight shall be registered for a fee of one dollar for each one thousand pounds gross weight or fraction thereof, and (3) of more than nine thousand pounds gross weight shall be required to purchase a commercial trailer license and pay the fee provided for such a license; and provided further, that trailers having a gross weight of twenty-five thousand pounds or less and used to transport or apply fertilizer shall be registered for a fee of one dollar. Cabin trailers having a gross weight of more than two thousand pounds shall be registered for a fee of ten dollars each and cabin trailers having a gross weight of two thousand pounds or less shall be registered for a fee of one dollar for each one thousand pounds or fraction thereof. Self-propelled mobile homes having a gross weight of eight thousand pounds or less shall be registered for a fee of fifteen dollars, those having a gross weight of more than eight thousand pounds but less than twelve thousand pounds shall be registered for twenty-five dollars, and those units having a gross weight of twelve thousand pounds or over shall be registered for forty dollars. When a mobile home unit is added to a registered truck, a self-propelled mobile home registration may be obtained without surrender of the truck registration, in which event both the truck and self-propelled mobile home registration plates shall be displayed on the vehicle.

Sec. 2. That original section 60-332, Reissue Revised Statutes of Nebraska, 1943, is repealed.".

LEGISLATIVE BILL 718. Indefinitely postponed.

LEGISLATIVE BILL 922. Indefinitely postponed.

(Signed) Claire Holmquist, Chairman

EXPLANATION OF VOTE

If I had been present on Wednesday, April 1, I would have voted "aye" on the following bills on final reading: LB's 126, 174, 231, 245, 246, 300, 323, 381, 403, 445, 447, 450, 459, 460, 469, 483, 485, 486, 487, 488, 489, 494, 581, 585, 596, 609, 657, 698, 706, 723, 724, and 819.

(Signed) Claire Holmquist

Had I been present I would have voted "aye" for LR 31.

(Signed) J. James Waldron

MEMBER'S BIRTHDAY

Mr. Holmquist announced that Sunday, March 28, 1971, was Mr. Carpenter's birthday. The members sang a belated Happy Birthday.

VISITORS

President Marsh introduced 97 students and their teacher, Bernard Cripps, from Cozad Jr. High, Cozad, Nebraska.

APPROPRIATIONS BILL

The following bill was read by title for the first time:

LEGISLATIVE BILL 725A. By Richard Maresh, 32nd District.

A BILL FOR AN ACT to appropriate sixty-two thousand two hundred eight dollars from the state General Fund for the period of July 1, 1971 to June 30, 1972 to the Department of Motor Vehicles, Agency 24, for Program 71, to aid in carrying out the provisions of Legislative Bill 725, Eighty-second Legislature, First Session, 1971.

MOTION–Introduce Bill

Mr. Carpenter moved the introduction of a new bill by the Government and Military Affairs Committee to be known as LB 1018. The motion prevailed with 32 ayes, 1 nay and 16 not voting

BILL ON FIRST READING

LEGISLATIVE BILL 1018. By the Government and Military Affairs Committee, Terry Carpenter, 48th District; P. J. Morgan, 4th District; John DeCamp, 40th District; William Swanson, 27th District; Don Elrod, 35th District; Fred Carstens, 30th District and Glenn Goodrich, 20th District.

A BILL FOR AN ACT relating to motor vehicles; to provide for right turns on red traffic signals; to provide for prohibition of right turns on red lights by appropriate ordinances of governmental subdivisions; and to declare an emergency.

ANNOUNCEMENT

Mr. Hasebroock announced that on Wednesday, April 21, 1971, at 9:00 a.m. the Legislature would observe Lincoln High's Centennial. At 11:00 there will be a short program honoring John G. Neihardt, Nebraska Poet Laureate.

SELECT FILE

LEGISLATIVE BILL 368. Enrollment and Review amendments found in the Legislative Journal on page 1123 for the Fifty-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 725. Enrollment and Review amendments found in the Legislative Journal on page 1123 for the Fifty-Sixth Day were adopted.

Mr. Holmquist offered the following amendment which was adopted:
1. Strike standing committee amendment 2.

LB 725 was bracketed until the appropriation bill was advanced.

LEGISLATIVE BILL 1012. Enrollment and Review amendments found in the Legislative Journal on page 1123 for the Fifty-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

UNANIMOUS CONSENT—Bracket LB 759

Mr. Ziebarth asked unanimous consent to bracket LB 759 on General File for hearing on April 14, 1971. No objections. So ordered.

UNANIMOUS CONSENT—Bracket LB 1002 and LB 404

Mr. Swanson asked unanimous consent to bracket LB 1002 and LB 404 on General File for consideration on April 15, 1971. No objections. So ordered.

MOTION—Lt. William L. Calley, Jr.

Mr. Morgan moved that the Legislature go on record asking for clemency for Lt. William L. Calley, Jr. Pending.

RESOLUTIONS

LEGISLATIVE RESOLUTION 35.

Introduced by Richard F. Proud, 12th District.

WHEREAS, a military court has sentenced Lt. William Calley to life imprisonment as a result of the My Lai episode in Vietnam; and

WHEREAS, such sentence may be unduly severe or unwarranted;

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

That President Richard Nixon is respectfully requested to review the findings of said military court.

Laid over.

MOTION—Rule Changes

Mr. Warner moved the adoption of the proposed rule change No. 1 found in the Legislative Journal on page 1110 for the Fifty-Fifth Day. The rule change was adopted with 34 ayes, 0 nays and 15 not voting.

Mr. Warner moved the adoption of the proposed rule change No. 2 found in the Legislative Journal on page 1110 for the Fifty-Fifth Day. The rule change was adopted with 35 ayes, 0 nays and 14 not voting.

Mr. Warner moved the adoption of the proposed rule change No. 3 found in the Legislative Journal on page 1110 for the Fifty-Fifth Day. The rule change was adopted with 36 ayes, 0 nays and 13 not voting.

Mr. Warner moved the adoption of the proposed rule change No. 4 found in the Legislative Journal on page 1110 for the Fifty-Fifth Day.

Mr. Whitney offered the following amendment to rule change No. 4, which was adopted:

Insert "Individual" before "Voice".

Mr. Carpenter offered the following amendment to rule change No. 4 which was adopted by a vote of 34 ayes, 0 nays and 15 not voting.

Amend to read "At the discretion of the Chair".

Mr. Warner moved the adoption of the proposed rule change No. 4 as amended. The motion prevailed with 35 ayes, 1 nay and 13 not voting.

Mr. Warner moved the adoption of the proposed rule change No. 5 found in the Legislative Journal on page 1110 for the Fifty-Fifth Day. The rule change was adopted with 33 ayes, 0 nays and 16 not voting.

RECESS

At 11:55 a.m., on a motion by Speaker Hasebroock, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:03 p.m., President Marsh presiding.

The roll was called and all members were present except Messrs. Chambers, Clark, DeCamp, Duis, Goodrich, Kennedy, Kime, Klaver, Lewis, Morgan, Nore, Proud, Savage Stromer, Whitney, Wiltse, and Mrs. Orme who were excused and Mr. Kremer who was excused until 3:00 p.m.

VISITORS

The President introduced 58 students and their teachers, Jane Bovey and Mary May, from Clare McPhee Grade School, Lincoln, Nebraska.

Mrs. Craft introduced constituents Mrs. George Schell and son, Brad.

The President introduced 29 students and their teachers, Miss Hayes, Mrs. Kroeger and Mr. Carter, from Indian Hill School, Omaha, Nebraska.

UNANIMOUS CONSENT–Order of the Day

Mr. Burbach asked unanimous consent to take up LB 573 immediately after LB 759. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 654. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 752 for the Thirty-Eighth Day was adopted.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 506. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 760 for the Thirty-Ninth Day was adopted.

Advanced to Enrollment & Review with 25 ayes, 1 nay and 23 not voting.

LEGISLATIVE BILL 508. Title read. Explained.

Advanced to Enrollment & Review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 726. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 779 for the Thirty-Ninth Day was adopted.

Mr. Stull offered the following amendment which was adopted:

1. Add a new section 3 to read as follows:

"Sec. 3. Any class I district containing a nonprofit facility for the care and education of children may contract for elementary and high school education with another district on a year to year basis without limitation and shall not be subject to dissolution because it has contracted for more than five consecutive years.".

Mr. Stull offered the following amendment which was adopted:

Add the emergency clause.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 678. Title read. Explained.

Mr. Ziebarth offered the following amendment which was adopted:

1. Insert a new section to be known as section 2 and to read as follows:

"Sec. 2. That section 39-771, Revised Statutes Supplement, 1969, be amended to read as follows:

39-771. Every solid rubber tire on a vehicle moved on any highway shall have rubber on its entire traction surface at least one inch thick above the edge of the flange of the entire periphery. No tire on a vehicle moved on a highway shall have on its periphery any clock, stud, flange, cleat or spike or any other protuberance of any material other than rubber which projects beyond the tread of the traction surface of the tire, except that (1) this prohibition shall not apply to pneumatic tires with metal or metal-type studs not exceeding five-sixteenths of an inch in diameter inclusive of the stud-casing with an average protrusion beyond the tread surface of not more than seven sixty-fourths of an inch between October 1 and April 15; Provided, that school buses, mail carrier vehicles and emergency vehicles shall be permitted to use metal or metal-type studs between April 15 and October 1, (2) it shall be permissible to use farm machinery with tires having protuberances which will not injure the highway, and (3) it shall be permissible to use tire chains of reasonable proportions upon any vehicle when required for safety because of snow, ice or other condition tending to cause a vehicle to slide or skid. Department of Roads and local authorities in their respective jurisdictions may, in their discretion, issue special permits authorizing the operation upon a highway of traction engines or tractors having movable tracts with transverse corrugations upon the periphery of such movable tracts or farm tractors or other farm machinery.".

Advanced to Enrollment & Review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 858. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 780 for the Thirty-Ninth Day were adopted.

Advanced to Enrollment & Review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 599. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 782 for the Thirty-Ninth Day was adopted.

Advanced to Enrollment & Review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 614. Title read. Explained.

Advanced to Enrollment & Review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 568. Title read. Explained.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 535. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 794 for the Fortieth Day were adopted.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 615. Title read. Explained.

Advanced to Enrollment & Review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 633. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 795 for the Fortieth Day were adopted.

Motion to advance to Enrollment & Review lost with 21 ayes, 0 nays and 28 not voting.

Laid over.

VISITORS

Mr. Carpenter introduced five F.F.A. students from his district.

MOTION—Adjourn

Mr. F. Carstens moved to adjourn until 9:00 a.m., Monday, April 5, 1971. The motion lost with 11 ayes, 13 nays and 25 not voting.

ADJOURNMENT

At 3:12 p.m., on a motion by Mr. Swanson, that prevailed with 14 ayes, 7 nays and 28 not voting, the Legislature adjourned until 9:00 a.m., Monday, April 5, 1971.

Vincent D. Brown
Clerk of the Legislature

FIFTY-EIGHTH DAY—APRIL 5, 1971

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

FIFTY-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, April 5, 1971

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Marsh presiding.

PRAYER

> O Lord Jesus, who having loved Thine own, loved them to the end, who art the same yesterday, today and forever, hear our prayers as we contemplate the meaning of this Holy Week. Show us again Thy love, teach us humility, draw us near to Thee and to one another. For Thou who didst break the bread and give Thy body, turn away our eyes from beholding vanity, draw our wandering eyes to Thyself. For Thou who didst give the cup and give Thy life, write the new covenant within our hearts, "a new commandment I give to you that you love one another." Help us to remember this commandment and to live by it. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Chambers, Moylan, Stahmer and Wiltse who were excused.

VISITOR

Mr. Nore introduced Joshua Ngwakwe from Nigeria who is attending the University of Nebraska.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on April 2, 1971 at 3:15 p.m.: LB 126, LB 174, LB 231, LB 245, LB 246, LB 300, LB 323, LB 381, LB 403, LB 445, LB 447, LB 450, LB 459, LB 460, LB 469, LB 483, LB 485, LB 486, LB 487, LB 488, LB 489, LB 494, LB 581, LB 585, LB 596, LB 609, LB 657, LB 698, LB 706, LB 723, LB 724 and LB 819.

(Signed) Barbara Jackson, Enrolling Clerk

NOTICE OF COMMITTEE HEARINGS

Nebraska Retirement Systems Committee

LB 194	Wednesday, April 14, 1971	12:30 p.m.
LB 531	Wednesday, April 14, 1971	12:30 p.m.
LB 555	Wednesday, April 14, 1971	12:30 p.m.
LB 605	Wednesday, April 14, 1971	12:30 p.m.

(Signed) Claire W. Holmquist, Chairman

Judiciary

LB 895	Tuesday, April 13, 1971	1:00 p.m.

(Signed) Roland Luedtke, Chairman

Public Works

LB 1014	Thursday, April 22, 1971	1:00 p.m.

(Signed) Claire W. Holmquist, Chairman

COMMITTEE MEETING—Executive Session

Mr. Luedtke announced the Judiciary Committee would meet at 1:00 p.m.

STANDING COMMITTEE REPORT

Constitutional Revision

LEGISLATIVE BILL 978. Placed on General File.

LEGISLATIVE BILL 332. Indefinitely postponed.

(Signed) George Syas, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 464. Correctly enrolled.

LEGISLATIVE BILL 854. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business the President signed LB 464 and LB 854.

COMMUNICATION

April 5, 1971

Honorable Speaker and Members of the Legislature Assembled
Nebraska Unicameral Legislature
State Capitol Building
Lincoln, Nebraska

Dear Mr. Speaker:

Please be advised that pursuant to instructions in Section 2 of Legislative Resolution 31, I have transmitted by certified mail and under State Seal the certified copies of Legislative Resolution 31 (Joint resolution ratifying the proposed amendment to the Constitution of the United State relating to Sufferage, eighteen year old vote) to the Administrator of General Services, the President of the Senate and the Speaker of the House of Representatives of the Congress of the United States. Said documents were mailed at 8:30 a.m. on Monday, April 5, 1971.

Respectfully yours,

(Signed) Allen J. Beermann
Secretary of State

RESOLUTIONS

LEGISLATIVE RESOLUTION 36.

Introduced by Terry Carpenter, 48th District.

WHEREAS, there is now pending before this body Legislative Bill 87 which proposes an increase in the cigarette tax; and

WHEREAS, retailers have sharply increased their orders for cigarettes from wholesalers, which if permitted to continue would partially defeat the purpose of the tax increase;

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Tax Commissioner of the State of Nebraska is instructed to inform the wholesale dealers involved in the affixing of cigarette revenue stamps and those agencies responsible for the setting of meters and sale as agents of the state of such stamps to the wholesale dealers, that as of 9:00 A.M. Monday, April 5, 1971, the sale of the amount of tax stamp impressions is limited to and shall not exceed the average weekly sales of

such stamps computed on the average weekly amount of stamps purchased by the respective wholesale dealers in the year 1970.

2. That no wholesale dealer will be allowed to purchase more than one week's supply of the weekly average allotted to him in any given week and may not purchase stamps based on future weekly allotments. In the event that a wholesale dealer has been in business for a period less than the past twelve months, his allotment of stamp purchases will be based on the average of the last four weeks of purchases.

3. That the Tax Commissioner is directed to instruct the agencies responsible for the setting of meters to cease the setting of all meters until the individual wholesaler's average weekly allotment figure is received from him. Wholesale dealers may receive their allotment setting each week, but in the event of missing a setting in any given week may not the following week receive any of the forfeited allotment.

4. That all departments, agencies, and wholesale dealers involved shall be notified by the Tax Commissioner by phone and registered mail as to the contents of this declaration.

5. That the emergency giving rise to this resolution shall exist until such time as LB 87 has become law or has been rejected by this Legislature and ceases to exist.

Mr. Carpenter moved to suspend the rules to take up LR 36. The motion prevailed with 36 ayes, 1 nay and 12 not voting.

Mr. Carpenter moved to adopt LR 36. The motion prevailed with 37 ayes, 2 nays and 10 not voting.

LEGISLATIVE RESOLUTION 35. Considered. Laid over.

MOTION—Reconsider LB 591

Mr. Barnett renewed his motion to reconsider action taken on Final Reading.

Mr. Swanson requested a Call of the House. The Call showed 45 members present.

Mr. Stull moved the Call be raised. The motion prevailed with 39 ayes, 0 nays and 10 not voting.

The Barnett motion prevailed with 31 ayes, 8 nays and 10 not voting.

MOTION—Return LB 591 to Select File

Mr. Swanson moved to return LB 591 to Select File for the following specific amendment which was adopted by a vote of 37 ayes, 0 nays and 12 not voting:

Sec. 1, line 11, reinsert stricken language and on line 12, strike "two years."

SELECT FILE

LEGISLATIVE BILL 357.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 691.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 591. The Swanson amendment found in today's Journal was adopted by a vote of 34 ayes, 0 nays and 15 not voting.

Advanced to Enrollment and Review for engrossment.

UNANIMOUS CONSENT—Unbracket LB 867.

Mr. Luedtke asked unanimous consent to unbracket LB 867. No objections. So ordered.

MOTION—Return LB 867 to Select File

Mr. Luedtke moved to return LB 867 to Select File for the following specific amendment which was adopted by a vote of 35 ayes, 0 nays and 14 not voting:

1. Strike original section 1 and insert the following:

"Section 1. Any report, claim, tax return, statement or any payment required or authorized to be filed or made to the State of Nebraska, or to any political subdivision thereof, which is: (1) Transmitted through the United States mail; (2) mailed but not received by the state or political subdivision; or (3) received and the cancellation mark is illegible, erroneous, or omitted shall be deemed filed or made and received on the date it was mailed if the sender establishes by competent evidence that the report, claim, tax return, statement or payment was deposited in the United States mail on or before the date for filing or paying.".

2. On page 2, line 19, strike "or other document.".

SELECT FILE

LEGISLATIVE BILL 867. The Luedtke amendment found in today's Journal was adopted by a vote of 34 ayes, 0 nays and 15 not voting.

Advanced to Enrollment and Review for engrossment.

VISITORS

Mr. Proud introduced 6 Challenge Class Students and their teacher, Joan Avery, of Oak Valley School, Omaha, Nebraska.

Mr. Kremer introduced 39 Seventh Grade Students of District No. 34, and their teacher, Bernice Austin of Stromsburg, Nebraska.

Mr. Waldo introduced 26 Fifth Grade Students and their teacher, Mrs. Janice Losh, Crete, Nebraska.

UNANIMOUS CONSENT—Unbracket LB 446

Mr. Ziebarth asked unanimous consent to unbracket LB 446. No objections. So ordered.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LR 36.

STANDING COMMITTEE REPORT

Government and Military Affairs

LEGISLATIVE BILL 87. Placed on General File as amended.
Standing Committee amendments to LB 87:

1. On page 2, lines 11, 13, and 14, page 4, line 26, and page 5, lines 2 and 3, strike "eleven" and insert "thirteen".

2. On page 2, line 16 strike the new matter and reinstate the stricken matter, and at the end of the line insert "of eight cents" and in lines 17 to 19 strike the new matter and insert ", the proceeds of two and one half cents of such tax shall be placed in the State Office Building Fund, and the proceeds of two and one half cents of such tax shall be placed in a special fund to be known as the University of Nebraska at Lincoln Field House Fund which is hereby created and which shall be used for the erection of a new field house for the Department of Athletics, including land acquisition, construction, equipping, furnishing, and providing necessary parking space.".

3. On page 3, line 18, strike "not exceeding" and insert "~~not exceeding~~ of"; in line 19, strike "eight-elevenths" and reinstate the stricken matter.

4. On page 4, at the end of line 1, insert "Upon proof by the Tax Commissioner that he can affix such stamps or meter impression, warehouse, and distribute such cigarettes and collect such revenue at a cost less than the five per cent discount allowed to wholesale dealers, he may then

proceed to affix the stamps himself, after giving the wholesale dealers sixty days' notice and purchasing all equipment used by them for the purpose of affixing such stamps or meter impressions at a fair market value."; in line 11 to 14 strike the new matter and reinstate the stricken matter; and in line 12 strike "General Fund" and show as stricken and insert "various funds named in section 77-2602 in same proportions as the proceeds of the tax are allocated".

5. Insert a new section to read as follows:

"Sec. 5. The new field house for the Department of Athletics of the University of Nebraska at Lincoln shall be constructed on the State Fairgrounds. The land necessary for the structure and parking shall be acquired by purchase from the State Fair Board by negotiation if possible. If such land cannot be acquired by negotiation, the University of Nebraska is specifically authorized to exercise the power of eminent domain therefor.".

6. Renumber original section 5 as section 6.

7. Add a new section to read as follows:

"Sec. 7. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

(Signed) Terry Carpenter, Chairman

COMMITTEE MEETING—Executive Session

Mr. Kokes announced the Revenue Committee would meet in the East Chamber at 12:00 today.

MEMBER EXCUSED

Mr. Elrod asked unanimous consent to be excused at 11:15 a.m. for the balance of the day. No objections. So ordered.

MOTION—Rule Changes

Mr. Warner moved the adoption of the proposed change to Rule 1, Sec. 22 found in the Legislative Journal on page 1111 for the Fifty-Fifth Day. The rule change was adopted with 35 ayes, 0 nays and 14 not voting.

Mr. Warner moved the adoption of the proposed change in Rule 5, Section 10 found in the Legislative Journal on page 1111 for the Fifty-Fifth Day.

Mr. Warner requested a Call of the House. Mr. Warner moved the Call be raised. The motion prevailed with 36 ayes, 0 nays and 13 not voting.

The proposed change in Rule 5, Section 10 was adopted with 36 ayes, 0 nays and 13 not voting.

Mr. Warner moved the adoption of the proposed change in Rule 6, Sec. 2(b) found in the Legislative Journal on page 1111 for the Fifty-Fifth Day. Withdrawn.

Mr. Warner moved the adoption of the proposed change in Rule 6, Sec. 2(e) found in the Legislative Journal on page 1111 for the Fifty-Fifth Day. The rule change lost with 11 ayes, 23 nays and 15 not voting.

GENERAL FILE

LEGISLATIVE BILL 398. Title read. Explained.

Mr. Carpenter offered the following amendment which was adopted by a vote of 19 ayes, 8 nays and 22 not voting:

Page 4, line 23, strike "if feasible" line 25 insert after "Highways" "and paid for in full by the Department".

Mr. Stull moved to advance LB 398 to Enrollment and Review.

Mr. Stull requested a Call of the House. The Call showed 43 members present.

Mr. Swanson moved the Call be raised. The motion prevailed with 31 ayes, 4 nays and 14 not voting.

Mr. Stull requested a record vote.

Voting in the affirmative, 22:

Burbach
Carpenter
Carsten
Carstens
Duis
Goodrich
Hasebroock
Johnson
Kime
Luedtke
Mahoney
Orme
Proud
Savage
Simpson
Snyder
Stromer
Stull
Swanson
Syas
Waldron
Ziebarth

Voting in the negative, 13:

Barnett
DeCamp
Epke
Holmquist
Kennedy
Keyes
Klaver
Lewis
Maresh
Nore
Skarda
Warner
Whitney

Not voting, 14:

Chambers
Clark
Craft
Elrod
Kokes
Kremer
Marvel
Morgan
Moylan
Schmit
Stahmer
Waldo
Wallwey
Wiltse

Failed to advance with 22 ayes, 13 nays and 14 not voting.

UNANIMOUS CONSENT—Withdraw LB 765

Mr. Duis asked unanimous consent to withdraw LB 765. Laid over.

VISITORS

Mr. Johnson introduced Paul Dunklau and his parents Mr. and Mrs. Rupert Dunklau from Fremont, Nebraska.

RECESS

At 11:50 a.m., on a motion by Speaker Hasebroock, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:03 p.m., President Marsh presiding.

The roll was called and all members were present except Messrs. Chambers, Elrod, Moylan, Stahmer and Wiltse who were excused and Mr. Mahoney who was excused until 2:30 p.m.

MESSAGE FROM THE GOVERNOR

April 2, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills No. 321, 322, 334, 383, 384, 390, 396, 399, 417, 466, 528, 637, 677, and 713. These bills were signed by me on April 1, 1971 and delivered to the Secretary of State.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw

COMMUNICATION

An Idaho House Joint Memorial relative to the treatment of prisoners of war was received and on file in the office of the Clerk of the Legislature.

STANDING COMMITTEE REPORT

Constitutional Revision

LEGISLATIVE BILL 915. Indefinitely postponed.

(Signed) George Syas, Chairman

REFERENCE COMMITTEE REPORT

The Reference Committee has referred LB 1018 to General File.

(Signed) William F. Swanson, Chairman

GENERAL FILE

LEGISLATIVE BILL 582. Title read. Explained.

Advanced to Enrollment & Review with 32 ayes, 2 nays and 15 not voting.

LEGISLATIVE BILL 675. Title read. Explained.

Advanced to Enrollment & Review with 34 ayes, 0 nays and 15 not voting.

VISITOR

Mr. Kokes introduced his brother, Tony Kokes.

GENERAL FILE

LEGISLATIVE BILL 745. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 678 for the Thirty-Fifth Day was adopted by a vote of 33 ayes, 0 nays and 16 not voting.

Advanced to Enrollment & Review with 27 ayes, 14 nays and 8 not voting.

LEGISLATIVE BILL 232. Title read. Explained.

Failed to advance to Enrollment & Review with 22 ayes, 15 nays and 12 not voting.

LEGISLATIVE BILL 78. Title read. Explained.

Mr. Simpson offered the following amendment which was adopted by a vote of 26 ayes, 1 nay and 22 not voting:

Page 2, lines 27 and 28 by deleting "who is a resident of this state".

Standing Committee amendments found in the Legislative Journal on page 690 for the Thirty-Fifth Day were adopted by a vote of 31 ayes, 0 nays and 18 not voting.

Advanced to Enrollment & Review with 38 ayes, 1 nay and 10 not voting.

MOTION–Return LB 124 and LB 127 to Committee

Mr. Syas moved to return LB 124 and LB 127 to the Constitutional Revision Committee. The motion prevailed with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 402. Title read. Explained.

Mrs. Orme offered the following amendment which was adopted:
Amend section 3, page 3, line 27, by adding after "damages" the following: "as provided in Chapter 60, Article 5."

Mrs. Orme offered the following amendment which was adopted:
Amend page 3 line 5 by inserting "this section on of" before "a city", line 10 by striking "spinal", by striking lines 11 to 15 and inserting "breath, or urine,", line 16 by striking "Sec. 3. The" and inserting "the", and line 27 by inserting "as provided in Chapter 60, article 5" after "damages".

Mrs. Orme offered the following amendment which was adopted:
Add the emergency clause.

Laid over.

LEGISLATIVE BILL 530. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 691 for the Thirty-Fifth Day was adopted.

Advanced to Enrollment & Review with 35 ayes, 0 nays and 14 not voting.

LEGISLATIVE BILL 554. Title read. Explained.

Advanced to Enrollment & Review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 660. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 779 for the Thirty-Ninth Day were adopted.

Advanced to Enrollment & Review with 30 ayes, 2 nays and 17 not voting.

LEGISLATIVE BILL 660A. Title read. Explained.

Mr. Stromer moved to advance to enrollment and review.

Mr. Stromer requested a Call of the House. The Call showed 42 members present.

Mr. Stromer moved to raise the Call. The motion prevailed with 33 ayes, 0 nays and 16 not voting.

Advanced to Enrollment & Review with 27 ayes, 2 nays and 20 not voting.

LEGISLATIVE BILL 415. Laid over.

SPEAKER HASEBROOCK PRESIDING

LEGISLATIVE BILL 588. Title read. Explained.

Mr. Warner offered the following amendment which was adopted:

Page 3, Section 1, line 21, strike the word "and".

Page 3, Section 1, line 21, after the word "further," add the following: "combinations of vehicles registered under this section, used wholly and exclusively to carry their own supplies, farm equipment, and household goods to or from the owner's farm or ranch, used by the farmer or rancher to carry his own agriculture products, livestock, and produce to or from storage or market, or used by farmers or ranchers' in exchange of service in such hauling of such supplies or agriculture products, livestock, and produce, may be registered for periods of thirty days at a time, for a fee equivalent to one-tenth of the annual commercial fee applicable; and provided further,".

PRESIDENT MARSH PRESIDING

Mr. Warner moved to reconsider the above amendment which was adopted. The motion prevailed with 30 ayes, 2 nays and 17 not voting.

Laid over.

UNANIMOUS CONSENT—Bracket LB 87

Mr. Carpenter asked unanimous consent to bracket LB 87 for April 6, 1971. No objections. So ordered.

ADJOURNMENT

At 4:09 p.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Tuesday, April 6, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

FIFTY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, April 6, 1971

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Marsh presiding.

PRAYER

God, give us due respect for the abilities you have given us. Don't let us sell them short. Don't let us cheapen them. Don't let us bury our talents through indecision, cowardice or laziness. Plant in us the necessary determination. Keep us at our job. Rouse in us the fires of dedication. Give us the energy, strength, and will power to bring Your gifts to their proper fruition. When we falter or fall, let us up and set us back on our destined path. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Chambers and Stahmer who were excused.

STANDING COMMITTEE REPORT

Urban Affairs

LEGISLATIVE BILL 921. Placed on General File.

LEGISLATIVE BILL 942. Placed on General File.

LEGISLATIVE BILL 943. Placed on General File.

LEGISLATIVE BILL 982. Placed on General File.

(Signed) Harold D. Simpson, Chairman

Government and Military Affairs

LEGISLATIVE BILL 373. Placed on General File.

LEGISLATIVE BILL 988. Placed on General File as amended.
Standing Committee amendments to LB 988:

1. On page 2, line 8, after "Suggesting" insert "separate"; in line 10 before "fire" insert "paid" and after "companies" insert "and in volunteer fire departments"; in line 14 after "for" insert "both paid and volunteer"; in line 15 after "of" insert "both paid and volunteer"; in line 26 strike "two" and insert "three".
2. On page 4, strike section 9 and insert the following:

"Sec. 9. This act shall apply to the personnel
2 of all fire departments, both paid and volunteer.".

LEGISLATIVE BILL 1003. Placed on General File as amended.
Standing Committee amendments to LB 1003:

1. On page 3, line 26 after "class" insert the following: "as defined in section 14-101, Reissue Revised Statutes of Nebraska, 1943," as amended.
2. On page 4, line 6, after "city" insert "of the metropolitan class".
3. On page 9, line 14, after "one" insert "half".
4. On page 18, line 14, after "one" insert "half".

LEGISLATIVE BILL 558. Indefinitely postponed.

LEGISLATIVE BILL 896. Indefinitely postponed.

LEGISLATIVE BILL 1007. Indefinitely postponed.

(Signed) Terry Carpenter, Chairman

Constitutional Revision

LEGISLATIVE BILL 247. Placed on General File as amended.
Standing Committee amendment to LB 247:

1. On page 2, line 5 strike "sections 30 and 31" and insert "section 30", line 10 strike "enact reasonable" and insert "recognize such", strike lines 13 to 15, line 24 strike ", and to" and insert a period, and strike lines 25 and 26.

LEGISLATIVE BILL 623. Placed on General File as amended.
Standing Committee amendment to LB 623:

1. On page 2 strike lines 7 to 15 and insert:

"Sec. 3. The Legislature shall at least once within a ten-year period establish a Constitutional Revision Commission and consider recommendations of that commission in the next legislative session."; and strike lines 22 to 25 and insert "Constitutional amendment requiring the establishment of a Constitutional Revision Commission and consider recommendation of that commission in the next legislative session.".

(Signed) George Syas, Chairman

Judiciary

LEGISLATIVE BILL 630. Placed on General File as amended. Standing Committee amendments to LB 630:

1. On page 2, line 5 insert after "court" ", and when authorized by the governing body there shall be nine judges of the municipal court,".
2. Strike section 3.

(Signed) Roland Luedtke, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 867. Replaced on Select File as amended. Enrollment and Review amendments to LB 867:

1. On page 2, line 24, strike "or other document".
2. In section 1, line 2, insert a comma after "statement".
3. In line 2 of the Luedtke amendment 2, adopted 4/5/71, strike the first period.

LEGISLATIVE BILL 506. Placed on Select File as amended. Enrollment and Review amendment to LB 506:

1. On page 2, lines 9 and 25, strike ", and no" and insert ". No".

LEGISLATIVE BILL 508. Placed on Select File as amended. Enrollment and Review amendment to LB 508:

1. In the title, line 3, strike "motor"; and strike lines 4 to 6 and insert "crimes and punishments; to extend provisions to all personal property;".

LEGISLATIVE BILL 535. Placed on Select File as amended. Enrollment and Review amendments to LB 535:

1. On page 2, line 7, strike the first semicolon; and strike all other semicolons in lines 7 to 14 and insert commas.

2. On page 3, line 2, strike "hereinafter provided" and insert "provided in this act".
3. On page 5, line 21, strike "herein provided" and insert "provided in this act".

LEGISLATIVE BILL 568. Placed on Select File as amended.
Enrollment and Review amendments to LB 568:

1. On page 2, line 3, strike the comma.
2. On page 3, line 4, insert a comma after "refuse".

LEGISLATIVE BILL 599. Placed on Select File as amended.
Enrollment and Review amendment to LB 599:

1. On page 2, line 21, strike "(3)" and insert "(4)".

LEGISLATIVE BILL 614. Placed on Select File.

LEGISLATIVE BILL 615. Placed on Select File as amended.
Enrollment and Review amendments to LB 615:

1. Insert a new section to read:

"Sec. 3. Upon the effective date of Legislative Bill 614, Eighty-second Legislature, First Session, 1971, the fund provided for in sections 1 and 2 of this act shall become the Nebraska Center for Children and Youth Cash Fund.".

2. Renumber original section 3 as section 4.
3. In the title, insert "to provide for a change of name of such fund;" at the end of line 6.

LEGISLATIVE BILL 654. Placed on Select File as amended.
Enrollment and Review amendment to LB 654:

1. In the title, line 7, insert "to provide for standards;" after the semicolon.

LEGISLATIVE BILL 726. Placed on Select File as amended.
Enrollment and Review amendments to LB 726:

1. On page 2, line 27, insert "he" after "been".
2. Add a new section to read:

"Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, line 5, insert "; to provide an exception; and to declare an emergency" after "conditions".

LEGISLATIVE BILL 858. Placed on Select File as amended.
Enrollment and Review amendments to LB 858:

1. In lieu of the standing committee amendment thereto, on page 2, line 13, strike "twenty" and insert "~~twenty~~ twenty-eight".
2. In the title, line 6, insert "to provide

qualifications; to change the term of office;" after the semicolon.

LEGISLATIVE BILL 368. Correctly re-engrossed.

LEGISLATIVE BILL 446. Correctly engrossed.

LEGISLATIVE BILL 470. Correctly engrossed.

LEGISLATIVE BILL 1012. Correctly engrossed.

(Signed) Duke Snyder, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 74.

A BILL FOR AN ACT to amend sections 39-2519 and 39-2520, Revised Statutes Supplement, 1969, relating to municipalities; to change the manner of allocation of funds to municipalities for street purposes and public parking as prescribed; to redefine terms; to provide additional purposes of expenditures; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 27:

Carpenter Carsten Clark DeCamp Duis
Goodrich Hasebroock Holmquist Kime Klaver
Kremer Lewis Luedtke Mahoney Maresh
Morgan Moylan Savage Schmit Simpson
Skarda Snyder Syas Waldron Whitney
Wiltse Ziebarth

Voting in the negative, 16:

Barnett Carstens Craft Elrod Epke
Johnson Kennedy Keyes Nore Orme
Proud Stromer Stull Swanson Waldo
Warner

Not voting, 6:

Burbach Chambers Kokes Marvel Stahmer
Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 376.

A BILL FOR AN ACT to amend section 60-305.08, Reissue Revised Statutes of Nebraska, 1943, and section 60-311, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 566, Eighty-second Legislature, First Session, 1971, relating to motor vehicle license plates; to provide that a decal rather than a plate shall be issued for temporary nonresident registration; to provide for annual issuance of plates; to require that plates be purchased through competitive bidding; to provide for personalized prestige license plates as prescribed; to provide fees; and to repeal the original sections and also section 83-122, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Barnett Carpenter Carsten Carstens Clark
DeCamp Duis Epke Goodrich Kennedy
Keyes Kime Klaver Kokes Kremer
Lewis Mahoney Maresh Marvel Morgan
Moylan Orme Savage Schmit Skarda
Snyder Stromer Stull Swanson Syas
Waldo Waldron Warner Ziebarth

Voting in the negative, 12:

Burbach Craft Elrod Hasebroock Holmquist
Johnson Luedtke Nore Proud Simpson
Whitney Wiltse

Not voting, 3:

Chambers Stahmer Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 484.

A BILL FOR AN ACT to amend sections 21-1908, 21-1913, 21-1948, 21-1951, 21-1981, 21-1982, 21-1996, and 21-19,100, Reissue Revised Statutes of Nebraska, 1943, relating to the Nonprofit Corporation Act; to require additional information upon change of resident agent; to provide for notice as prescribed; to provide for voluntary dissolution provisions; to require additional information by the Secretary of State in notice of fees; to eliminate the requirement for sworn or affirmed oaths or affirmation; to provide for biennial rather than annual reports and fees; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett Burbach Carpenter Carsten Clark
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Johnson Kennedy
Keyes Klaver Kokes Kremer Lewis
Luedtke Maresh Marvel Morgan Moylan
Orme Proud Savage Schmit Simpson
Skarda Snyder Stromer Stull Swanson
Syas Waldo Waldron Wallwey Warner
Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 6:

Carstens Chambers Kime Mahoney Nore
Stahmer

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 648.

A BILL FOR AN ACT to amend sections 69-1311 and 69-1317, Revised Statutes Supplement, 1969, relating to abandoned property; to provide for notice and contents thereof, and when and where published; to create a cash fund and provide the source thereof; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Keyes Kime Klaver Kokes
Kremer Lewis Luedtke Mahoney Maresh

Marvel Morgan Moylan Nore Orme
Proud Savage Schmit Simpson Skarda
Snyder Stromer Stull Swanson Syas
Waldo Waldron Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 2:

Chambers Stahmer

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

RESOLUTIONS

LEGISLATIVE RESOLUTION 37.

Introduced by the Judiciary Committee; Roland Luedtke, 28th District, Chairman; Harold Simpson, 46th District; Fred Carstens, 30th District; Walter Epke, 24th District; John DeCamp, 40th District; Terry Carpenter, 48th District and P. J. Morgan, 4th District.

WHEREAS, The United States Supreme Court has recently placed a great deal of emphasis on the rights of indigent litigants as evidenced TATE v SHORT ---U. S.--- (1971), and

WHEREAS, there is concern throughout the country for the individuals this society has committed to its penal and correctional institutions and for the rehabilitation provided therein, and

WHEREAS, there is growing concern throughout the legal profession and among laymen alike in regard to the judicial system of this state and nation and its ability to render justice in lieu of the staggering caseload now confronting it, and

WHEREAS, concern is continuing to mount in the area of law enforcement to the extent that crime cannot be permitted to increase at its present rate, and

WHEREAS, the above expressed concerns are shared by the Eighty-second Legislature, First Session, 1971, and The Nebraska Commission on Law Enforcement and Criminal Justice.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE, FIRST SESSION, 1971:

1. That the Executive Board of the Legislative Council appoint an interim study committee to consist of the present members of the Judiciary Committee to work in cooperation with the Nebraska Commission on Law Enforcement and Criminal Justice to study possible areas of reform in the areas of indigent litigants, correctional institutions, courts, and law enforcement.

2. That the committee be authorized to make use of any funds or other resources available from the Nebraska Commission on Law Enforcement and Criminal Justice.

3. That this committee shall study the areas mentioned above and submit a report to the Eighty-second Legislature, Second Session, 1972, concerning any proposed areas of reform and any specific measures deemed necessary by the committee.

LR 37 was referred to the Executive Committee.

LEGISLATIVE RESOLUTION 38.

Introduced by Calvin Carsten, 2nd District.

WHEREAS, there has been a tremendous increase in the number of families living in mobile homes; and

WHEREAS, many communities in Nebraska are receiving requests for the establishment of additional trailer or mobil home courts; and

WHEREAS, the present method of taxing these mobile homes does not begin to reimburse these local communities for the services provided those living therein; and

WHEREAS, the problems related to this situation will continue to grow as more and more families seek living accommodations in mobile homes.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Executive Board of the Legislative Council appoint a committee to make a study of the local governmental problems resulting from the increase in mobile home living.

2. That the study particularly emphasize the problem of finding a method of taxing mobile homes in a manner equitable both to the owners and occupants thereof, and the governmental units, including school districts, furnishing them essential service.

3. That the committee submit its report and recommendations to the 1972 session of the Legislature.

LR 38 was referred to the Executive Committee.

UNANIMOUS CONSENT–Withdraw Motion

Mr. Morgan asked unanimous consent to withdraw his motion found in the Legislative Journal on page 1170, for the Fifty-Seventh Day. No objections. So ordered.

LEGISLATIVE RESOLUTION 35. Mr. Proud offered the following amendment to LR 35, which was adopted by a vote of 37 ayes, 0 nays and 12 not voting:

Add a new paragraph after the second "WHEREAS" as follows:

"WHEREAS, the President of the United States has agreed to review the findings of said military court;"

Strike the last paragraph and insert the following paragraph:

"That this Legislature fully approves the action of the President and commends him for it".

Mr. Proud asked unanimous consent to have the name of Morgan added to LR 35. No objections. So ordered.

LR 35 was adopted by a vote of 38 ayes, 0 nays and 11 not voting.

Mr. Proud requested a copy of the resolution as amended be sent to the President of the United States and members of the Nebraska Congressional Delegation.

MESSAGES FROM THE GOVERNOR

April 5, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills No. 337A, 337, 589, 829, 618, 597, 590, 453, 382, 372 and 269. These bills were signed by me on April 2, 1971, and delivered to the Secretary of State.

Yours very truly,
(Signed) J. James Exon
Governor

JJE:do

April 5, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bill No. 413. This bill was signed by me on April 5, 1971 and delivered to the Secretary of State.

Yours very truly,
(Signed) J. James Exon
Governor

JJE:fw

April 5, 1971

Mr. President, Mr. Speaker, and
Members of the Legislature
State Capitol Building
Lincoln, Nebraska

Dear Senators:

This is to imform your honorable body I have made the following appointment requiring legislative confirmation:
Director, Department of Aeronautics – Nicolas N. Smeloff

I respectfully submit this appointment for your consideration.

Yours, very truly,
(Signed) J. James Exon
Governor

JJE:do

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on April 6, 1971 at 9:30 a.m.: LB 464 and LB 854.

(Signed) Barbara Jackson, Enrolling Clerk

UNANIMOUS CONSENT–Withdraw LB 765

Mr. Duis renewed his request found in the Legislative Journal on page 1183 for the Fifty-Eighth Day to withdraw LB 765. No objections. So ordered.

APPROPRIATIONS BILL

The following bill was read by title for the first time:

LEGISLATIVE BILL 648A. By Roland Luedtke, 28th District; Fred W. Carstens, 30th District, Walter H. Epke, 24th District; Harold D. Simpson, 46th District; John DeCamp, 40th District; Terry Carpenter, 48th District.

A BILL FOR AN ACT to appropriate fifty-seven thousand two hundred twenty-eight dollars from the Unclaimed Property Cash Fund for the period July 1, 1971 to June 30, 1972 to the State Treasurer, Agency 12, for Program 512, to aid in carrying out the provisions of Legislative Bill 648, Eighty-second Legislature, First Session, 1971.

MOTION—Introduce Bill

Mr. Luedtke moved the introduction of a new bill by the Judiciary Committee to be known as LB 1019. The motion prevailed with 39 ayes, 0 nays and 10 not voting.

BILL ON FIRST READING

LEGISLATIVE BILL 1019. By the Judiciary Committee, Roland Luedtke, Chairman, 28th District; Harold D. Simpson, 46th District; Terry Carpenter, 48th District; Fred W. Carstens, 30th District; Walter H. Epke, 24th District; John DeCamp, 40th District; P. J. Morgan, 4th District.

A BILL FOR AN ACT relating to the Legislature; to create the Nebraska Law Enforcement and Justice Advisory Committee to consist of the members of the Committee on Judiciary; to provide duties for the committee; and to declare an emergency.

MOTION—Raise LB 911

Mr. Goodrich moved to suspend the rules and place LB 911 on General File notwithstanding the action of the committee. Laid over.

VISITORS

Mr. Epke introduced 15 students and their teacher, Mr. Joe Coble, from Gresham Public School, Gresham, Nebraska.

Mr. Ziebarth introduced 8 women from the Axtell Woman's Club and their President, Mrs. Milford Wendell.

Mr. Elrod introduced 54 students and their teachers, Mrs. Rother, Mrs. Cunningham and Leland Essary, from Lincoln School, Grand Island, Nebraska.

Mrs. Orme introduced 22 students and their teacher, Mrs. Fry, from the Blessed Sacrament School, Lincoln, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 401. Title read. Explained.

Advanced to Enrollment & Review with 37 ayes, 5 nays and 7 not voting.

EASE

On a motion by Mr. Carpenter, which was adopted, the Legislature was at ease from 10:00 to 10:49 a.m. for a visit by Mr. Robert Devaney, Athletic Director at the University of Nebraska.

GENERAL FILE

LEGISLATIVE BILL 87. Standing Committee Amendment No. 1 found in the Legislative Journal on page 1180 for the Fifty-Eight Day was adopted.

Mr. Proud offered the following amendment to Standing Committee Amendment No. 2:

After line 4 strike all new matter and insert "and be deposited in the general fund".

Mr. Proud requested a record vote.

Voting in the affirmative, 9:

Carstens Kennedy Keyes Klaver Moylan
Proud Skarda Stromer Waldo

Voting in the negative, 33:

Barnett Burbach Carpenter Carsten Clark
Craft DeCamp Epke Goodrich Hasebroock
Holmquist Johnson Kime Kokes Lewis
Luedtke Mahoney Marvel Morgan Nore
Orme Savage Schmit Simpson Snyder
Stull Swanson Syas Waldron Wallwey
Warner Whitney Ziebarth

Not voting, 7:

Chambers Duis Elrod Kremer Maresh
Stahmer Wiltse

The Proud amendment lost with 9 ayes, 33 nays and 7 not voting.

Standing Committee Amendment No. 2 was adopted by a vote of 39 ayes, 3 nays and 7 not voting.

Standing Committee Amendments No. 3, 4, 5, 6 and 7 were adopted by a vote of 37 ayes, 0 nays and 12 not voting.

Advanced to Enrollment & Review with 41 ayes, 3 nays and 5 not voting.

VISITORS

Mr. Swanson introduced Mr. Emil Ekwahl, Lincoln, Nebraska; and Mrs. Louis Lundstrom and Carl Lundstrom, Milford, Michigan.

Mr. Johnson introduced Mr. and Mrs. Marlen Wolfe and Mary and Mark, Fremont, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 725A. Title read. Explained.

Advanced to Enrollment & Review with 27 ayes, 7 nays and 15 not voting.

COMMITTEE MEETINGS—Executive Sessions

Mr. Kokes announced the Revenue Committee would meet today at 1:00 p.m. in the East Chamber.

Mr. Marvel announced the Budget Committee would meet today at 2:00 p.m.

Mr. Klaver announced the Banking, Commerce and Insurance Committee would meet today at 1:00 p.m. in the East Lounge.

Mr. Kennedy announced the Health and Welfare Committee would meet today at 1:10 p.m.

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 741. Placed on General File as amended.
Standing Committee amendment to LB 741:

1. On page 4, strike lines 2 to 15 and insert the following:

"(7) Specific learning disability shall mean those children who manifest an educationally significant discrepancy between their estimated intellectual potential and their actual level of performance in one or more of the processes of language, perception, reading, spelling, arithmetic or writing, which may or may not be accompanied by demonstrable central nervous system dysfunctions or behavioral disturbances. Such term shall not include children who have learning problems which are primarily the result of (a) visual, hearing, or motor handicaps, (b) mental retardation, (c) emotional disturbance, (d) environmental disadvantage, or (e) other problems otherwise provided for in this section.".

(Signed) Don Elrod, Chairman

Agriculture and Recreation

LEGISLATIVE BILL 536. Indefinitely postponed.

LEGISLATIVE BILL 709. Indefinitely postponed.

LEGISLATIVE BILL 836. Indefinitely postponed.

LEGISLATIVE BILL 914. Indefinitely postponed.

LEGISLATIVE BILL 963. Indefinitely postponed.

(Signed) Loran Schmit, Chairman

RECESS

At 11:51 a.m., on a motion by Speaker Hasebroock, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:02 p.m., Speaker Hasebroock presiding.

The roll was called and all members were present except Messrs. Chambers, Stahmer, Marvel, Clark, Nore, Savage, Wallwey, Whitney, Ziebarth and Mrs. Orme who were excused.

MEMBERS EXCUSED

Mr. Simpson asked unanimous consent to be excused at 3:30 p.m. for the remainder of the day. No objections. So ordered.

Mr. Duis asked unanimous consent to be excused from 2:30 until 3:40 p.m. No objections. So ordered.

MESSAGE FROM THE GOVERNOR

April 6, 1971

Mr. President, Mr. Speaker, and
Members of the Legislature
State Capitol Building
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body I have made the following appointment requiring legislative confirmation:

Liquor Control Commission – Edward Robinson, 500 South 37th Street, Omaha, Nebraska.

I respectfully submit this appointment for your consideration.

Yours very truly,
(Signed) J. James Exon
Governor

JJE:do

VISITORS

Mr. Barnett introduced 25 students and their teachers, Mrs. Ramsey and Mr. Wibbles, from Robin Mickle Junior High, Lincoln, Nebraska.

Mr. Epke introduced 54 students and their teacher, Charles Brown, from York High School, York, Nebraska.

REFERENCE COMMITTEE REPORT

LB	**Committee**
1019	General File

(Signed) William F. Swanson, Chairman

GENERAL FILE

LEGISLATIVE BILL 576. Title read. Explained.

Advanced to Enrollment & Review with 35 ayes, 0 nays and 14 not voting.

LEGISLATIVE BILL 753. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 845 for the Forty-Third day was adopted.

Advanced to Enrollment & Review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 435. Title read. Explained.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 441. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 878 for the Forty-Fourth Day was adopted.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

UNANIMOUS CONSENT—Withdraw LB 577

Mr. F. Carstens asked unanimous consent to withdraw LB 577. Laid over.

LEGISLATIVE BILL 547. Title read. Explained.

Advanced to Enroliment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 579. Title read. Explained.

Advanced to Enrollment & Review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 427. Title read. Explained.

Mr. Carpenter offered the following amendment to the Standing Committee amendments which were adopted:

Strike $5.00 and insert $2.00, Sec. 3, line 21, page 4.

Mr. Carpenter offered the following amendment to the Standing Committee amendments which were adopted:

Section one, line 2, strike "One year" insert "six months"
Section ten, line 8, strike "one year", ansert "six months".

Messrs. DeCamp and Morgan offered the following amendments to the Standing Committee amendments which were adopted:

Amend the Standing Committee amendments as follows (page and line numbers are referred to as they appear in the amendments as reproduced for the bill books and distribution):

1. In section 1, page 2, line numbered 17, strike "one hundred" and insert "seventy-five"; on page 3, line numbered 5, strike "one hundred" and insert "seventy-five"; and reinstate the stricken matter in lines numbered 13 to 16, and in line numbered 14 after "any" insert "apartment house,".

2. In section 2, page 3, lines numbered 5, 12, and 14, strike "one hundred" and insert "seventy-five"; and reinstate the stricken last sentence, and in line numbered 23 after "any" insert "apartment house,".

Standing Committee amendments found in the Legislative Journal on page 884 for the Forty-Fifth Day were adopted as amended.

Mr. DeCamp asked unanimous consent to have his name added to LB 427. No objections. So ordered.

Mr. Carpenter offered the following amendment which was adopted by a vote of 30 ayes, o nays and 19 not voting.

Add the emergency clause.

Advanced to Enrollment & Review with 34 ayes, 0 nays and 15 not voting.

PRESIDENT MARSH PRESIDING

VISITORS

Mr. Swanson introduced 25 students and their teachers, Mrs. Jack Frost and Miss Vicki Van Steenberg and Aid, Miss Huisman, from Irving Junior High School, Lincoln, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 720. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 842 for the Forty-Second Day was adopted.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 564. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 886 for the Forty-Fifth Day were adopted.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 645. Title read. Explained.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 653. Title read. Explained.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 962. Title read. Explained.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 583. Title read. Explained.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 847. Title read. Explained.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 873. Title read. Explained.

Advanced to Enrollment & Review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 757. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 955 for the Forty-Seventh Day were adopted.

Laid over.

LEGISLATIVE BILL 750. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 981 for the Forty-Ninth Day was adopted.

Mr. Carpenter offered the following amendments which were adopted:
Sec. 1, line 8, strike $5000 and insert $2000.
Strike may, insert shall.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 757. Title read. Explained.

Mr. Holmquist offered the following amendments which were adopted:

1. On page 3, lines 21 through 23, reinstate the stricken matter.
2. On page 13, after the comma in line 8, strike the new matter through line 9, and renumber subdivisions 7 to 11 as subdivisions 6 to 10.

Mr. Holmquist moved to advance LB 757 to Enrollment and Review.

Mr. Swanson requested a Call of the House. Mr. Swanson moved to raise the Call. The motion prevailed with 27 ayes, 1 nay and 21 not voting.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 874. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 981 for the Forty-Ninth Day was adopted.

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 891. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 981 for the Forty-Ninth Day was adopted.

Mr. F. Carstens offered the following amendment which was adopted:

1. In new section 1, reinstate the stricken matter beginning with "to" in line 9 through "any" in line 10.

Advanced to Enrollment & Review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 883. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 981 for the Forty-Ninth Day was adopted.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 841. Title read. Explained.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 634. Title read. Explained.

Advanced to Enrollment & Review with 29ayes, 0 nays and 20 not voting.

RESOLUTIONS

LEGISLATIVE RESOLUTION 39.

Introduced by Duke Snyder, 14th District.

WHEREAS, Governor J. J. Exon has proclaimed April, Nebraska Environmental Action Month; and

WHEREAS, air, noise, water, land and sight pollution are destroying our natural resources; and

WHEREAS, one tree fights five environmental problems by absorbing harmful gasses and carbon dioxide; producing clean oxygen to breathe; moderating temperatures; helping to reduce noise levels and creating homes for wildlife; and

WHEREAS, all it takes is a tree, a spade and one person to take action to put fresh air in a neighborhood, and to help replace the thousands of trees that have recently been lost.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. Nebraskans are urged to act promptly by joining the PLANT TREES NOW program to alleviate ecological deterioration.
2. Each capable Nebraskan is hereby appointed Chairman of: The Committee-Of-One-To-Get-Things-Done; to plant trees now; to work in a thorough, statewide clean-up at home, in alleys, vacant lots and streets.
3. April should be highlighted with special honors as Nebraska is the founding state of Arbor Day established by J. Sterling Morton of Nebraska City and further, famous as, "The Tree Planter State."
4. Every Nebraskan is urged to take personal action to understand and work for environmental correction programs and legislation to control large problems.
5. Every Nebraskan is urged to make an effort to applaud positive action and urge progressive programs, while continuing to pick up his own personal clutter.

6. Nebraskans are urged to remember while working now, that we enjoy long lives, economic and healthful abundance because pioneer families used common sense and action to develop our natural resources, and even while their problems were larger than they were in technical resources, they faced them every Spring and conquered.

7. Nebraskans are urged to start again this Spring to take personal action by recognizing Nebraska Environmental Action Month now and during every month of the year.

Laid over.

GENERAL FILE

LEGISLATIVE BILL 917. Title read. Explained.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 766. Title read. Explained.

Advanced to Enrollment & Review with 35 ayes, 0 nays and 14 not voting.

LEGISLATIVE BILL 524. Title read. Explained.

Advanced to Enrollment & Review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 682. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 1019 for the Fifty-First Day was adopted.

Advanced to Enrollment & Review with 34 ayes, 0 nays and 15 not voting.

MESSAGE FROM THE GOVERNOR

April 6, 1971

Mr. President, Mr. Speaker, and
Members of the Legislature
State Capitol Building
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body I have made the following appointments requiring legislative confirmation:

Nebraska Educational Television Commission

Mrs. Violet Richter, Route 3, Box 121, Kearney, Nebraska
Mr. James M. McGaffin, Jr. 303 South 51st, Omaha

Mr. John C. Prasch, Superintendent of Schools, Lincoln
Mr. Joseph Maresh, Dodge, Nebraska
Mrs. Don Popken, Brady, Nebraska
Dr. Philip Heckman, Doane College, Crete, Nebraska
Dr. Francis J. Brown, Genoa, Nebraska

These appointments are for four year terms expiring January 9, 1975.

I respectfully submit these appointments for your consideration.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:do

GENERAL FILE

LEGISLATIVE BILL 912. Title read. Explained.

Advanced to Enrollment & Review with 32 ayes, 0 nays and 17 not voting

SPEAKER HASEBROOCK PRESIDING

LEGISLATIVE BILL 680. Title read. Explained.

Mr. Carpenter offered the following amendments which were adopted:

1. Amend the bill by adding three new sections to be known as sections 29 to 31 as follows:

"Sec. 29. That section 83-1,102, Revised Statutes Supplement, 1969, be amended to read as follows:

83-1,102. The Parole Administrator shall:

(1) Supervise and administer the Office of Parole Administration;

(2) Establish and maintain policies, standards and procedures for the field parole service;

(3) Divide the state into parole districts and appoint district parole officers, deputy parole officers, if required, and such other employees as may be required to carry out adequate parole supervision of all parolees, adequate probation supervision of probationers as ordered by district judges, prescribe their powers and duties, and obtain office quarters for staff in each district as may be necessary;

(4) Cooperate with the Board of Parole, the courts, and all other agencies, public and private, which are concerned with the treatment or welfare of persons on parole;

(5) Provide the Board of Parole and district judges with any record of a parolee or probationer which it may require;

(6) Make recommendations to the Board of Parole or district judge in cases of violation of the conditions or parole or

probation, issue warrants for the arrest of parole or probation violators when so instructed by the board or district judge, notify the Director of Corrections of determinations made by the board, and upon instruction of the board, issue certificates of parole and of parole revocation to the facilities, and certificates of discharge from parole to parolees;

(7) Organize and conduct training programs for the district parole officers and other employees; and

(8) Exercise all powers and perform all duties necessary and proper in carrying out his responsiblities.

Sec. 30. That section 83-1,103, Revised Statutes Supplement, 1969, be amended to read as follows:

83-1,103. The field parole service, consisting of district parole officers and deputy parole officers working under the direction of the Parole Administrator or district judge, shall be responsible for the investigation, supervision, and assistance of parolees or probationers. The field parole service shall be sufficient in size to assure that no district parole officer carries a caseload larger than is compatible with adequate parole investigation or supervision.

Sec. 31. That section 83-1,104, Revised Statutes Supplement, 1969, be amended to read as follows:

83-1,104. A district parole officer shall:

(1) Make investigations, prior to a committed offender's release on parole, in cooperation with institutional caseworkers and the Board of Parole to determine the adequacy of parole plans and make reasonable advance preparation for release on parole;

(2) Assist parolees or probationers to comply with the conditions of parole or probation and to make a successful adjustment in the community;

(3) Supervise parolees or probationers by keeping informed of their conduct and condition;

(4) Make such reports as required by the Parole Administrator or district judge to determine the effectiveness of the parole system or the progress of an individual parolee or probationer;

(5) Cooperate with social welfare agencies;

(6) Observe the work of any deputy parole officer under his supervision from time to time;

(7) Inform the Parole Administrator when, in his opinion, any eleigible parolee's conduct and attitude warrant his discharge from supervision, or when any parolee's or probationer's violation of the conditions or parole or probation is of sufficient seriousness to require action by the Board of Parole or district judge and whenever necessary exercise the power of arrest as provided in section 83-1,119;

(8) Delegate in his discretion any of the above responsibilities to a deputy parole officer if provided for his district; and

(9) Exercise all powers and perform all duties necessary and proper in carrying out his responsibilities."

2. On page 30, line 20 renumber section 29 as 32 and on page 30, line 22 strike "and" and after 29-2216 insert "83-1,102, 83-1,103, and 83-1,104,".

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 670. Title read. Explained.

Mr. Luedtke offered the following amendments which were adopted:

Section 3, Subparagraph (3), lines 19 and 25, page 6, by deleting the new matter in line 19 and restoring the stricken matter and by striking the word "such" after the word "the" in line 25 and inserting in lieu thereof the word "said".

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 676. Title read. Explained.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 793. Title read. Explained.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 226. Title read. Explained.

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 641. Title read. Explained.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

ADJOURNMENT

At 4:26 p.m., on a motion by Mr. Proud, the Legislature adjourned until 9:00 a.m., Wednesday, April 7, 1971.

Vincent D. Brown
Clerk of the Legislature

SIXTIETH DAY—APRIL 7, 1971

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

SIXTIETH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, April 7, 1971

Pursuant to adjournment, the Legislature met at 9:04 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Almighty Father, the strength of all value and spirits, be Thou with us when we are tried to the uttermost. As Thou didst strengthen the will of Christ in Gethsemane and walk with him, his unseen comrade on the road to Calvary, so do Thou walk with us on the straight hard road of duty and the following of Thy will. As we follow the path of sacrifice, grant that we may endure hardship as good soldiers of Jesus Christ. Strengthen us by discipline, refine our spirits as by fire and grant that we steadfastly may set our hearts upon the realities that are eternal. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Chambers and Stahmer who were excused.

ANNOUNCEMENT

Mr. Swanson announced that the Executive Board had reviewed the matter of unexcused absences by senators and recommended that the Legislative Journal show those senators absent and excused and those absent and not excused.

Also points of personal privilege would be noted in the Legislative Journal only when submitted in writing or on request of the Senator except for introduction of guests, which will continue to be printed as before.

PERSONAL PRIVILEGE

The President announced he had arranged for the Austrian Pines that were given the members, came from the Nebraska State Forest at Halsey, Nebraska, were furnished by Mr. Buzz Benson, acting State Forester.

The trees are symbolic of our Number 1 State position as originator of Arbor Day and the designation as the Tree Planter State.

MEMBERS EXCUSED

Mr. Kremer asked unanimous consent to be excused Tuesday and Wednesday, April 13 and 14. No objections. So ordered.

Mr. Swanson asked unanimous consent to be excused from 12:00, noon, until 2:30 p.m. No objections. So ordered.

Mr. Nore asked unanimous consent to be excused Tuesday, April 13. No objections. So ordered.

Mr. Hasebroock asked unanimous consent to be excused today from 10:30 a.m. to 2:30 p.m. No objections. So ordered.

Mr. Mahoney asked unanimous consent to be excused at 12:00, noon, today. No objections. So ordered.

NOTICE OF COMMITTEE HEARING

Committee on Committees

The Committee on Committees will meet at 1:00 p.m. on Monday, April 19, in the Legislative Council Hearing Room for the purpose of hearing the following appointments submitted by former Governor Norbert T. Tiemann and Governor J. J. Exon:

C. Winfield Saults - State Board of Health (Reset)
Dr. Richard L. Tollefson - State Board of Health (Reset)
Lee R. Wells - Game and Parks Commission (Reset)
Nicolas N. Smeloff - Director, Department of Aeronautics
Edward Robinson - Liquor Control Commission
Mrs. Violet Richter - Nebraska Educational Television Commission
James M. McGaffin, Jr. - Nebraska Educational Television Commission
John C. Prasch - Nebraska Educational Television Commission
Joseph Maresh - Nebraska Educational Television Commission
Mrs. Don Popken - Nebraska Educational Television Commission

Dr. Philip Heckman - Nebraska Educational Television Commission
Dr. Francis J. Brown - Nebraska Educational Television Commission

(Signed) Richard F. Proud, Chairman

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 959. Placed on General File as amended.
Standing Committee amendments to LB 959:

1. Strike original sections 1 and 2 and insert:

"Section 1. That section 26-108, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

26-108. The clerk of the court shall be appointed by the judges thereof, and shall hold his office until his successor is appointed and qualified, unless sooner removed by a majority vote of the judges. The clerk shall be a resident of the city where the court is held, and before assuming the duties of his office he shall take the oath required by law of clerks of the district court, and execute, in favor of the city in which the court is held, a bond signed by two or more sureties who shall each qualify in twice the amount of the bond, or some responsible surety or bond company authorized by law to execute surety bonds in this state, to be approved by the county board or a judge of the district court, in the sum of ~~ten~~ twenty-five thousand dollars, conditioned for the faithful performance of his duties as such clerk of the municipal court. The clerk shall have the same power in the municipal court, unless otherwise herein specifically provided, as the clerk of the district court in the county in which the municipal court exists, and shall keep and be custodian of the records of the court. He shall receipt and account for all fees and money received by him as such clerk, and shall deposit each day in some bank, approved by the judges of the court, all moneys so received by him. He shall keep a fee book in which he shall enter all fees and charges received by him at the time of payment, and the provisions of the district court code of civil procedure relative to dockets shall, as nearly as may be, apply to the dockets of the municipal court. The clerk shall receipt and account for all fees ~~and costs taxed and earned by~~ the court and shall pay the same into the city treasury at the end of each month, accompanied by a full and accurate statement of all such fees. , ~~as well as~~ those ~~taxed and uncollected.~~ All witness fees remaining unclaimed for ninety days after the same shall have been collected by the clerk, shall be forfeited to the city, and shall be paid to the city treasurer by the clerk, who shall report at the end of each month to the city treasurer all witness fees collected by him and in his possession.

Sec. 2. That section 26-1,106.01, Revised Statutes Supplement, 1969, be amended to read as follows:

26-1,106.01. A municipal court in a metropolitan, primary or first-class city shall use tape recordings for the preservation of testimony in all civil and criminal ~~cases~~ trials, and may be used in all other cases, as the court may direct. When an appeal is taken from a judgment of such municipal court, the court may order the transcription of such testimony, which transcript when certified to by the stenographer who made it and settled by the court as such shall constitute the bill of exceptions in the case, and shall be filed with the clerk of the district court in the manner provided by sections 26-1,106 and 29-612. The transcript, and any part thereof, shall be admitted as evidence in the district court when offered by the plaintiff or the defendant.

Sec. 3. That section 26-1,182, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

26-1,182. Constables in municipal court shall give bond in the amount of ~~twelve hundred~~ five thousand dollars signed by two or more sureties who shall each qualify in twice the amount of said bond, or by some responsible surety or bonding company authorized by law to execute surety bonds in this state, to be approved by the presiding judge of the district court of the county to be conditioned upon the faithful discharge of his duties as constable.

Sec. 4. That section 26-1,188, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

26-1,188. A warrant of arrest may be issued by any such judge, on which the person so charged may be arrested and brought before the court, when an opportunity to be heard in his defense or excuse must be given. The judge may thereupon discharge him or may convict him for the offense and adjudge a punishment by fine or imprisonment, or both; such fine not to exceed ~~fifty~~ five hundred dollars, nor such imprisonment ~~ten days.~~ six months.

Sec. 5. That section 29-1108, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

29-1108. When a forfeiture of a recognizance has not been set aside, the court in which the proceeding is pending shall on motion enter a judgment of default and execution may issue thereon. Where a cash deposit has been made in lieu of a surety or sureties as provided in section 29-901, the cash deposit shall upon forfeiture of the recognizance be paid into the county treasury upon the entry of order of forfeiture of the bond after first deducting all court costs due and owing such court. By entering into a bond, the obligors submit to the jurisdiction of the court, and irrevocably appoint the clerk of the court as their agent upon whom any papers affecting their liability may be served. The liability upon the bond may be enforced on motion without the necessity of an independent action. The motion and such notice of the motion as the court prescribes may be served on the clerk of the court, who shall forthwith mail copies thereof to the obligors to their last-known addresses.

Sec. 6. That original sections 26-108, 26-1,182, 26-1,188, and 29-1108, Reissue Revised Statutes of Nebraska, 1943, and section 26-1,106.01, Revised Statutes Supplement, 1969, are repealed.".

(Signed) Roland Luedtke, Chairman

Public Health and Welfare

LEGISLATIVE BILL 952. Indefinitely postponed.

(Signed) Thomas C. Kennedy, Chairman

Revenue

LEGISLATIVE BILL 624. Indefinitely postponed.

(Signed) Rudolf C. Kokes, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 591. Replaced on Select File as amended.
Enrollment and Review amendments to LB 591:

1. In the last line of the Swanson amendment adopted 4/5/71, strike the period and insert a period at the end of the line.
2. In the title strike beginning with the first "to" in line 6 through the semicolon in line 7.

(Note that the Swanson amendment adopted 4/5/71 refers to the Final Reading printed bill.)

LEGISLATIVE BILL 78. Placed on Select File as amended. Enrollment and Review amendments to LB 78:

1. In the title, strike lines 2 to 5 and insert: "FOR AN ACT to amend section 28-921, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to provide for exceptions from criminal liability; and to repeal the original section.".

LEGISLATIVE BILL 530. Placed on Select File as amended. Enrollment and Review amendments to LB 530:

1. In the standing committee amendment, line 2, strike the first comma.

2. In the title, strike line 4 and "prescribed" in line 5 and insert "clarify provisions".

LEGISLATIVE BILL 554. Placed on Select File.

LEGISLATIVE BILL 582. Placed on Select File as amended. Enrollment and Review amendments to LB 582:

1. On page 2, line 9, strike the comma.

2. For correlation purposes, on page 2, line 2, insert ", as amended by section 1, Legislative Bill 211, Eighty-second Legislature, First Session, 1971" after "1943"; in line 13, strike "nine months" and insert "one hundred seventy-five days"; after "district" in line 13 insert ", except that in the event of the failure of any district which receives twenty per cent or more of its total receipts for general fund purposes from federal sources, to actually receive receipts anticipated at the time of the adoption of the school budget from taxes, state funds, federal funds, tuition, or other sources, the board of education of such district may, at any time during the school year, elect to close all or part of its schools."; and strike the balance of the section.

3. Section 79-468 having been repealed by LB 213, strike section 2 and renumber sections 3 and 4 as sections 2 and 3.

4. On page 3, strike lines 15 to 17 and insert: "Sec. 2. That original section 79-201, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 211, Eighty-second Legislature, First Session, 1971, is repealed.".

5. In the title, strike lines 2 and 3 and insert: "FOR AN ACT to amend 79-201, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 211, Eighty-second Legislature, First Session, 1971, relating".

LEGISLATIVE BILL 660. Placed on Select File as amended.

Enrollment and Review amendments to LB 660:

1. In standing committee amendment 1, line 1, strike "page 1" and insert "page 2".

2. On page 2, insert a comma after "Services" in line 5 and after "administered" in line 15; and in line 6 strike "the" and insert "that".

3. On page 3, lines 12 and 15, strike "division" and insert "program".

4. In the title, line 3, strike "Division" and insert "Program"; in line 5 strike "division" and insert "program"; and strike beginning with "to" in line 5 through the semicolon in line 8.

LEGISLATIVE BILL 660A. Placed on Select File.

LEGISLATIVE BILL 675. Placed on Select File as amended. Enrollment and Review amendment to LB 675:

1. In the title, insert "telephone and" at the end of line 7; and in line 10 insert "to rename the telecommunications division as a bureau;" after the semicolon.

LEGISLATIVE BILL 678. Placed on Select File as amended. Enrollment and Review amendments to LB 678:

1. For correlation purposes, on page 2, line 2, page 13, line 17, and in the title, line 3, insert ", as amended by section 2, Legislative Bill 396, Eighty-second Legislature, First Session, 1971" after "1943"; on page 4, line 3, strike "~~and~~"; in line 5 strike the stricken period and insert "~~; and~~"; and after line 5 insert:

"~~(16) Cabin trailer shall mean any rigid vehicle without motive power designed for towing behind a motor vehicle and designed for living quarters of which there shall be three classes:~~

~~(a) Travel trailer which shall include cabin trailers not more than eight feet in width, not more than thirty-five feet in length from front hitch to rear bumper, less than six thousand pounds manufacturers' weight, and may be used for occasional and temporary living quarters;~~

~~(b) Mobile home which shall include cabin trailers more than seven and one-half feet wide, more than thirty feet long, and may be used as a residential dwelling; and~~

~~(c) Camping trailer which shall include cabin trailers less than seven and one-half feet wide, adjusted mechanically smaller for towing and may be used as a temporary dwelling.~~".

2. On page 4, line 10, strike "U. S." and insert "United States"; and in line 27, strike the

semicolon and insert an underscored comma.

3. On page 5, after line 11, insert:

"(7) Cabin trailer shall mean any rigid vehicle without motive power designed for towing behind a motor vehicle and designed for living quarters of which there shall be three classes:

(a) Travel trailer which shall include cabin trailers not more than eight feet in width, not more than thirty-five feet in length from front hitch to rear bumper, less than six thousand pounds manufacturers' weight, and may be used for occasional and temporary living quarters;

(b) Mobile home which shall include cabin trailers more than seven and one half feet wide, more than thirty feet long, and may be used as a residential dwelling; and

(c) Camping trailer which shall include cabin trailers less than seven and one half feet wide, adjusted mechanically smaller for towing and may be used as a temporary dwelling;".

4. On page 5, line 12, strike "(7)" and insert "(8)"; in line 17 strike "is" and insert "shall be"; and strike lines 20 and 21.

5. On page 6, line 4, strike "include" and insert "included"; in line 17, strike "of this state"; after line 17 insert:

"(13) Director shall mean the Director of Motor Vehicles;" and renumber the succeeding subdivisions in section 1 as subdivisions (14) to (54).

6. On page 6, strike the comma in line 26.

7. On page 7, line 3, strike "none" and insert "there are no lateral curb lines".

8. On page 10, line 10, strike "this section" and insert "the statute providing for revocation"; and in line 12, strike "the right of one" and insert "by one vehicle or pedestrian over another".

9. On page 12, lines 26 and 27, strike "in this section" and insert "by law".

10. On page 13, line 16, and in the title, line 2, insert "39-771, Revised Statutes Supplement, 1969, and section" after "section".

11. On page 13, line 17, strike "is" and insert "are".

12. In the title, insert "to provide an exception;" at the end of line 5; and in line 6, strike "section" and insert "sections".

LEGISLATIVE BILL 357. Correctly engrossed.

LEGISLATIVE BILL 691. Correctly engrossed.

LEGISLATIVE BILL 74. Correctly enrolled.

LEGISLATIVE BILL 376. Correctly enrolled.

LEGISLATIVE BILL 484. Correctly enrolled.

LEGISLATIVE BILL 648. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 74, LB 376, LB 484 and LB 648.

MOTION–Return LB 478 to Select File

Mr. Clark moved to return LB 478 to Select File for the following specific amendment:

1. Amend section 2 to read as follows:

"Sec. 2. Whenever any person or persons owning any real property within and adjacent to the corporate limits of any city of the first class or whenever the owner or owners of any unoccupied territory so situated owning land of not less than twenty acres shall desire to have the same disconnected therefrom, they may file request with the city council, asking that such territory be detached therefrom. The request shall contain the legal description of the property sought to be detached. If the city council determines that the property meets the requirements of this section and that part or all thereof ought to be detached, it shall by a majority vote of its members order such property detached from the city. A certified copy of such order shall be filed by the city clerk in the office of the register of deeds.".

Add the emergency clause.

The motion prevailed with 41 ayes, 0 nays and 8 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 495.

A BILL FOR AN ACT to amend section 25-2154, Reissue Revised Statutes of Nebraska, 1943, relating to foreclosure of mortgages; to increase the fee for the certificate of satisfaction to be paid to the clerk of the district court as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Barnett
Burbach
Carpenter
Carsten
Carstens
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 2:

Chambers
Stahmer

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 684. With emergency.

A BILL FOR AN ACT to repeal sections 45-163, 45-164, 45-166, 45-167, 45-168, 45-169, 45-171, and 45-172, Reissue Revised Statutes of Nebraska, 1943, and section 45-165, Revised Statutes Supplement, 1969, relating to interest, as obsolete; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Barnett
Burbach
Carpenter
Carsten
Carstens
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Chambers Lewis Stahmer

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

RESOLUTIONS

LEGISLATIVE RESOLUTION 40.

Introduced by Gerald Stromer, 36th District; Richard Lewis, 38th District; E. Thome Johnson, 15th District.

WHEREAS, an individual or group has the right to develop a superior product as free enterprise; and

WHEREAS, individuals are important and have the right to have expression without governmental suppression or subsidy; and

WHEREAS, the emergence of a new campus newspaper, THE COURIER, at the University of Nebraska in Lincoln, seems to be following these basic principles; and

WHEREAS, a constructive effort by the young men and women of the Committee for Undisrupted Education are dedicated to the principle that a newspaper should not exist through forced subscriptions from mandatory student fees.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. The Legislature, wishes the paper success, that it will prove to be a responsible media, and employ sound principles of journalism and objective news reporting on the campus.

Laid over.

LEGISLATIVE RESOLUTION 41.

Introduced by Jerome Warner, 25th District.

WHEREAS, the Legislature provided state aid to schools beginning with the 1968-1969 school year; and

WHEREAS, the aid given schools should be reviewed to determine its effectiveness; and

WHEREAS, the intent of the Legislature in granting aid to schools was to reduce the mill levies on local districts of elementary and secondary schools; and

WHEREAS, a change in the formula of granting aid to elementary and secondary school districts should be studied to see the effect on local taxes by granting state aid; and

WHEREAS, members of the Legislature should have the advice of a study to see the equity of local financing within school districts.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That a committee be appointed to study the provisions for state aid to elementary and secondary schools to furnish information of the effectiveness of such aid and what alteration should be made for financing of local school districts from within the school district.
2. That the committee to complete its study and report to the 1972 Legislature with its findings and recommendations.

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 39. Legislative Resolution 39 found in the Legislative Journal on page 1206 for the Fifty-Ninth Day was adopted by a vote of 42 ayes, 0 nays and 7 not voting.

SELECT FILE

LEGISLATIVE BILL 867. Enrollment and Review amendments found in the Legislative Journal on page 1189 for the Fifty-Ninth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 506. Enrollment and Review amendment found in the Legislative Journal on page 1189 for the Fifty-Ninth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 508. Enrollment and Review amendment found in the Legislative Journal on page 1189 for the Fifty-Ninth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 535. Enrollment and Review amendments found in the Legislative Journal on page 1189 for the Fifty-Ninth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 568. Enrollment and Review amendments found in the Legislative Journal on page 1190 for the Fifty-Ninth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 599. Enrollment and Review amendment found in the Legislative Journal on page 1190 for the Fifty-Ninth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 614. Mr. Barnett offered the following amendment which was adopted.

Amend LB 614 to include Sec. 43-902, 43-904, 43-906. I would like to subsitute the word "Residents" for the word "inmates".

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 615. Enrollment and Review amendments found in the Legislative Journal on page 1190 for the Fifty-Ninth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 654. Enrollment and Review amendment found in the Legislative Journal on page 1190 for the Fifty-Ninth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 726. Enrollment and Review amendments found in the Legislative Journal on page 1190 for the Fifty-Ninth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 858. Enrollment and Review amendments found in the Legislative Journal on page 1190 for the Fifty-Ninth Day were adopted.

Mr. Luedtke offered the following amendments which were adopted:

1. On page 2, line 14, strike "Two" and insert "until September 20, 1985, two"; and on page 3, lines 7, 8, and 20, strike "five" and insert "four".
2. On page 4, line 8 strike "Such registration" and insert "Registration"; and strike the new matter and reinstate the stricken matter in lines 19 and 20.
3. On page 4, line 25, strike "a minimum of"; and in line 27 after "regarding" insert "such".

UNANIMOUS CONSENT—Withdraw LB 714

Mr. Waldron asked unanimous consent to withdraw LB 714. Laid over.

MOTION—Raise LB 650

Mr. Luedtke renewed his motion found in the Legislative Journal on page 1151 for the Fifty-Sixth Day to raise LB 650. The motion prevailed with 30 ayes, 11 nays and 8 not voting.

UNANIMOUS CONSENT—Withdraw LB 577

Mr. Fred Carstens renewed his request found in the Legislative Journal on page 1202 for the Fifty-Ninth Day to withdraw LB 577. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 152. Considered. Bracketed until April 19, 1971.

LEGISLATIVE BILL 398. Considered.

Advanced to Enrollment & Review with 33 ayes, 3 nays and 13 not voting.

LEGISLATIVE BILL 232. Title read. Explained. Laid over until April 14, 1971.

LEGISLATIVE BILL 402. Considered.

Advanced to Enrollment & Review with 33 ayes, 0 nays and 16 not voting.

MESSAGES FROM THE GOVERNOR

April 6, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills Nos. 174, 231, 245, 246, 300, 323, 403, 445, 447, 450, 459, 460, 469, 483, 485, 486, 487, 488, 489, 494, 581, 585, 609, 657, 698, 706, 723, 724, and 819; and Reengrossed Legislative Bills No. 126, 360, 381, and 1006. These bills were signed by me on April 5, 1971 and delivered to the Secretary of State.

Yours very truly,
(Signed) J. James Exon
Governor

JJE:fw

April 7, 1971

Mr. Vince D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bill No. 639A. This bill was delivered to the Secretary of State on April 7, 1971 without my signature.

Yours very truly,
(Signed) J. James Exon
Governor

JJE:fw

GENERAL FILE

LEGISLATIVE BILL 415. Title Read. Explained.

Standing Committee amendments found in the Legislative Journal on page 905 for the Forty-Fifth Day were adopted.

Mr. Ziebarth offered the following amendment which was adopted:

1. In the proposed amendments, page 4, third line from the bottom, strike "flood control measures as" and insert "measures authorized by section 3 of this act and which".
2. In proposed new section 3, line 5, insert "(1)" after "to"; and in line 6 insert "or (2) to protect for agricultural purposes land which because of high water table has become or is about to become swampy or marshy," after the comma.

Advanced to Enrollment & Review with 31 ayes, 2 nays and 16 not voting.

VISITORS

Mr. Skarda introduced Andy Mahoney, Louis Rhoades, Lenna Kirkpatrick, Lena Rhoades and their sponsors of Roosevelt School in Omaha.

Mr. Savage introduced 60 students of Marion High School and their teacher, Mike Sperin, Omaha, Nebraska.

Mr. Epke introduced 42 students from Henderson Jr. High School and their teachers, Ron Pauls and Vern Wood, Henderson, Nebraska.

Mr. Holmquist introduced 7 students from Macy Public School and their teacher, Anne R. Zeig, Macy, Nebraska.

Mr. Mahoney introduced Blue Bird group No. 69 from Robbins School and their teachers, Nancy Domina, Luciel Balaban, Jean Thompson and Kathy Kress of Omaha, Nebraska.

Mr. Keyes introduced his daughters Gloria Sass and Jodine Osborn.

GENERAL FILE

LEGISLATIVE BILL 588. Considered.

Mr. Warner renewed his motion to adopt the amendments found in the

Legislative Journal on page 1186 for the Fifty-Eighth Day. The motion to adopt lost with 15 ayes, 17 nays and 17 not voting.

Advanced to Enrollment & Review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 916. Title Read. Explained.

Standing Committee amendment found in the Legislative Journal on page 708 for the Thirty-Sixth Day was adopted with a vote of 19 ayes, 10 nays and 20 not voting.

Advanced to Enrollment & Review with 30 ayes, 6 nays and 13 not voting.

LEGISLATIVE BILL 183. Title Read. Explained.

Standing Committee amendments found in the Legislative Journal on page 709 for the Thirty-Sixth Day were adopted with a vote of 22 ayes, 13 nays and 14 not voting.

Laid over.

LEGISLATIVE BILL 248. Title Read. Explained.

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 315. Title Read. Explained.

Standing Committee amendment found in the Legislative Journal on page 709 for the Thirty-Sixth Day was adopted.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 183. Mr. Carpenter offered the following amendment which was adopted by a vote of 21 ayes, 14 nays and 14 not voting.

(2) Doves may be shot only while in flight, and may not be shot off any wire of any type; and

(3) Doves may not be shot within three hundred yards of any inhabited building.

The commission may promulgate rules and regulations, including ones establishing seasons, for the hunting of doves. Such rules and regulations shall be consistent with the provisions of this section and other provisions of law relating to the hunting of game birds generally.

Any person who violates the provisions of this section shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of one hundred dollars.".

Mr. Carpenter asked unanimous consent to add his name to LB 183. No objections. So ordered.

Mr. Syas asked unanimous consent to withdraw his name from LB 183. No objections. So ordered.

Mr. Kremer offered the following amendment which was adopted with 20 ayes, 15 nays and 14 not voting.

To amend the Carpenter amendment by adding after (3) add or the presence of livestock.

MEMBER EXCUSED

Mr. Orme asked unanimous consent to be excused from 11:30 a.m. until 2:00 p.m. No objections. So ordered.

Mr. Klaver moved to indefinitely postpone LB 183 and requested a record vote.

Voting in the affirmative, 12:

Barnett
Carstens
Epke
Holmquist
Klaver
Kremer
Lewis
Maresh
Waldo
Warner
Whitney
Wiltse

Voting in the negative, 29:

Burbach
Carpenter
Carsten
Clark
DeCamp
Duis
Goodrich
Johnson
Kennedy
Keyes
Kime
Kokes
Luedtke
Mahoney
Marvel
Morgan
Moylan
Nore
Proud
Savage
Schmit
Skarda
Snyder
Stromer
Stull
Swanson
Syas
Waldron
Wallwey

Not voting, 8:

Chambers
Craft
Elrod
Hasebroock
Orme
Simpson
Stahmer
Ziebarth

The motion lost with 12 ayes, 29 nays and 8 not voting.

Mr. Proud asked unanimous consent to add his name to LB 183. No objections. So ordered.

Mr. Carpenter asked unanimous consent to withdraw his name from LB 183. No objections. So ordered.

Mr. Wallwey asked unanimous consent to place LB 183 behind the Dove bill on General File. Mr. Proud objected.

Mr. Wallwey moved to place LB 183 behind the Dove bill on General File. The motion prevailed with 15 ayes, 12 nays and 22 not voting.

MEMBERS EXCUSED

Mr. Barnett asked unanimous consent to be excused at 11:45 for an appointment. No objections. So ordered.

Mr. Carpenter, Mr. Skarda and Mr. Waldron asked unanimous consent to be excused this afternoon. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS

Appropriations

LB 995	Thursday, April 15, 1971	1:00

(Signed) Richard Marvel, Chairman

COMMITTEE MEETING—Executive Session

Mr. Moylan announced the Labor Committee will meet today at 1:00 p.m. in Room 1009.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE RESOLUTION 35. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LR 35.

RECESS

At 12:03 p.m., on a motion by Mr. Nore, the Legislative recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:20 p.m., President Marsh presiding.

The roll was called and all members were present except Messrs. Chambers, Carpenter, Mahoney, Skarda, Stahmer and Waldron, who were excused.

VISITORS

Mr. Keyes introduced 65 students and their teachers, Mrs. Mary L. Fiala and Mrs. Sharon Sansone, from Bellevue Public Schools, Bellevue, Nebraska.

Mr. Schmit introduced 46 third grade students and their teachers, Marjorie Alm and Marilyn Klenzman, Wahoo, Nebraska.

MEMBERS EXCUSED

Messrs. Stromer, F. Carstens and Kokes asked unanimous consent to be excused for the remainder of the day. No objections. So ordered.

STANDING COMMITTEE REPORT

Judiciary

LEGISLATIVE BILL 948. Placed on General File as amended.
Standing Committee amendment to LB 948:
1. On page 3, lines 8 and 13, strike "eight-hundredths" and insert "fifteen-hundredths".

LEGISLATIVE BILL 1010. Placed on General File.

LEGISLATIVE BILL 1011. Placed on General File.

LEGISLATIVE BILL 1004. Indefinitely postponed.

LEGISLATIVE BILL 1005. Indefinitely postponed.

(Signed) Roland Luedtke, Chairman

GENERAL FILE

LEGISLATIVE BILL 818. Title read. Explained.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 499. Title read. Explained.

Advanced to Enrollment & Review with 26 ayes, 2 nays and 21 not voting.

COMMUNICATION

April 7, 1971

Honorable Speaker and Members of the Legislature
Eighty-second Session
Nebraska Unicameral Legislature
State Capitol Building
Lincoln, Nebraska

Dear Mr. Speaker and Members assembled:

Please be advised that Legislative Bill 639 A has become law without the signature of the Governor.

Attached is my certification that L.B. 639 A remained with the Governor five days and that the Governor failed to veto the bill and failed to sign the bill. Said bill has become law on this seventh day of April, 1971 inasmuch as the bill carried the emergency clause.

Respectfully submitted,

(Signed) Allen J. Beermann
Secretary of State

Enclosure

CERTIFICATE

LEGISLATIVE BILL 639 A

This bill having remained with the Governor five days, Sunday excepted, the Legislature being in session, the Governor having failed to sign said bill, the Governor having failed to return this bill to the Legislature during its session, it has thereby become a law.

Witness my hand this seventh day of April, 1971, A.D.

(Signed) Allen J. Beermann
Secretary of State

(Seal)

GENERAL FILE

LEGISLATIVE BILL 565. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 1045 for the Fifty-Third Day was adopted.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 958. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 1047 for the Fifty-Third Day were adopted.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 728. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 1065 for the Fifty-Third Day was adopted.

Mr. Luedtke offered the following amendment which was adopted:
1. On page 4, line 18 insert "as provided in section 42-104" after "application".

Mr. Luedtke moved to advance LB 728 to Enrollment and Review.

Mr. Luedtke requested a Call of the House. Mr. Savage moved to raise the Call. The motion prevailed with 33 ayes, 0 nays and 16 not voting.

Advanced to Enrollment & Review with 25 ayes, 7 nays and 17 not voting.

LEGISLATIVE BILL 633. Considered.

Mr. Stull offered the following amendment which was adopted by a vote of 29 ayes, 1 nay and 19 not voting.

1. On page 2, line 14, after "inspection" insert "within thirty days after such expiration"; on line 17 strike "forty-eight hour" and insert "five-day".

Advanced to Enrollment & Review with 29 ayes, 1 nay and 19 not voting.

MEMBERS EXCUSED

Messrs. Nore, Proud, Stull and Kime asked unanimous consent to be excused for the remainder of the day. No objections. So ordered.

VISITOR

The President introduced Mrs. Les Anderson, Chairman of the Governor's Council to Keep Nebraska Beautiful. She was presented an Admiralty Certificate for the Governor by the Lt. Governor.

RESOLUTIONS

UNANIMOUS CONSENT–Withdraw LR 38

Mr. C. Carsten asked unanimous consent to withdraw LR 38. No objections. So ordered.

LEGISLATIVE RESOLUTION 42.

Introduced by Calvin F. Carsten, 2nd District; Wayne Ziebarth, 37th District; Fred W. Carstens, 30th District; J. W. Burbach, 19th District.

WHEREAS, there has been a tremendous increase in the number of families living in mobile homes; and

WHEREAS, many communities in Nebraska are receiving requests for the establishment of additional trailer or mobile home courts; and

WHEREAS, there is a need to ascertain if the present method of taxing these mobile homes provides an equitable method of taxation and the generation of monies for services provided by the local cummunity; and

WHEREAS, the problems, if any, related to this situation will continue to grow as more and more families seek living accommodations in mobile homes.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Executive Board of the Legislative Council appoint a committee to make a study of the local governmental problems resulting from the increase in mobile home living.
2. That the study particularly emphasize the problem of finding a method of taxing mobile homes in a manner equitable both to the owners and occupants thereof, and the governmental units, including school districts, furnishing them essential services.
3. That the committee submit its report and recommendations to the 1972 session of the Legislature.

SPEAKER HASEBROOCK PRESIDING

GENERAL FILE

LEGISLATIVE BILL 825. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 1160 for the Fifty-Seventh Day was adopted.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 626. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 728 for the Thirty-Seventh Day were adopted.

Mr. Stromer offered the following amendment which was adopted:

1. Amend the Bill, page 4, Section 3, line 27, by
inserting the word "operational" immediately
before the word "irrigation."

2. Amend the Bill, page 4, Section 3, line 3, by
inserting the following language immediately
after the word "area,":

"that would have a direct effect upon the
conveyance, distribution, use, recovery,
re-use and drainage of water."

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 738. Title read. Explained.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 834. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 1065 for the Fifty-Third Day was adopted.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

MEMBER EXCUSED

Mr. Holmquist asked unanimous consent to be excused Tuesday, April 13, 1971. No objections. So ordered.

ADJOURNMENT

At 3:30 p.m., on a motion by Mr. Holmquist, the Legislature adjourned until 9:00 a.m., Tuesday, April 13, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

SIXTY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, April 13, 1971

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Dear God, as we seek Thy guidance in the crucial decisions of this day, we do not expect to understand the ramifications of the problems confronting us, knowing that we can only take one step at a time, and make one decision at a time. But make the first step plain to us, and that first decision clear, that we may see where our duty lies. Now, give us a push that we may start in the right direction. By the power of Thy spirit, Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Kremer, Holmquist, Johnson and Moylan who were excused.

MEMBERS EXCUSED

Mr. Holmquist asked unanimous consent to be excused Wednesday, April 14. No objections. So ordered.

Mr. Moylan asked unanimous consent to be excused today until noon. No objections. So ordered.

Mr. Proud asked unanimous consent to be excused at 3:30 p.m. today. No objections. So ordered.

ANNOUNCEMENT

Speaker Hasebroock announced that Mr. Moylan's brother has passed away and asked that an expression of sympathy be extended. So ordered.

COMMUNICATION

The family of Mr. and Mrs. Herbert Duis extended their thanks for the expression of sympathy and flowers received from the members of the Legislature.

MESSAGE FROM THE GOVERNOR

April 8, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills Nos. 464, 596 and 854, and Reengrossed Legislative Bill No. 292. These bills were signed by me on April 7, 1971 and delivered to the Secretary of State.

Very truly yours,
(Signed) J. James Exon
Governor

JJE:fw

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on April 13, 1971 at 8:15 a.m.: LB 74, LB 376, LB 484 and LB 648.

(Signed) Barbara Jackson, Enrolling Clerk

LOBBYIST REPORT

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of all lobbyists who have registered as of April 7, 1971. Further lists will be submitted on the last legislative day of each week, until all registrations are completed.

(Signed) Vincent D. Brown
Clerk of the Legislature

As of April 7, 1971

Bauer, Hal - Lincoln, General Motors Corporation

Gossin, John R. Lincoln, Nebraska Association of Life Underwriters
Pabian, Geo. H. - Schuyler, Rapid Freight Service, Inc.
Thompson, Carroll - Lincoln, Nebraska Wheat Growers Association

SELECT COMMITTEE REPORTS

Nebraska Retirement Systems Advisory

LEGISLATIVE BILL 562. Placed on General File as amended.
Select Committee amendment to LB 562:

1. On page 6, line 13 strike "for a period of at least three years" and show as stricken matter, and line 14 reinstate the stricken matter.

LEGISLATIVE BILL 667. Placed on General File as amended.
Select Committee amendment to LB 667:

1. On page 2 lines 21 and 25, and page 3 line 1, insert "or retirement" after "pension".

LEGISLATIVE BILL 501. Indefinitely postponed.

(Signed) Claire W. Holmquist, Chairman

Enrollment and Review

LEGISLATIVE BILL 614. Replaced on Select File as amended.
E & R amendments to LB 614:

1. The reference to children in the Home for Children as inmates in sections 43-902, 43-904, and 43-906 appearing only in the catch lines or section heads, which section 49-802(8) provides are not a part of the law, strike the Barnett amendment adopted 4/7/71.
2. Insert a new section to read:

"Sec. 2. Whenever the term Home for Children appears in the statutes it shall, after the effective date of this act, be construed to mean and apply to the Nebraska Center for Children and Youth and the Revisor of Statutes shall make the appropriate changes in the statutes. The sections in which such term appears are sections 28-731 and 43-902 to 43-909.".

3. Renumber original section 2 as section 3.
4. In the title insert "to provide duties for the Revisor of Statutes;" at the end of line 4.

LEGISLATIVE BILL 858. Replaced on Select File as amended.
E & R amendments to LB 858:

1. Because of the Luedtke amendment 1, adopted 4/7/71, strike Standing Committee amendment 1.
2. Because it is identical to Standing Committee amendment 3, strike the Luedtke amendment 2, adopted 4/7/71.

LEGISLATIVE BILL 745. Placed on Select File as amended.
E & R amendments to LB 745:

1. On page 2, line 1, strike "commission" and insert "Nebraska Liquor Control Commission"; and at the end of line 21 insert "shall".

2. On page 3, lines 16 and 19, insert "section" after "in".

3. On page 4, line 15, insert a dollar sign immediately before "1.00".

4. On page 15, line 22, and page 16, line 23, strike "this" and insert "the".

5. On page 18, line 9, strike "hereby reserves" and insert "shall have"; in line 17 strike "Board of Control" and insert "Department of Public Institutions"; and in line 23, strike "rule" and insert "section".

6. On page 20, strike lines 2 to 10 and insert:

"The Legislature hereby ratifies the actions of the commission in designating McKesson & Robbins, Inc. as such distributor and in approving a charge of two cents per gallon for performing such service.".

7. On page 22, line 21, and page 24, line 16, strike "regulation" and insert "section".

LEGISLATIVE BILL 401. Placed on Select File.

LEGISLATIVE BILL 87. Placed on Select File as amended.
E & R amendments to LB 87:

1. In the last line of standing committee amendment 2, strike the first period.

2. In standing committee amendment 4, line 12, insert "the" after the second "in".

3. In the title, strike lines 9 to 11 and insert "to provide for the assumption of certain duties by the Tax Commissioner; to provide for a new field house; to repeal the original sections; and to declare an emergency.".

LEGISLATIVE BILL 725A. Placed on Select File.

LEGISLATIVE BILL 576. Placed on Select File as amended.
E & R amendments to LB 576:

1. On page 3, line 19, page 4, lines 1 and 21, page 5, line 3, page 6, line 20, page 7, lines 2 and 19, page 8, lines 1, 12, and 21, page 9, lines 9 and 17, and page 10, lines 8 and 16, strike "said" and insert "such".

2. On page 11, line 20, strike the comma and show the same as stricken.

LEGISLATIVE BILL 753. Placed on Select File as amended.
E & R amendments to LB 753:

1. On page 2, line 4, strike the new matter and reinstate the stricken matter.

LEGISLATIVE BILL 435. Placed on Select File.

LEGISLATIVE BILL 441. Placed on Select File.

LEGISLATIVE BILL 547. Placed on Select File as amended.
E & R amendments to LB 547:

1. On page 2, line 17, strike "sixty" and insert "~~sixty~~ one hundred fifty".

LEGISLATIVE BILL 579. Placed on Select File.

LEGISLATIVE BILL 427. Placed on Select File as amended.
E & R amendments to LB 564:

1. In the first line of new sections 2, 3, and 4, strike "Section" and insert "Sec.".
2. In standing committee amendments, page 2, line 4, insert "or" after the semicolon; in line 10 insert "be" after "or"; and in line 12 insert "so" after "both".
3. In standing committee amendments, page 3, line 10, insert "or" after the semicolon as in the statutes; in line 19, insert "be" after "or";and in line 21 insert "so" after "both" as in the statutes.
4. In standing committee amendments, page 4, line 9, insert "in," after "funds" as in the statutes.
5. In lieu of the Carpenter amendment to section 3, line 21, page 4, in standing committee amendments, page 4, lines 18 and 21, strike "five" and insert "two".
6. In lieu of the Carpenter amendment to section 1, line 2, and section 2, line 8, in standing committee amendments, page 2, line 2, and page 3, line 8, strike "one year" and insert "six months".
7. Add a new section to read:

"Sec. 5. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

8. In the title, strike lines 2 to 7 and insert:

FOR AN ACT to amend sections 28-1212, 28-1213, and 28-1214, Revised Statutes Supplement, 1969, relating to crimes and punishments; to change offenses and penalities; concerning checks and similar instruments to provide a fee; to provide for prosecutions; to repeal the original sections; and to declare an emergency.".

LEGISLATIVE BILL 720. Placed on Select File.

LEGISLATIVE BILL 564. Placed on Select File as amended.
E & R amendments to LB 564:

1. In the title, line 2, strike "section" and insert "sections 21-1909, 21-2013, 21-20,114, and"; in lines 3 and 4 strike "civil procedure;" and insert "service of process; to increase fees;" and in line 9, strike "section" and insert "sections".

LEGISLATIVE BILL 645. Placed on Select File.

LEGISLATIVE BILL 653. Placed on Select File as amended.
E & R amendments to LB 653:

1. On page 2, line 18, strike "and" and insert "or"
2. On page 3, line 14, insert an underscored comma after "seal".
3. On page 7, line 15, insert an underscored comma after "seal".
4. On page 8, line 17, strike "That all" and insert "All".

LEGISLATIVE BILL 962. Placed on Select File.

LEGISLATIVE BILL 583. Placed on Select File as amended.
E & R amendments to LB 583:

1. In the title, strike lines 2 to 9 and insert:

"FOR AN ACT relating to fire protection; to provide additional powers with respect thereto to cities of the first and second classes, villages, and fire protection districts; to amend section 19-709, Reissue Revised Statutes of Nebraska, 1943, and section 35-508, Revised Statutes Supplement, 1969; and to repeal the original sections.".

LEGISLATIVE BILL 847. Placed on Select File as amended.
E & R amendments to LB 847:

1. For correlation purposes, on page 2, lines 2 and 13, and the title, line 3, insert ", as amended by section 3, Legislative Bill 1, Eighty-second Legislature, First Session, 1971" after "1943"; on page 2, line 8, insert a stricken comma after "money" and underscore the rest of the line; in line 9 strike "~~six~~"; supply underscoring to "per cent per annum" and immediately thereafter insert "~~and bear interest at a rate fixed by the board,~~".

LEGISLATIVE BILL 873. Placed on Select File as amended.
E & R amendments to LB 873:

1. On page 3, line 6, insert "the" after the comma.
2. On page 5, line 6, insert "and" after the semicolon.

LEGISLATIVE BILL 750. Placed on Select File as amended.
E & R amendments to LB 750:

1. In lieu of the Carpenter amendment, strike the standing committee amendment to page 2, line 4; and in line 8, strike "five" and insert "two".
2. In the title, strike lines 4 to 6 and insert "volunteer firemen.".

LEGISLATIVE BILL 757. Placed on Select File as amended.
E & R amendments to LB 757:

1. On page 3, strike the first reinstated comma in line 21 and insert "Any person violating the provisions of this section shall be guilty of a misdemeanor, and".
2. The amendatory material having been stricken therefrom, strike original section 6 and renumber original sections 7 to 12 as sections 5 to 10.
3. On page 12, line 26, strike the first comma.
4. On page 13, line 5, insert an underscored comma after "company".
5. On page 13, lines 22 and 23, strike "under this act" and insert "as an insurance agent or broker in this state".
6. On page 15, lines 6 and 7, strike "sections 44-330 and 44-333.02," and insert "section 44-330".
7. In the title, lines 2 and 3, strike "to provide for return premiums;" and strike line 11 and insert "1943, and section 44-330,".

LEGISLATIVE BILL 874. Placed on Select File as amended.
E & R amendments to LB 874:

1. On page 2, line 8, insert "any" before drainage".
2. In the title, insert "the" at the end of line 3.

LEGISLATIVE BILL 891. Placed on Select File as amended.
E & R amendments to LB 891:

1. In the title, strike lines 2 to 8 and insert:

"FOR AN ACT to amend section 44-2301, Revised Statutes Supplement, 1969, relating to the Department of Insurance; to change procedures; and to repeal the original section and also sections 44-2302 to 44-2311, Revised Statutes Supplement, 1969.".

LEGISLATIVE BILL 883. Placed on Select File.

LEGISLATIVE BILL 841. Placed on Select File as amended.
E & R amendments to LB 841:

1. In the title, line 4, insert "the provision" after "eliminate".

LEGISLATIVE BILL 634. Placed on Select File.

LEGISLATIVE BILL 917. Placed on Select File.

LEGISLATIVE BILL 766. Placed on Select File.

LEGISLATIVE BILL 524. Placed on Select File.

LEGISLATIVE BILL 682. Placed on Select File as amended.
E & R amendments to LB 682:

1. In the title, line 6, strike "three" and insert "four".

LEGISLATIVE BILL 912. Placed on Select File as amended.
E & R amendments to LB 912:

1. In the title, line 5, strike "facilities" and insert "centers".

LEGISLATIVE BILL 680. Placed on Select File as amended.
E & R amendments to LB 680:

1. On page 4, line 19, insert an underscored comma after "Conduct".
2. On page 5, line 2, strike the comma.
3. On page 11, line 12, strike "their" and insert "his".
4. On page 12, line 27, strike "their" and insert "its".
5. On page 21, line 23, strike "subsection (1) (b)" and insert "subdivision (1) (b) of this section".
6. On page 22, lines 7 and 16, strike "subsection" and insert "subdivision"; and in line 20, strike "shall" and insert "will".
7. On page 25, line 24, insert an underscored period after "years"; and in line 25, strike the period and show the same as stricken.
8. On page 26, lines 6, 7, 9, 11, 14, 15, 16, 18, 20, 22, and 23, reinstate the stricken word except "~~shall~~" and strike the new matter.
9. On page 28, line 2, insert an underscored period after "clerk"; and in the same line strike the period and show the same as stricken.
10. Renumber the new sections added by the Carpenter amendment as sections 28 to 30 and original sections 28 and 29 as sections 31 and 32.
11. In section 29, line 9, strike "caseload" and insert "~~caseload~~ case load".
12. In the Carpenter amendment 2, line 2, strike "29-2216" and insert " 'the third comma' ".
13. In the title, line 16, insert "to provide additional duties for the Parole Adminstration and parole officers; after the semicolon; and in line 20, strike "and 29-2216," and insert "29-2216, 83-1,102, 83-1,103, and 83-1,104,".

LEGISLATIVE BILL 676. Placed on Select File.

LEGISLATIVE BILL 793. Placed on Select File as amended.
E & R amendments to LB 793:

1. On page 2, line 4, strike "date of enactment" and insert "effective date"; and in lines 11, 15, 17, 20, and 22, strike "thereof" and insert "of such code".
2. On page 3, line 10, strike "date of this enactment" and insert "effective date of this act"; and in lines 15 and 19, strike "thereof" and insert "of such code".

LEGISLATIVE BILL 226. Placed on Select File as amended.
E & R amendments to LB 226:

1. On page 2, line 8, strike "counties" and insert "~~counties~~ political subdivisions"; and in line 8 strike "its" and insert "~~its~~ their".
2. On page 3, line 22, insert "by" after "furnished".
3. On page 4, line 26, and in the title, line 11, strike "84-119.01,"; and on page 4, line 27, and in the title, line 13, insert ", and section 84-119.01, Revised Statutes Supplement, 1969, as amended by section 14, Legislative Bill 53, Eighty-second Legislature, First Session, 1971" after "1969".

LEGISLATIVE BILL 641. Placed on Select File as amended.
E & R amendments to LB 641:

1. On page 2, line 2, insert "a cash fund" after "Welfare".

LEGISLATIVE BILL 398. Placed on Select File as amended.
E & R amendments to LB 398:

1. On page 3, lines 14 and 15, strike "State Highway Department of this state" and insert "Department of Roads"; and in line 26, strike "highway fund" and insert "Highway Cash Fund".
2. In lieu of the Carpenter amendment, on page 4, line 23, strike ", if feasible,"; and in line 25 strike "highways" and insert "highway, the cost of which shall be paid in full by the department".
3. On page 5, line 6, strike the second comma; and in line 23, strike "title 23, USC" and insert "Title 23, United States Code".
4. On page 6, line 6, strike "by both such fine and imprisonment" and insert "be both so fined and imprisoned".

LEGISLATIVE BILL 506. Correctly engrossed.

LEGISLATIVE BILL 508. Correctly engrossed.

LEGISLATIVE BILL 867. Correctly engrossed.

LEGISLATIVE BILL 495. Correctly enrolled.

LEGISLATIVE BILL 684. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 495 and LB 684.

VISITOR

Mr. Lewis introduced Mr. William Scheidt of McCook, Nebraska.

UNANIMOUS CONSENT–Bills on Select File

Mr. Carpenter asked unanimous consent to consider bills set on Select File for tomorrow, today. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 40. LR 40 found in the Legislative Journal on page 1221 for the Sixtieth Day failed of passage by a vote of 16 ayes, 13 nays and 20 not voting.

LEGISLATIVE RESOLUTION 43.

Introduced by Ernest Chambers, 11th District.

WHEREAS, America should repudiate its guilty participation in the Nuremburg and other War Crimes Tribunals; and

WHEREAS, America declares that acts which are war crimes when committed by other nations are not war crimes when committed by America; and

WHEREAS, America declares, in disregard of the Geneva Conventions, that it is not a war crime to kill captured enemy; and

WHEREAS, America declares, in disregard of the Geneva Conventions, that it is not a war crime to attack or bombard undefended towns or villages; and

WHEREAS, America declares, in disregard of the Geneva Conventions, that it is not a war crime to inflict a general death penalty on the population at large for the acts of some individuals; and

WHEREAS, America, contrary to international law, unilaterally rejects international rules of war limiting the type and extent of violence permissible in war; and

WHEREAS, a mass murder of unarmed, unresisting men, women and babies occured at My Lai, Viet Nam 16 March 1968; and

WHEREAS, those murdered were South Vietnamese civilians whom America is liberating; and

WHEREAS, scores of the victims were under 2 years of age; and

WHEREAS, U. S. Army Lt. William Calley was convicted of premeditated murder of at least 22 civilians, including babies; and

WHEREAS, Lt. William Calley did not feel he was killing human beings at My Lai on 16 March 1968; and

WHEREAS, Lt. William Calley, based on his understanding of official American policy in Viet Nam, felt he was doing his duty by murdering helpless civilians, including babies; and

WHEREAS, American public opinion and much official opinion, largerly approves of Lt. William Calley's murder of unarmed civilians, including babies--and considers it to have been his duty to do so; and

WHEREAS, President Richard Nixon's actions in the Calley case confirm the existence of an official national policy of atrocities and mass murders of helpless civilians, including babies; and

WHEREAS, the actions of President Nixon and other Americans in condoning and justifying Lt. Calley's murder of civilians may influence the North Vietnamese in their treatment of American captives; and

WHEREAS, what has been done by American officials will not be retracted; and

WHEREAS, the Nebraska Unicameral has precipitately injected itself officially into the Calley Affair in behalf of convicted mass murderer Lt. William Calley.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That Lt. William Calley be officially pardoned and exonerated of all guilt for his participation in implementing official national policy at My Lai, Viet Nam on 16 March 1968.
2. That Lt. William Calley be officially commended by the President and Congress for his participation in implementing official national policy at My Lai, Viet Nam on 16 March 1968.
3. That Lt. William Calley be granted an immediate promotion, retroactive to 16 March 1968 and returned to command in Viet Nam.
4. That Lt. William Calley's birthday be proclaimed a national holiday.
5. That Cape Kennedy be renamed Cape Calley.
6. That Lt. William Calley be honored with a double-lifesize statue bearing an engraved plaque declaring that his action at My Lai in killing civilians, including babies, exemplified the historic American concepts of valor, courage and heroism; that his action brought honor and glory to the United States Army; that Lt. William Calley embodies all the traits of manhood and human decency which American civilization cultivates and attempts to develop in youth.
7. That Lt. William Calley be awarded the Congressional Medal of Honor.

Mr. Warner moved to suspend the rules and take up LR 43 today. The motion prevailed with 42 ayes, 2 nays and 5 not voting.

Mr. Warner moved to indefinitely postpone LR 43

Mr. Barnett moved the previous question. The question is "Shall the debate now cease?". The motion prevailed with 40 ayes, 1 nay and 8 not voting.

The motion to indefinitely postpone LR 43 prevailed with 41 ayes, 1 nay and 7 not voting.

VISITOR

Mrs. Orme introduced Miss Penny Kirk, Washington; D. C. of Congressman C. Thones' office.

UNANIMOUS CONSENT–Withdraw LB 714

Mr. Waldron renewed his request found in the Legislative Journal on page 1223 for the Sixtieth Day to withdraw LB 714. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 478. Laid over.

LEGISLATIVE BILL 591. Enrollment and Review amendments found in the Legislative Journal on page 1215 for the Sixtieth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 78. Enrollment and Review amendment found in the Legislative Journal on page 1216 for the Sixtieth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 530. Enrollment and Review amendments found in the Legislative Journal on page 1216 for the Sixtieth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 554.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 582. Enrollment and Review amendments found in the Legislative Journal on page 1216 for the Sixtieth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 660. Enrollment and Review amendments found in the Legislative Journal on page 1216 for the Sixtieth Day were adopted.

Advanced to Enrollment and Review for engrossment

LEGISLATIVE BILL 660A.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 675. Enrollment and Review amendment found in the Legislative Journal on page 1217 for the Sixtieth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 678. Enrollment and Review amendments found in the Legislative Journal on page 1217 for the Sixtieth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 745. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 614. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 858. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 401.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 87. Enrollment and Review amendments found in today's Journal were adopted.

Mr. Swanson offered the following amendments which were adopted:

1. Insert new sections to read as follows:

"Sec. 6. All money in the University of Nebraska Field House Fund is hereby appropriated for the biennium ending June 30, 1971, for the erection of a new field house at the University of Nebraska, as provided in section 77-2602.

Sec. 7. The unexpended balance in the University of Nebraska Field House Fund on June 30, 1971, is hereby reappropriated, and all money in such fund during the fiscal year of July 1, 1971, to June 30, 1972, is hereby appropriated for the erection of a new field house at the University of Nebraska, as provided in section 77-2602.".

2. Strike Standing Committee amendment 6, renumber original section 5 as section 8, and renumber the section added by Standing Committee amendment 7 as section 9.

Mr. Swanson offered the following amendment which was adopted:

In new section 5, strike lines 4 to 8 and insert:

"necessary for erection of the field house shall be selected by agreement between the Board of Regents of the University of Nebraska and the State Board of Agriculture. The State Board of Agriculture shall be reimbursed out of the University of

Nebraska Lincoln Field House Fund for all costs reasonably incurred by the latter as a result of the field house construction and use of related parking facilites."

Advanced to Enrollment & Review with 26 ayes, 7 nays and 16 not voting.

LEGISLATIVE BILL 725A.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 576. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 753. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 435.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 441.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 547. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 579.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 427. Laid over.

LEGISLATIVE BILL 720.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 564. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 645.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 653. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 962.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 583. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 847. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 873. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 750. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 757. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 874. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 891. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 883.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 841. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 634.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 917.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 766.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 524.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 682. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 912. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 680. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 676

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 793. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 226. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 641. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 398. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

UNANIMOUS CONSENT—Expedite LB 87

Mr. Carpenter asked unanimous consent to expedite LB 87. No objections. So ordered.

MOTION—Return LB 726 to Select File

Mr. Stull moved to return LB 726 to Select File for the following specific amendment:

To insert "licensed" after facility in line
2 of general file amendment.

The motion to return prevailed with 30 ayes, 0 nays and 19 not voting.

SELECT FILE

LEGISLATIVE BILL 726. The Stull amendment was adopted by a vote of 32 ayes, 0 nays and 17 not voting.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 478. The Clark amendment found in the Legislative Journal on page 1219 for the Sixtieth Day was adopted by a vote of 35 ayes, 0 nays and 14 not voting.

Advanced to Enrollment and Review for engrossment.

UNANIMOUS CONSENT—Unbracket LB 462

Mr. Warner asked unanimous consent to unbracket LB 462 and that it follow those bills set for April 14th. No objections. So ordered.

VISITORS

Mr. Mahoney introduced 68 Eighth grade students and their teachers, Mrs. Iris Lamme, Sister Madeline Mary, and Father Paul Peter, from St. Patrick's Grade School, Fremont, Nebraska.

GENERAL FILE

Mr. Stahmer asked unanimous consent to lay LB 236, LB 237, and LB 238 over until Friday, April 16th. No objections. So ordered.

LEGISLATIVE BILL 387. Title read. Explained.

Advanced to Enrollment and Review with a vote of 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 513. Title read. Explained.

Advanced to Enrollment and Review with a vote of 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 658. Title Read. Explained.

Mr. Simpson offered the following amendment to the Standing Committee Amendments which was adopted:

1. In Standing Committee amendments, Section 4,

strike the last sentence and insert the following: "The maximum rate shall be the amount that would be raised by a mill levy on the sending district equal to the mill levy of the receiving district for high school purposes or the average per pupil cost for high school pupils in the receiving district for the preceding school year, whichever is greater.".

The Standing Committee amendments, as amended are pending.

Mr. Whitney asked unanimous consent to lay LB 658 over. Mr. Simpson objected. Mr. Whitney then moved to lay LB 658 over. The motion prevailed with a vote of 29 ayes, 6 nays and 14 not voting.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 87. Replaced on Select File as amended.
Enrollment and Review amendment to LB 87:

1. In line 6 of the Swanson amendment adopted 4/13/71, insert "at" after "Nebraska".
2. In new section 6, lines 2 and 4 and new section 7, lines 2 and 6, insert "at Lincoln" after "Nebraska".
3. In E & R amendment 3, adopted 4/13/71, insert "to make an appropriation and reappropriation;" at the end of line 3.

(Signed) Duke Snyder

SELECT FILE

LEGISLATIVE BILL 87. Enrollment and Review amendments found in today's Journal were adopted by a vote of 27 ayes, 4 nays and 18 not voting.

Advanced to Enrollment and Review for engrossment.

GENERAL FILE

LEGISLATIVE BILL 110. Title Read.

Mr. Goodrich moved to indefinitely postpone.

Mr. Goodrich moved the previous question. The question is, "Shall the debate now cease?" The motion lost with 6 ayes, 30 nays and 13 not voting.

The motion to indefinitely postpone lost with 17 ayes, 20 nays and 12 not voting.

Mr. Chambers moved to advance LB 110 to Enrollment and Review. The motion lost with 21 ayes, 22 nays and 6 not voting.

Mr. Chambers requested a Call of the House. The Call showed 45 members present.

Mr. Keyes moved the Call be raised. The motion prevailed with 42 ayes, 2 nays and 5 not voting.

Mr. Chambers requested a roll call vote.

Voting in the affirmative, 24:

Barnett
Burbach
Carpenter
Carstens
Chambers
DeCamp
Duis
Kennedy
Keyes
Kokes
Luedtke
Mahoney
Maresh
Marvel
Morgan
Nore
Schmit
Simpson
Stahmer
Swanson
Waldron
Wallwey
Whitney
Wiltse

Voting in the negative, 21:

Carsten
Clark
Craft
Elrod
Epke
Goodrich
Hasebroock
Kime
Klaver
Lewis
Orme
Proud
Savage
Skarda
Snyder
Stromer
Stull
Syas
Waldo
Warner
Ziebarth

Not voting, 4:

Holmquist
Johnson
Kremer
Moylan

The motion to advance lost with 24 ayes, 21 nays and 4 not voting.

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 659. Placed on General File as amended.
Standing Committee amendments to LB 659:

1. Strike original sections 1 to 5 and insert the following:

"Section 1. That at the general election in November, 1971, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article VII, by adding a new section to be known as section 18, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 18. The Legislature shall appropriate each year adequate public funds to be administered by the State Department of Education which shall furnish textbooks approved and recommended by the State Department of Education to all pupils in the state who are enrolled in grades seven to twelve in any school in the state approved by the State Department of Education."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment to required that the
Legislature appropriate money for the furnishing
of textbooks by the State Department of Education
to all pupils in the state in grades seven to
twelve.
For
Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.".

2. Strike the title and insert the following:

"FOR AN ACT for submission to the electors of an amendment to Article VII, of the Constitution of Nebraska, relating to education; to provide for state funds for textbooks to be supplied by the State Department of Education to all school pupils in grades seven to twelve; to provide for the submission of the proposed amendment to the electors at the general election in November, 1971; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.".

(Signed) Don Elrod, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 375. Placed on General File.

LEGISLATIVE BILL 510. Placed on General File as amended.
Standing Committee amendment to LB 510:

1. On page 2, line 12 strike "fifteen" and insert "twenty-five".

LEGISLATIVE BILL 722. Placed on General File as amended.
Standing Committee amendment to LB 722:

1. On page 10, lines 24 to 27, page 11, lines 1 and 2, and page 12, line 1 strike the old matter and show as stricken matter and insert the following:

"(d) The rates and premiums charged for insurance policies to which this act applies shall include amounts sufficient to recoup a sum equal to the amounts paid to the association by the member insurer less any amounts returned to the member insurer by the association and such rates shall not be deemed excessive because they contain an amount reasonably calculated to recoup assessment paid by the member insurer, together with aquisition costs and taxes applicable to such rates and premiums; and".

LEGISLATIVE BILL 789. Placed on General File.

LEGISLATIVE BILL 875. Placed on General File.

LEGISLATIVE BILL 885. Placed on General File as amended.
Standing Committee amendment to LB 885:
On page 2, line 17, after "limitations" insert "which would be", after "issue" insert "as" and after "if" insert "it were".

LEGISLATIVE BILL 946. Indefinitely postponed.

(Signed) Sam Klaver, Chairman

RECESS

At 12:01 p.m., on a motion by Speaker Hasebroock, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:05 p.m., President Marsh presiding.

The roll was called and all members were present except Messrs. Johnson, Kremer, Holmquist. The Budget Committee was excused until 2:45 p.m.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 776. Placed on General File as amended.
Standing Committee amendments to LB 776:
1. On page 5, line 15, strike the new material and reinstate the stricken matter, lines 17 to 20, strike the new material and insert the following: "Provided, that effective January 1, 1973 all leaded gasoline sold in Nebraska shall be taxed at the rate of eight and three-fourths cents per gallon. Gasoline which contains a grain alcohol additive and no lead shall be taxed at a rate of five and three-fourths cents per gallon. When grain alcohol gasoline sales reach a point where it constitutes more than eight per cent of the total gasoline sales in this state, the Legislature shall adjust the tax on

both gasolines to provide for the equivalent of a tax of eight and one half cents per gallon on the total gasoline sales."; and line 25, strike the new material and reinstate the stricken matter.

2. On page 6, lines 2 to 5 strike the new material and insert the following: "Provided, that such excise tax after January 1, 1973, shall be five and three-fourths cents per gallon on motor fuel containing grain alcohol and no lead, and eight and three-fourths cents per gallon gasoline which contains lead.": and add new sections 4 to 7 as follows:

"Sec. 4. There is hereby created a fund to provide a Nebraska program for the implementation of a Nebraska grain alcohol industry for automotive fuels. From July 1, 1971 to June 30, 1972 one half of the one cent gas tax paid on fuels used for agricultural purposes which is not refunded, shall be placed in the state treasury, and by the State Treasurer placed in such fund.

The fund shall be used for the following purposes;

(1) Establishment, with cooperation of private industry, procedures and processes necessary to the manufacture and marketing of grain alcohol-blended fuels;

(2) Establishment of a procedure for entering such blended fuel into the marketplace by private enterprise;

(3) Analysis of the marketing process and testing of marketing procedures to assure acceptance of such blended fuels and by-products resulting from its manufacture, in the private marketplace; and

(4) Cooperation with private industry to establish privately-owned grain alcohol manufacturing plants in Nebraska to supply demand for such product.

Sec. 5. The fund shall be administered by the Agricultural Products Industrial Utilization Committee which is hereby created. The committee shall consist of ten members to be appointed by the Executive Board of the Legislative Council for terms of two years each with eligibility for reappointment. Five members shall be members of the Legislature, three members shall be actually engaged in farming operations in this state, one each in the production of corn, wheat, and milo, and two members shall be actively engaged in business in this state. A member of the Legislature shall be named chairman of the committee and a nonlegislative member shall be named vice-chairman.

Sec. 6. The nonlegislative members of the Agricultural Products Industrial Utilization Committee may operate as a subcommittee for the detailed conduct of committee activities. The full committee shall meet at least once annually and report to the Legislature annually. The committee may rent office space and employ such personnel as may be necessary for the performance of its duties, may hire consultants, and contract with private firms. It shall have as an advisory committee three persons, one each representing the Department of Economic Development, the University of Nebraska, and the Department of Agriculture.

Sec. 7. All members of the Agricultural Products Industrial Utilization Committee shall be reimbursed for their expenses actually and necessarily incurred in the performance of their duties. The nonlegislative members shall each receive fifteen dollars for each day while engaged in the performance of committee duties.".

3. Renumber original section 4 as section 8.

4. Add the emergency clause.

(Signed) Rudolf C. Kokes, Chairman

Labor

LEGISLATIVE BILL 574. Placed on General File as amended.
Standing Committee amendments to LB 574:

1. Insert a new section to read as follows:

"Section 1. That section 23-1114.01, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

23-1114.01. For the purpose of fixing the salaries of certain officers and their deputies, counties shall be classified as follows: Counties having a population of less than three thousand inhabitants, Class 1; three thousand and less than nine thousand inhabitants, Class 2; nine thousand and less than sixteen thousand inhabitants, Class 3; sixteen thousand and less than twenty thousand inhabitants, Class 4; twenty thousand and less than sixty thousand inhabitants, Class 5; sixty thousand and less than ~~two~~ one hundred twenty thousand inhabitants, Class 6; one hundred twenty thousand and less than two hundred thousand inhabitants, Class 7; and counties of two hundred thousand inhabitants or more, Class ~~7~~ 8.".

2. Renumber original sections 1 to 8 as sections 2 to 9.

3. On page 2, line 1, strike "Section" and insert "Sec.".

4. On page 4, line 17, after "of" insert "eight thousand dollars in counties of Class 6,"; in line 18 strike "6" and show as stricken and insert "7,"; lines 19 and 23 strike "7" and show as stricken and insert "8"; in line 21 strike "7" and show as stricken and insert "8"; and in line 26, strike "6" and insert "7".

5. On page 5, line 6, insert "23-1114.01," after "sections".

LEGISLATIVE BILL 651. Placed on General File.

LEGISLATIVE BILL 781. Placed on General File.

LEGISLATIVE BILL 782. Placed on General File as amended:
Standing Committee amendments to LB 782:

1. On page 2, line 27 insert "and" after the semicolon.
2. On page 3, line 3 strike the semicolon and show as stricken matter, lines 4 to 6 and to the period on line 7 strike all the matter and show the old matter as stricken matter, and line 18 strike "1967" and show as stricken and insert "1970".

LEGISLATIVE BILL 822. Placed on General File as amended:
Standing Committee amendment to LB 822:

1. On page 2, lines 7 and 8 strike "one hundred and twenty-five" and insert "seventy-five".

LEGISLATIVE BILL 859. Placed on General File.

LEGISLATIVE BILL 672. Indefinitely postponed.

(Signed) Harold T. Moylan, Chairman

MOTION–Suspend Rules

Mr. Barnett moved to suspend the rules and take up LR 32 from the Judiciary Committee and consider on General File at this time. LR 32 is found in the Legislative Journal on page 1037 for the Fifty-Second Day.

Mr. Luedtke requested a Call of the House. The Call showed 45 members present.

Mr. Goodrich moved the Call be raised. The motion prevailed with 43 ayes, 0 nays and 6 not voting.

The motion to suspend the rules prevailed with 34 ayes, 8 nays and 7 not voting.

GENERAL FILE

LEGISLATIVE RESOLUTION 32.

Mr. Goodrich moved to indefinitely postpone.

Mr. Proud moved to overrule the Chair's decision to take up LR 32 on General File at this time. The motion failed with 9 ayes, 22 nays and 18 not voting.

Mr. Carpenter asked unanimous consent to have the Clerk read LR 32. No objections. So ordered.

Messrs. Carpenter and Chambers asked unanimous consent to have their names added to LR 32. No objections. So ordered.

Mr. Goodrich moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 44 ayes, 0 nays and 5 not voting.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 33:

Carsten Carstens Clark Craft Elrod
Epke Goodrich Hasebroock Kennedy Keyes
Klaver Kokes Lewis Luedtke Maresh
Marvel Moylan Nore Orme Proud
Savage Schmit Snyder Stahmer Stromer
Stull Swanson Syas Waldo Wallwey
Warner Whitney Wiltse

Voting in the negative, 11:

Barnett Burbach Carpenter Chambers DeCamp
Kime Mahoney Morgan Simpson Skarda
Waldron

Not voting, 5:

Duis Holmquist Johnson Kremer Ziebarth

The motion to indefinitely postpone prevailed with 33 ayes, 11 nays and 5 not voting.

UNANIMOUS CONSENT—Bracket LB 110

Mr. Snyder asked unanimous consent to bracket LB 110 until April 21, 1971. No objections. So ordered.

STANDING COMMITTEE REPORT

Agriculture and Recreation

LEGISLATIVE BILL 617. Indefinitely postponed.

(Signed) Loran Schmit, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 87. Correctly engrossed.

(Signed) Duke Snyder, Chairman

RULES COMMITTEE REPORT

The Rules Committee offered the following rule change to amend Rule 6, Section 2, subsection (b):

(b) Each section shall be open to amendment. The amendments, if any, recommended by standing committees, shall first be considered. ~~after which other amendments, if any, shall be considered in the order in which received~~. The introducer's amendments, if any, shall next be considered, after which he may move to advance and explain the bill. Other amendments and motions permitted by these rules may then be offered and shall be considered after the introducer has explained the bill in the order in which they are filed with the Clerk, subject to the provisions of Rule 7, Section 3.

(Signed) Jerome Warner, Chairman

SELECT FILE

LEGISLATIVE BILL 725.

Mr. Snyder asked unanimous consent to unbracket LB 725. No objections. So ordered.

Advanced to Enrollment and Review for engrossment.

GENERAL FILE

LEGISLATIVE BILL 195. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 715 for the Thirty-Sixth Day was adopted.

Advanced to Enrollment & Review with 37 ayes, 0 nays and 12 not voting.

LEGISLATIVE BILL 694. Title read. Explained.

Advanced to Enrollment & Review with 37 ayes, 0 nays and 12 not voting.

VISITORS

Mr. Stahmer introduced Mr. Ivan Abdouch and Fr. Michel, Pastor of St. Mary's Greek Orthodox Church; and the Father's two cousins from Damascus, Syria, Mr. Michel Saddo and Mr. Samuel Saddo.

Mr. Maresh introduced 50 students and their teachers, Richard Wright, Elliott N. Jagels and Mrs. Elanor Meyer, from St. Peters Lutheran School, Davenport, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 365. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 727 for the Thirty-Seventh Day were adopted.

Laid over.

LEGISLATIVE BILL 369. Title read. Explained.

Mrs. Orme offered the following amendment which was adopted:
Amend Section 2, page 2, line 2, after "60-403.02" add "or 60-403.01", and in line four, strike "not to exceed ten dollars." and insert "not less than ten nor more than one hundred dollars."

Mrs. Orme offered the following amendment which was adopted:
Add the emergency clause.

Mr. Duis offered the following amendment which was adopted:
Add to Sec. 2. An examination for motorcycle operators license may be given by a Nebraska State Patrolman.

Mrs. Orme moved to advance to Enrollment and Review.

Mrs. Orme requested a Call of the House. The Call showed 45 members present.

Mr. Keyes moved the call be raised. The motion prevailed with 38 ayes, 0 nays and 11 not voting.

Advanced to Enrollment & Review with 26 ayes, 5 nays and 18 not voting.

APPROPRIATION BILL

The following bill was read for the first time by title:

LEGISLATIVE BILL 680A. Introduced by Terry Carpenter, 48th District.

A BILL FOR AN ACT to appropriate one hundred nineteen thousand seven hundred dollars from the state General Fund and all federal funds received for the period of July 1, 1971 to June 30, 1972 to the District Courts, Agency 6, for Program 393, to aid in carrying out the provisions of Legislative Bill 680, Eighty-second Legislature, First Session, 1971.

UNANIMOUS CONSENT—Print in Journal—LB 389

Mr. Syas asked unanimous consent to print the following letter in the Journal. No objections. So ordered.

March 10, 1971

Senator George Syas
Nebraska State Legislature
State Capitol
Lincoln, Nebraska

Dear Senator Syas:

You have inquired concerning the constitutionality of a committee amendment to L. B. 389 of this Legislative Session. The amendment strikes the words "and villages" in line one of the bill and substitutes in lieu thereof "of the metropolitan class." This makes the first sentence of the section read, "Cities of the metropolitan class shall be liable in damages for false arrest, assault and battery, making an illegal entry into property without a warrant, and illegal searches and seizures." You have questioned the constitutionality of having the liability pertain to only one area of the state and have suggested that this seems to be the making of local laws.

Article III, Section 18, of the Constitution of Nebraska provides:

> "The Legislature shall not pass local or special laws in any of the following cases, that is to say:
>
> "* * * * *.
>
> "Incorporating Cities, Towns and Villages, or changing or amending the charter of any Town, City, or Village.
>
> "* * * * *.
>
> "* * *. In all other cases where a general law can be made applicable, no special law shall be enacted."

The Supreme Court of Nebraska has held on several occasions, the latest being Campbell v. City of Lincoln, 182 Neb. 459, 155 N. W. 2d 444:

> "* * *: 'The Classification of the cities of the state into classes and sub-classes, and the conferring upon them of corporate powers by acts of the legislature of a general nature, yet the provisions of which are applicable to but one of such classes or sub-classes, is not repugnant to any provision of the constitution.' "

Generally it may be said that an act of the Legislature is presumed to be valid until it clearly appears to contravene some provision of the Constitution. It has further been held that the power of classification rests with the Legislature; nevertheless, it would appear that the committee amendment to L. B. 389 would be a violation of the constitutional provisions. In United Community Services v. The Omaha National Bank, 162 Neb. 786, 77 N. W. 2d 576, the Court said:

> " 'The rule established by the authorities is that while it is competent for the legislature to classify, the classification, to be valid, must rest on some reason of public policy, some substantial difference of situation or circumstances, that would naturally suggest the justice or expediency of diverse legislation with respect to the objects classified. ***.' ***."

Where there is a real difference of situation and circumstances surrounding a city or village of one class from that of another, the

Legislature may differentiate between these various classes; but this must be aclassificationsbased upon real differences where a general law cannot be made applicable.

The question then is whether this limiting of liability to cities of the metropolitan class rather than to all cities and villages is based upon a real difference of situation and circumstance between the city of the metropolitan class and these other cities and villages. Is this a case where a general law could not be made applicable? We fail to perceive any real difference in this situation between the various cities and villages, and as is stated in Metropolitan Utilities Dist. v. City of Omaha, 171 Neb. 609, 107 N. W. 2d 397:

> "* * *: ' "The power of classification rests with the legislature, and this power cannot be interfered with by the courts, unless it is clearly apparent that the legislature has by an artificial and baseless classification attempted to avoid and violate the provisions of the Constitution prohibiting local and special legislation. " ' "

The limiting of liability to cities of the metropolitan class and not for other cities and villages does not appear to be based upon a special situation where a real difference between these classifications exists, nor why a general law would not be applicable, as required where possible by the constitutional mandate, hence, we are of the opinion that the constitutionality of the bill as it now stands is, at the best, questionable.

Yours very truly,

CLARENCE A. H. MEYER
Attorney General

(Signed) Harold S. Salter
Deputy Attorney General
Tort Claims Division

HSS:mkk

UNANIMOUS CONSENT—Print in Journal—LB 365

Mr. Barnett asked unanimous consent to print the following amendments in the Journal. No objections. So ordered.

Page 2, line 4, "Red" instead of blue.
Page 2, line 6, "or Sheriff" after fireman.
Page 2, line 6, "or Law Enforcement Officer" after fireman.
Page 2, line 8, "or Law Enforcement Officer" after fireman.
Page 2, line 15, "or Law Enforcement Officer" after fireman.
Page 2, line 24, "or Law Enforcement Officer" after fireman.

Page 3, Make original Paragraph (3)—(2) and change line 7 "Blue" to "red".

Page 3, Put back Paragraph (2) with regard to "blue lights".

ADJOURNMENT

At3:59 p.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Wednesday, April 14, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

SIXTY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, April 14, 1971

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Eternal God, again we unite to think through issues of deep import before our state. Give sensitivity of spirit and genuine inner strength of will to Thy servants as they make decisions which will effect men personally. May they ever have concern for themselves and for each other.
>
> Give to them also an objectivity in facing issues which may most effectively benefit all the people of this state. May there be candor, integrity, and wisdom in the decisions which will be made. Illumine our darkness with the light of Thy truth. In our Lord's name. Amen.

ROLL CALL

The roll was called and all members were present except Mr. Kremer who was excused.

MEMBERS EXCUSED

Mr. Barnett asked unanimous consent to be excused at 11:00 a.m. today for the balance of the day. No objections. So ordered.

Mr. Swanson asked unanimous consent to be excused Friday, April 16. No objections. So ordered.

SELECT COMMITTEE REPORTS

Nebraska Retirement Systems Advisory

LEGISLATIVE BILL 455. Placed on General File as amended.
Select Committee amendment to LB 455:
1. Add the Emergency Clause.

LEGISLATIVE BILL 730. Placed on General File.

LEGISLATIVE BILL 727. Indefinitely postponed.

(Signed) Claire W. Holmquist, Chairman

Enrollment and Review

LEGISLATIVE BILL 402. Placed on Select File as amended.
Enrollment and Review amendments to LB 402:

1. In the Orme amendment to page 3, line 5, strike "this section" and insert "section 39-727.14".

2. On page 3, line 18, strike "any" and insert "such"; in line 18 strike "of being" and insert an underscored comma; and strike lines 19 to 21.

3. Because of the second Orme amendment adopted 4/5/71, strike the first Orme amendment adopted 4/5/71.

4. Renumber original section 4 as section 3.

5. Add a new section to read:

"Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

6. In the title, line 4, strike "Motor vehicle operators" and insert "vehicles of the road"; in line 7 strike "and"; and in line 7 insert "and to declare an emergency".

LEGISLATIVE BILL 415. Placed on Select File as amended.
Enrollment and Review amendments to LB 415:

1. On page 8, lines 15 and 16, strike "right-of-way and easement" and insert "rights-of-way and easements"; and in line 16, strike "is" and insert "are".

2. In the Ziebarth amendment 1, strike line 1 and "the bottom" in line 2 and insert "1. On page 8, line 17".

3. In the Ziebarth amendment 2, line 1, strike "line 5" and insert "line 4"; in line 2, strike " 'to' " and insert " 'watercourse' "; and in line 2, strike "line 6" and insert "line 5".

4. In new section 3, line 5, strike "due to" and insert "because of".

5. In the title, line 2, strike "2-1506.02, 2-1506.03," and insert "2-1503"; in line 4 insert "to

define terms;" after the semicolon; in line 7, strike "Diverson" and insert "Rechanneling"; in line 8, strike "and"; and in line 9, insert "; and to declare an emergency" after "sections".

LEGISLATIVE BILL 588. Placed on Select File as amended. Enrollment and Review amendments to LB 588:

1. In the first Warner amendment, insert "and show the same as stricken" before the period.
2. In the title, line 5, insert "to provide for thirty-day registrations for certain purposes; after the semicolon.

LEGISLATIVE BILL 916. Placed on Select File as amended. Enrollment and Review amendment to LB 916:

1. In the title, strike lines 2 and 3 and insert "FOR AN ACT to amend section"; strike beginning with the second "to" in line 5 through the semicolon in line 7; and in line 13, strike "sections" and insert "section".

LEGISLATIVE BILL 248. Placed on Select File.

LEGISLATIVE BILL 315. Placed on Select File as amended. Enrollment and Review amendments to LB 315:

1. In line 2 of the standing committee amendment insert "each time the latter word appears" before the period.
2. On page 3, line 9, strike "Chapter 81, article 8," and insert "sections 81-801 to 81-815.39,"; in line 13, strike "the resident person" and insert "any resident of this state"; and in line 21, strike "such".
3. On page 4, line 5, strike "He" and insert "Conservation peace officers and deputy conservation peace officers".
4. In the title, lines 5 and 6, insert "peace" after "conservation"; and in line 10 insert "to provide penalties;" after the semicolon.

LEGISLATIVE BILL 818. Placed on Select File as amended. Enrollment and Review amendment to LB 818:

1. In the title, line 9, strike "premiums.for" and insert "premium for a".

LEGISLATIVE BILL 499. Placed on Select File as amended. Enrollment and Review amendment to LB 499:

1. Renumber original section 1 as section 2 and original section 2 as section 1.

LEGISLATIVE BILL 565. Placed on Select File.

LEGISLATIVE BILL 958 Placed on Select File as amended.
Enrollment and Review amendments to LB 958:

1. In standing committee amendment 1, lines 1 and 2, strike "Workmens Compensation insurance," and insert "workmen's compensation insurance"; in line 3 strike ",Provided" and insert "; Provided"; and in line 7 strike "attorneys fees" and insert "attorney's fee".
2. In standing committee amendment 2, line 1, insert "and" before "also".
3. In the title, line 5, insert "to provide when no such fee shall be removed;" after the semicolon.

LEGISLATIVE BILL 728. Placed on Select File as amended.
Enrollment and Review amendments to LB 728:

1. On page 3, line 6, insert an underscored period after "upward"; and in line 11, strike the period and show the same as stricken.
2. For correlation purposes, on page 3, line 19, insert ", as amended by section 1, Legislative Bill 42, Eighty-second Legislature, First Session, 1971," after "1943"; and in line 23, strike the first "the" and insert "a"; in lines 23 and 24, strike "of the county wherein the marriage is to take place" and insert "in the State of Nebraska".
3. On page 4, strike the commas in line 5; and in line 6, strike "names" and insert "name".
4. On page 5, line 2, strike the comma and show the same as stricken; and in line 6, strike the second comma and show the same as stricken.
5. For correlation purposes, on page 5, line 9, and in the title, line 2, strike "42-104,"; and on page 5, line 11, and in the title, line 4, insert ", and section 42-104, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 42, Eighty-second Legislature, 1971" after "1943".
6. In the title, lines 13 and 14, strike "to waive certain costs as prescribed;".

LEGISLATIVE BILL 633. Placed on Select File as amended.
Enrollment and Review amendment to LB 633:

1. In the title, line 6, strike "and" and insert "to make certain acts unlawful; to provide penalties;"; and in line 7 insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 825. Placed on Select File as amended.
Enrollment and Review amendment to LB 825:

1. In line 1 of standing committee amendment 1, insert "show the same as stricken and" after "and".

LEGISLATIVE BILL 626. Placed on Select File as amended.
Enrollment and Review amendments to LB 626:

1. On page 3, strike line 14, and "reference" in line 15 and insert "but not be limited to"; and in line 15 strike "said" and insert "such".
2. In the Stromer amendment 1, line 1, strike "page 4" and insert "page 3".
3. In the Stromer amendment 2, line 3, strike the comma.
4. In the last line of the Stromer amendments 1 and 2, strike the period and insert a period at the end of the line.
5. In the title, lines 4 and 5, insert "and public power and irrigation" after "power".

LEGISLATIVE BILL 834. Placed on Select File as amended.
Enrollment and Review amendment to LB 834:

1. In the title, strike beginning with "to" in line 6 through "judgment" in line 7 and insert "to provide a presumption; to provide penalties;".

LEGISLATIVE BILL 535. Correctly engrossed.

LEGISLATIVE BILL 568. Correctly engrossed.

LEGISLATIVE BILL 599. Correctly engrossed.

LEGISLATIVE BILL 615. Correctly engrossed.

LEGISLATIVE BILL 654. Correctly engrossed.

LEGISLATIVE BILL 726. Correctly engrossed.

(Signed) Duke Snyder, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 368. With emergency.

A BILL FOR AN ACT relating to elections; to require certain political subdivisions electing governing bodies by districts to reapportion as prescribed; to provide the effect of noncompliance; to provide for new subdivisions; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Barnett Burbach Carpenter Carstens Chambers
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Keyes Kime Klaver Kokes
Lewis Luedtke Maresh Marvel Morgan
Moylan Nore Orme Proud Savage
Simpson Skarda Snyder Stahmer Stromer
Stull Swanson Syas Waldo Waldron
Wallwey Warner Whitney Wiltse Ziebarth

Voting in the negative, 1:

Carsten

Not voting, 3:

Kremer Mahoney Schmit

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 446.

A BILL FOR AN ACT relating to schools; to provide that, except as prescribed, no person employed or engaged in a school or educational institution shall inflict corporal punishment upon a pupil attending such school or institution; to provide that, except as prescribed, any instrument authorizing punishment as prescribed shall be void; and to provide for investigations and the result thereof.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 12:

Carstens Chambers DeCamp Duis Marvel
Morgan Moylan Orme Skarda Stahmer
Swanson Waldron

Voting in the negative, 34:

Barnett Burbach Carpenter Carsten Clark
Craft Elrod Epke Goodrich Hasebroock
Holmquist Johnson Kennedy Keyes Kime
Klaver Kokes Lewis Luedtke Maresh
Nore Proud Savage Simpson Snyder
Stromer Stull Syas Waldo Wallwey
Warner Whitney Wiltse Ziebarth

Not voting, 3:

Kremer
Mahoney
Schmit

Having failed to receive a constitutional majority voting in the affirmative, the bill failed of passage.

LEGISLATIVE BILL 470.

A BILL FOR AN ACT to amend section 79-212, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to clarify provisions governing special schools for truant or incorrigible children; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative 42:

Barnett
Burbach
Carpenter
Carsten
Carstens
Clark
Craft
DeCamp
Duis
Elrod
Epke
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Simpson
Skarda
Snyder
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 4:

Chambers
Goodrich
Lewis
Stahmer

Not voting, 3:

Kime
Kremer
Schmit

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1012. Laid over.

SELECT FILE

LEGISLATIVE BILL 427. Enrollment and Review amendments found in the Legislative Journal on page 1238 for the Sixty-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

VISITORS

Mr. Mahoney introduced Mr. Jim Bowhay, Executive Director of the midwest office on the Council of State Government.

Mr. Kokes introduced Mr. Harold Dorsey of Loup City, Nebraska and Mr. Ron Vavrina of Clarkson, Nebraska.

MOTION–Rule Change

Mr. Warner moved the adoption of the proposed rule change found in the Legislative Journal on page 1259 for the Sixty-First Day. The rule change was adopted with 34 ayes, 2 nays and 13 not voting.

MESSAGE FROM THE GOVERNOR

April 13, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills Nos. 484 and 648. These bills were signed by me on April 13, 1971 and delivered to the Secretary of State.

Sincerely yours,
(Signed) J. James Exon
Governor

JJE:fw

GENERAL FILE

LEGISLATIVE BILL 759. Title read. Explained.

The Standing Committee amendments as referred to in the Legislative Journal on page 1067 for the Fifty-Third Day were adopted.

Mr. Carpenter offered the following amendment which was adopted by a vote of 34 ayes, 0 nays and 15 not voting:

In Sec. 23, strike lines 13 to 24 inclusive and insert in its place the following:

"the State Board of Education by January 1 of each year. The State Board shall submit its request for funds for the technical community colleges to the Legislature. The Legislature shall provide from the general fund and from other funds available the total costs required to maintain an educational program in the community colleges.

Laid over.

VISITORS

Mr. Savage introduced the Government Class of Thomas Jefferson High School and their teacher, Mr. Charles Bryant of Council Bluffs, Iowa.

Mr. Hasebroock introduced 57 Seventh and Eighth Grade Students and their teachers, Miss Brooks and Mr. Fred Hinselman, of West Point, Nebraska.

Mr. Calvin Carsten introduced 6 ladies representing Cass County Republican Women.

COMMITTEE TO ESCORT VISITORS

The President appointed Messrs. Luedtke and Wallwey to escort the 1971 Nebraska State Mother of the Year, Mrs. Lewis Nuernberger of Wakefield, Nebraska and the Chairman of the Nebraska Mother's Committee, Mrs. Ralph Hill to the rostrum.

Mrs. Nuernberger and Mrs. Hill spoke to the members briefly.

The guests were escorted from the Chamber.

GENERAL FILE

LEGISLATIVE BILL 573. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 799 for the Forty-First Day were adopted.

Mr. Burbach offered the following amendments which were adopted:

1. On page 2, line 9 after "except" insert: "(a)".
2. On page 2, line 12 after "1943" strike ";" and insert:

" , (b) property assessed by the State Board of
Equalization and Assessment as provided in section
77-601 to 77-675 Revised Statutes Supplement, 1969,
and
(c) property owned by parties deemed public
service companies subject to the provisions of
section 77-801 to 77-803, Reissue Revised Statutes
of Nebraska, 1943;"

Mr. Burbach offered the following amendments which were adopted by a vote of 30 ayes, 10 nays and 9 not voting:

1. On page 3, line 2, strike "1973" and insert "1975".
2. On page 3, line 3, strike "twenty" and insert "ten".
3. On page 3, line 7, strike "1974" and insert "1976".
4. On page 3, line 8, strike "twenty" and insert "ten".

5. On page 3, strike all of section 4 and insert the following:

"Sec. 4. Effective January 1, 1977, an additional ten per cent exemption from actual value to those totals already provided in sections 1, 2, and 3 of this act shall be allowed for the classes of property as provided in section 1 of this act."

6. Insert a new section 5 to read as follows:

"Sec. 5. Effective January 1, 1978, an additional ten per cent exemption from actual value to those totals already provided in sections 1, 2, 3, and 4 of this act shall be allowed for the classes of property as provided in section 1 of this act.

7. Insert a new section 6 to read as follows:

"Sec. 6. Effective January 1, 1979, only ten per cent of the actual value of the classes of property enumerated in section 1 of this act shall be subject to personal tangible property taxation.

8. Renumber old section 5 as section 7, old section 6 as section 8, old section 7 as section 9, old section 8 as section 10.

Mr. Burbach offered the following amendment which was adopted:

1. Add a new section to read:

"If any section of this act or any part of any section shall be declared invalid or unconstitutional, such declaration shall not affect the validity of the remaining portions thereof".

RECESS

At 11:57 a.m., on a motion by Speaker Hasebroock, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:03 p.m., President Marsh presiding.

The roll was called and all members were present except Messrs. Barnett and Kremer who were excused.

VISITORS

Mr. Luedtke introduced 20 Fourth Grade Students, including his son Larry, and their teacher Jane Huyck of the Trinity Luthern School, Lincoln, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 573. Considered.

Mr. Burbach moved to advance LB 573 to Enrollment & Review Initial.

Mr. Skarda moved the previous question, "Shall the debate now cease?". The motion prevailed with 39 ayes, 1 nay and 9 not voting.

Mr. Klaver moved to indefinitely postpone LB 573.

Mr. Klaver requested a record vote.

Voting in the affirmative, 11:

Chambers Goodrich Klaver Luedtke Orme
Savage Simpson Skarda Snyder Stahmer
Syas

Voting in the negative, 30:

Burbach Carpenter Carsten Carstens Clark
Craft DeCamp Duis Epke Hasebroock
Holmquist Johnson Keyes Kime Kokes
Lewis Mahoney Maresh Morgan Nore
Proud Schmit Stromer Stull Swanson
Waldo Warner Whitney Wiltse Ziebarth

Not voting, 8:

Barnett Elrod Kennedy Kremer Marvel
Moylan Waldron Wallwey

The motion to indefinitely postpone lost with 11 ayes, 30 nays and 8 not voting.

Advanced to Enrollment & Review with 31 ayes, 13 nays and 5 not voting.

COMMITTEE MEETING—Executive Session

Mr. Marvel announced the Budget Committee would meet at 12:00 noon in the Supreme Court Hearing Room on Thursday, April 15, 1971.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on April 14, 1971 at 9:45 a.m.: LB 495 and LB 684.

(Signed) Barbara Jackson, Enrolling Clerk

STANDING COMMITTEE REPORT

Government and Military Affairs

LEGISLATIVE BILL 1009. Indefinitely postponed.

(Signed) Terry Carpenter, Chairman

GENERAL FILE

LEGISLATIVE BILL 759. Considered.

Advanced to Enrollment & Review with 32 ayes, 8 nays and 9 not voting.

MOTION—Place LB 66 on General File

Mr. Carpenter moved to take LB 66 from the Revenue Committee and place on General File. The motion prevailed with 27 ayes, 12 nays and 10 not voting.

UNANIMOUS CONSENT—Print In Journal

Mr. Carpenter asked unanimous consent to print the following amendments to LB 462 in the Journal:

Strike Section 1 to 3 of bill and insert the following:

Section 1. That at the general election in November, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article VII of the Constitution of Nebraska by the addition of six new sections, which is hereby proposed by the Legislature:

"Sec. 18. Beginning July 1, 1973, the State of Nebraska shall pay, from the School Assistance Fund, all costs for the operation of public elementary and secondary schools in the state except costs incurred for land acquisition, building construction, improvements and repair, and debt service, which costs shall be paid by the school districts.

Sec. 19. The board of each school district shall prepare budgets to coincide with the state budgeting period. Such budgets shall be submitted to the State Department of Education on or before April 1 of each year. The department shall review such budgets and submit them, with the department's recommendations, to the Legislature for final approval. When the Legislature has approved such budgets it shall appropriate to the School Assistance Fund such amounts as are necessary to pay to each district the money provided for by section 18 of this article.

Sec. 20. Payments from the School Assistance Fund shall be made monthly beginning July 1, 1973. The Department of Education shall certify the amount due each school district to the Director of Administrative Services, who shall draw his warrant on the State Treasurer for such amount.

Sec. 21. The board of each school district shall administer the school program, including, but not limited to, the hiring of administrators and teachers and the selection of textbooks, using money provided from the School Assistance Fund and such other revenue as may be provided by law.

Sec. 22. No school district shall undertake construction of any new building unless such construction has been approved by a majority of the voters casting ballots on the question at a general or special election.

Sec. 23. When the balance in the School Assistance Fund is insufficient to pay actual costs, because of emergencies or abnormalities, each school district shall pay the deficit from such other revenue as may be provided by law, after obtaining the approval of the State Board of Education. When a school district receives from the State Assistance Fund more money than is required to meet costs pursuant to section 19 of this article, such excess shall be deposited in the school district treasury and used for other school purposes."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment to provide that the state shall pay all costs for the operation of public elementary and secondary schools except costs for land acquisition, building construction, improvements and repair, and debt service.

For

Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

ADJOURNMENT

At 3:58 p.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Thursday, April 14, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

SIXTY-THIRD DAY—APRIL 15, 1971

Legislative Chamber, Lincoln, Nebraska
Thursday, April 15, 1971

Pursuant to adjournment, the Legislature met at 9:03 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> O God, our Father, believing that Thou hast created us in Thine image, with a vast potential for growth and creativity, grant us now courage to stand for what is right; give us perseverance to contend against the wrongs of society; and afford us the wisdom to discern the difference.
>
> We are painfully aware that most issues, by and large, cannot be discussed in terms of black or white, for they contain strands of gray. Therefore, when we are often called upon to make compromises, may they be not in the nature of giving up our principles but of trying to understand the other person's principles the better.
>
> May we not lose confidence because of the intricate problems of discretion and decision, but know this is one reason why we have been put here on earth—to make decisions, for ourselves and others.
>
> Give us, therefore, the incentive to lean toward the truth, toward the right, and toward the good. We pray in our Lord's name. Amen.

ROLL CALL

The roll was called and all members were present except Mr. Kremer who was excused until 10:45 a.m.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 844. Placed on General File as amended. Standing Committee amendments to LB 844:

1. On page 2, strike lines 4 to 9 and show as stricken and insert the following:

"39-2509. (1) Each county shall be entitled to one half of the amount allocated to is each year under the provisions of section 39-2506 or 39-2507, as applicable, and section 39-2508 with no requirement for providing funds locally, but shall be required to match the second one half on the basis of one dollar for each two dollars it receives, with any available funds.".

2. Insert a new section 1 to read as follows:

"Section 1. That section 39-2402, Revised Statutes Supplement, 1969, be amended to read as follows:

39-2402. The State Treasurer shall monthly transfer from the Highway Allocation Fund to the Grade Crossing Protection Fund fifteen thousand dollars and to the State Recreation Road Fund an amount equal to fifty cents for each motor vehicle registration during the preceding month. ~~For the years 1970 and 1971, commencing January 1, 1970, the~~ The balance of the money in the Highway Allocation Fund shall be allocated fifty-three and one-third per cent to the Department of Roads, twenty-five and one-third per cent to the various counties for road purposes, and twenty-one and one-third per cent to the various municipalities for street purposes; ~~for the years 1972 and 1973, commencing January 1, 1972, the balance of the money in the Highway Allocation Fund shall be allocated fifty-three and one-third per cent to the Department of Roads, twenty-four and one-third to the various counties for road purposes, and twenty-two and one-third per cent to the various municipalities for street purposes; and for the year 1974 and thereafter~~, ~~commencing January 1, 1974, the balance of the money in the Highway Allocation Fund shall be allocated fifty-three and one-third per cent to the Department of Roads~~, ~~twenty-three and one-third per cent to the various counties for road purposes, and twenty-three and one-third per cent to the various municipalities for street purposes;~~ Provided, that for the calendar years 1970 and 1971, if it is determined by November 1 of each respective year that any county will receive from its allocation of state-collected highway revenue and from any funds relinquished to it by municipalities within its boundaries, an amount in such year which is less than such county received in state-collected highway revenue in the calendar year 1969, the Department of Roads shall notify the State Treasurer that an amount equal to the sum necessary to provide such county with funds equal to such county's 1969 highway allocation for such year shall be transferred from the ~~Highway Cash Fund~~ share allocated to counties to such county; and provided further, that any such makeup funds must be matched by the county as provided in sections 39-2501 to 39-2510. The portion allocated to the Department of Roads shall be credited monthly to the Highway Cash Fund. The portions allocated to the counties and municipalities shall be distributed monthly as provided by law.".

3. Renumber original sections 1 and 2 as sections 2 and 3 respectively; on page 2, line 1, strike "Section" and insert "Sec."; on page 4, line 15, strike "section" and insert "sections 39-2402 and", and on line 16 strike "is" and insert "are".

LEGISLATIVE BILL 482. Indefinitely postponed.

(Signed) Rudolf C. Kokes, Chairman

Agriculture and Recreation

LEGISLATIVE BILL 600. Placed on General File as amended.
Standing Committee amendment to LB 600:

1. On page 7, line 19, after "cost" insert ", to be paid to the State Treasurer, who shall credit the amount involved to the Floodway Obstruction Removal Fund".

LEGISLATIVE BILL 619. Placed on General File.

LEGISLATIVE BILL 807. Placed on General File.

LEGISLATIVE BILL 938. Indefinitely postponed.

(Signed) Loran Schmit, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 582. Replaced on Select File as amended.
Enrollment and Review amendment to LB 582:

1. In line 2 of the title, as amended, insert "section" after "amend".

LEGISLATIVE BILL 725. Replaced on Select File as amended.
Enrollment and Review amendment to LB 725:

1. In line 16 of standing committee amendment 1, reinstate the period stricken by the Maresh amendment adopted 3/30/71.

LEGISLATIVE BILL 387. Placed on Select File.

LEGISLATIVE BILL 513. Placed on Select File as amended.
Enrollment and Review amendment to LB 513:

1. In the title, line 7, insert "to broaden the power of other subdivisions;" after the semicolon.

LEGISLATIVE BILL 195. Placed on Select File as amended.
Enrollment and Review amendment to LB 195:

1. In standing committee amendment 1, line 2, strike the comma.

LEGISLATIVE BILL 694. Placed on Select File.

LEGISLATIVE BILL 369. Placed on Select File as amended.
Enrollment and Review amendments to LB 369:

1. In lieu of the first Orme amendment, on page 2, line 2, insert "60-403.01 or" after "section"; and in line 4 strike "to exceed ten" and insert "less than ten dollars nor more than one hundred".

2. In lieu of the Duis amendment, add a new section to read:

"Sec. 2. The examination for a motorcycle operator's license required by section 60-403.01, Reissue Revised Statutes of Nebraska, 1943, may be conducted by any member of the Nebraska State Patrol.".

3. Add a new section to read:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

4. In the title, insert "60-403.01 or" at the end of line 3; and in line 5 insert "; to provide for examinations; and to declare an emergency" after "1943".

LEGISLATIVE BILL 78. Correctly engrossed.

LEGISLATIVE BILL 530. Correctly engrossed.

LEGISLATIVE BILL 554. Correctly engrossed.

LEGISLATIVE BILL 591. Correctly re-engrossed.

LEGISLATIVE BILL 614. Correctly engrossed.

LEGISLATIVE BILL 660. Correctly engrossed.

LEGISLATIVE BILL 660A. Correctly engrossed.

LEGISLATIVE BILL 675. Correctly engrossed.

LEGISLATIVE BILL 368. Correctly enrolled.

LEGISLATIVE BILL 470. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business the President signed LB 368 and LB 470.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 357.

A BILL FOR AN ACT to amend section 24-342, Reissue Revised Statutes of Nebraska, 1943, relating to court reporters; to increase the fee of court reporters as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 31:

Barnett
Burbach
Carsten
Carstens
Chambers
Craft
DeCamp
Elrod
Goodrich
Hasebroock
Johnson
Keyes
Klaver
Luedtke
Mahoney
Maresh
Moylan
Nore
Proud
Savage
Simpson
Skarda
Stahmer
Stromer
Stull
Swanson
Syas
Waldron
Warner
Wiltse
Ziebarth

Voting in the negative, 12:

Clark
Epke
Holmquist
Kennedy
Kokes
Lewis
Orme
Schmit
Snyder
Waldo
Wallwey
Whitney

Not voting, 6:

Carpenter
Duis
Kime
Kremer
Marvel
Morgan

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 691.

A BILL FOR AN ACT to amend section 35-508, Revised Statutes Supplement, 1969, relating to fire districts; to enlarge the powers of the board of directors as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett Burbach Carsten Carstens Chambers
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Johnson Kennedy
Keyes Kime Klaver Kokes Lewis
Luedtke Mahoney Maresh Marvel Morgan
Moylan Nore Orme Proud Savage
Schmit Simpson Skarda Snyder Stahmer
Stromer Stull Swanson Syas Waldo
Waldron Warner Whitney Wiltse Ziebarth

Voting in the negative, 1:

Wallwey

Not voting, 3:

Carpenter Clark Kremer

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—Return LB 436 to Select File

Mr. Stahmer moved to return LB 436 for the following specific amendment which prevailed by a vote of 39 ayes, 0 nays and 10 not voting:

1. Strike sections 1 to 4 and insert the following:

"Section 1. To effectuate the right of the accused to a speedy trial and the interest of the public in prompt disposition of criminal cases, insofar as is practicable:

(1) The trial of criminal cases shall be given preference over civil cases; and

(2) The trial of defendants in custody and

defendants whose pretrial liberty is reasonably believed to present unusual risks shall be given preference over other criminal cases. It shall be the duty of the county attorney to bring to the attention of the trial court any cases falling within subdivision (2) above, and he shall generally advise the court of facts relevant in determining the order of cases to be tried.

Sec. 2. Applications for continuance shall be madein accordance with section 25-1148, Reissue Revised Statutes of Nebraska, 1943, but in criminal cases in the district court the court shall grant a continuance only upon a showing of good cause and only for so long as is necessary, taking into account not only the request or consent of the prosecution or defense, but also the public interest in prompt disposition of the case.

Sec. 3. (1) Every person indicated or informed against for any offense shall be brought to trial within six months, and such time shall be computed as provided in this section.

(2) Such six-months' period shall commence to run from the date the indictment is returned or the information filed. As to indictments or informations or orders for a new trial pending on the effective date of this act, such six-months' period shall commence to run from the effective date of this act.

(3) If such defendant is to be tried again following a mistrial, an order for a new trial, or an appeal or collateral attack, such period shall commence to run from the date of the mistrial, order granting a new trial, or the mandate on remand.

(4) The following periods shall be excluded in computing the time for trial:

(a) The period of delay resulting from other proceedings concerning the defendant, including but not limited to an examination and hearing on competency and the period during which he is incompetent to stand trial; the time from filing until final disposition of pretrial motions of the defendant, including motions to suppress evidence, motions to guash the indictment or information, demurrers and pleas in abatement and motions for a change of venue; and the time consumed in the trial of other charges against the defendant;

(b) The period of delay resulting from a continuance granted at the request or with the consent of the defendant or his counsel. A defendant without counsel shall not be deemed to have consented to a continuance unless he has been advised by the court of his right to a speedy trial and the effect of his consent;

(c) The period of delay resulting from a continuance granted at the request of the prosecuting attorney, if:

(i) The continuance is granted because of the unavailability of evidence material to the state's case, when the prosecuting attorney has exercised due diligence to obtain such evidence and there are reasonable grounds to believe that such evidence will be available at the later date; or

(ii) The continuance is granted to allow the prosecuting attorney additional time to prepare the state's case and additional time is justified because of the exceptional circumstances of the case;

(d) The period of delay resulting from the absence or unavailability of the defendant;

(e) A reasonable period of delay when the defendant is joined for trial with a codefendant as to whom the time for trial has not run and there is good cause for not granting a severance. In all other cases the defendant shall be granted a severance so that he may be tried within the time limits applicable to him; and

(f) Other periods of delay not specifically enumerated herein, but only if the court finds that they be for good cause.

Sec. 4. If a defendant is not brought to trial before the running of the time for trial, as extended by excluded periods, he shall be entitled to his absolute discharge from the offense charged and for any other offense required by law to be joined with that offense.

Sec. 5. Failure of the defendant to move for discharge prior to trial or entry of a plea of guilty or nolo contendere shall constitute a waiver of the right to speedy trial.

Sec. 6. That sections 29-1201, 29-1203 and 29-1204, Reissue Revised Statutes of Nebraska, 1943, are repealed.

Sec. 7. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.

RESOLUTIONS

LEGISLATIVE RESOLUTION 44.

Introduced by Orval Keyes, 3rd District.

WHEREAS, on October 14, 1969, Sarpy County had a special federal census and this census showed a population of 63,282; and

WHEREAS, on April 1, 1970, the federal census of Sarpy County showed a population of 65,007; and

WHEREAS, this shows a growth of 11 people per day or over 4000 people a year; and,

WHEREAS, it appears by projecting post federal census figures that Sarpy County will have a population of 91,400 by the 1976 election; and

WHEREAS, Douglas County population increases at a rate corresponding to that of Sarpy County; and

WHEREAS, voting districts in various parts of the United States have had population disparities of twelve per cent and have not been challenged in the courts when all factors have been considered, and in other instances disparities of two per cent have been challenged when no factors other than population were considered; and

WHEREAS, because of the rapid growth in Sarpy and Douglas counties and the county boundary lines, it is impossible to establish legislative districts affecting those counties that are within the percentage of total population within the state.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That legislative districts be established for Sarpy and Douglas counties, solely within the boundaries of each county, taking into consideration the growth pattern of each county.

Mr. Syas moved to suspend the rules and take up LR 44. The motion prevailed with 37 ayes, 1 nay and 11 not voting.

Mr. Syas moved to indefinitely postpone LR 44. The motion prevailed with 36 ayes, 2 nays and 11 not voting.

SELECT FILE

LEGISLATIVE BILL 402. Enrollment and Review amendments found in the Legislative Journal on page 1265 for the Sixty-Second Day were adopted.

Mr. Carpenter offered the following amendment which was adopted:

1. On page 1, line 15, after the period insert

"Any person convicted of a second or subsequent offense under this section shall be punished by imprisonment in the county jail for not less than five nor more than thirty days, or by a fine of not less than one hundred nor more than two hundred dollars, or by both such fine and imprisonment.".

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 415. Enrollment and Review amendments found in the Legislative Journal on page 1265 for the Sixty-Second Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 588. Enrollment and Review amendments found in the Legislative Journal on page 1266 for the Sixty-Second Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 916. Enrollment and Review amendment found in the Legislative Journal on page 1266 for the Sixty-Second Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 248.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 315. Enrollment and Review amendments found in the Legislative Journal on page 1266 for the Sixty-Second Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 818. Enrollment and Review amendment found in the Legislative Journal on page 1266 for the Sixty-Second Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 499. Enrollment and Review amendment found in the Legislative Journal on page 1266 for the Sixty-Second Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 565.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 958. Enrollment and Review amendments found in the Legislative Journal on page 1267 for the Sixty-Second Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 728. Enrollment and Review amendments found in the Legislative Journal on page 1267 for the Sixty-Second Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 633. Enrollment and Review amendment found in the Legislative Journal on page 1267 for the Sixty-Second Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 825. Enrollment and Review amendment found in the Legislative Journal on page 1267 for the Sixty-Second Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 626. Enrollment and Review amendments found in the Legislative Journal on page 1268 for the Sixty-Second Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 834. Enrollment and Review amendment found in the Legislative Journal on page 1268 for the Sixty-Second Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 436. The Stahmer amendments found in today's Journal were adopted by a vote of 31 ayes, 0 nays and 18 not voting.

Advanced to Enrollment and Review for engrossment.

UNANIMOUS CONSENT–Expedite LB 725 and 725A

Mr. Maresh asked unanimous consent to expedite LB 725 and LB 725A. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 725. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment by a vote of 26 ayes, 4 nays and 19 not voting.

VISITORS

Mr. Fred Carstens introduced 6 American Government Students and their teacher, Mr. David T. Anderson, of Barneston High School, Barneston, Nebraska.

Mr. Calvin Carstens introduced 10 members of the Merry Workers Extension Club of Plattsmouth, Nebraska.

Mr. Schmit introduced 19 Seventh and Eighth Grade Students and their teacher Sister M. Alma Janausel, Assumption Parochial School, Dwight, Nebraska.

Mr. Elrod introduced 18 students and their teachers, Mr. Robert Miller and Mrs. Pulsom, Grand Island Senior High School.

Mr. Swanson introduced the Federated Church Confirmation Class and sponsors, Rev. Walter Bailey and Mrs. James Barbee, Sutton, Nebraska.

EXPLANATION OF VOTE

Had I been present I would have voted "aye" on LB 759.

(Signed) Wally Barnett

MOTION—Suspend the Rules

Mr. Carpenter moved to suspend the rules and take up LB 87 on Final Reading today. The motion prevailed with 34 ayes, 8 nays and 7 not voting.

MOTION—Return LB 87 to Select File

Mr. Proud moved to return LB 87 to Select File for the following specific amendment:

Strike the enacting clause.

Mr. Proud requested a record vote.

Voting in the affirmative, 10:

Chambers DeCamp Klaver Morgan Moylan
Proud Skarda Snyder Stromer Waldron

Voting in the negative, 31:

Barnett Carpenter Carsten Carstens Clark
Craft Goodrich Hasebroock Holmquist Johnson
Kennedy Keyes Kime Kokes Lewis
Luedtke Mahoney Maresh Marvel Nore
Orme Savage Schmit Simpson Stahmer
Swanson Syas Wallwey Warner Wiltse
Ziebarth

Not voting, 8:

Burbach Duis Elrod Epke Kremer
Stull Waldo Whitney

The motion to return failed with 10 ayes, 31 nays and 8 not voting.

Mr. Proud moved to return LB 87 to Select File for the following specific amendment:

In section 1, line 16 strike the words "of eight" and in section 1, line 17 strike the word "cents".

In section 1, strike lines 18 through 26 inclusive.

Strike sections 5, 6 and 7.

Mr. Proud requested a record vote.

Voting in the affirmative, 15:

DeCamp Kennedy Kime Klaver Maresh
Morgan Moylan Proud Skarda Snyder
Stahmer Stromer Swanson Waldron Wallwey

Voting in the negative, 21:

Barnett Burbach Carpenter Carstens Craft
Duis Goodrich Hasebroock Holmquist Keyes
Kokes Lewis Luedtke Nore Orme
Savage Schmit Syas Warner Wiltse
Ziebarth

Not voting, 13:

Carsten Chambers Clark Elrod Epke
Johnson Kremer Mahoney Marvel Simpson
Stull Waldo Whitney

The motion to return failed with 15 ayes, 21 nays and 13 not voting.

Mr. Proud moved to return LB 87 to Select File for the following specific amendment:

In Section 1, commencing at line 22 after the word "Nebraska" strike the remainder of such section and insert the following:

"University of Nebraska Medical School Faculty and Student Fund which is hereby created and which shall be used to increase the teaching staff at the University of Nebraska Medical School and to provide needy medical school applicants to such school free tuition, textbooks and fees. Such fund shall be administered by the University of Nebraska Board of Regents which shall establish rules defining need, eligibility and admissability of any particular applicant. Such Board shall determine the percentage of the fund to be allocated to such applicants and staff respectively."

No student shall be admitted as a needy student unless such student shall first agree in writing to study for a degree as a general practitioner and to practice in a Nebraska municipality not exceeding 10,000 population for a period of at least three years immediately subsequent to graduation."

Strike Section 5.

Strike Section 6 and insert:

"Sec. 6. All money in the University of Nebraska Medical School Faculty and Student Fund is hereby appropriated for the biennium ending June 30, 1971, for needy students and increased faculty, as provided in section 77-2602."

Strike Section 7 and insert:

"Sec. 7. The unexpended balance in the University of Nebraska Medical School Faculty and Student Fund on June 30, 1971, is hereby reappropriated, and all money in such fund during the fiscal year of July 1, 1971, to June 30, 1972, is hereby appropriated for needy students and increased faculty, as provided in section 77-2602."

section 77-2602."

Mr. Proud requested a record vote.

Voting in the affirmative, 14:

Chambers DeCamp Kennedy Kime Klaver
Maresh Morgan Moylan Proud Schmit
Skarda Stahmer Stromer Waldron

Voting in the negative, 21:

Barnett Carpenter Carstens Duis Goodrich
Hasebroock Holmquist Kokes Kremer Lewis
Luedtke Marvel Orme Savage Simpson
Snyder Stull Swanson Syas Warner
Ziebarth

Not voting, 14:

Burbach Carsten Clark Craft Elrod
Epke Johnson Keyes Mahoney Nore
Waldo Wallwey Whitney Wiltse

The motion to return failed with 14 ayes, 21 nays and 14 not voting.

Mr. Proud moved to return LB 87 to Select File for the following specific amendment which failed by a vote of 11 ayes, 27 nays and 11 not voting.

In Section 1, line 21 after the word "the" strike the remainder of the section and insert the following: "University of Nebraska Law School Building Fund which is hereby created and which shall be used for the erection of a new law school building on the Lincoln campus including land acquisition, construction, equipping, furnishing and providing necessary parking space."

Strike Sec. 5.

Strike Sec. 6 and insert: "All money in the University of Nebraska Law School Building Fund is hereby appropriated for the biennium ending June 30, 1971, for the erection of a new law school building at the University of Nebraska at Lincoln, as provided in section 77-2601."

Strike section 7 and insert:

"The unexpended balance in the University of Nebraska Law School Building Fund on June 30, 1971, is hereby reappropriated, and all money in such fund during the fiscal year of July 1, 1971, to June 30, 1972, is hereby appropriated for the erection of a new law school building at the University of Nebraska at Lincoln.

Mr. F. Carstens moved to return LB 87 to Select File for the following specific amendment which was adopted by a vote of 44 ayes, 0 nays and 5 not voting:

1. Amend Standing Committee Amendment 2 by striking the period at the end thereof and inserting "; Provided, that before the two and one half cents of such tax is placed in the State Office Building Fund and the two and one half cents of such tax is placed in the Lincoln Field House Fund, there shall be set aside by the State Treasurer Six Hundred Ninety-Five thousand dollars to the Department of Public Institutions for construction of an activities building at the Beatrice State Home; which sum is hereby appropriated for the biennium ending June 30, 1971 and any unexpended sum is reappropriated for the fiscal year of July 1, 1971 to June 30, 1972.".

SELECT FILE

LEGISLATIVE BILL 87. The Carstens amendment found in today's Journal was adopted by a vote of 44 ayes, 0 nays and 5 not voting.

Advanced to Enrollment and Review for engrossment.

MOTION–Return LB 87 to Select File

Mr. Snyder moved to return LB 87 to Select File for the following specific amendment which failed by a vote of 13 ayes, 26 nays and 10 not voting.

That the standing committee amendment to LB 87 be amended as follows: strike all words after "special fund to be known as the" and add "Capitol Construction fund".

Strike sections 5, 6 and 7.

VISITORS

Mr. Waldo introduced 27 students and their teacher, Loretta Falkinburg of Crete, Nebraska.

COMMITTEE MEETING–Executive Session

Mr. Schmit announced the Agriculture and Recreation Committee would meet in the East Senate Lounge at 1:15p.m., Friday, April 16, 1971.

COMMITTEE MEETING—Executive Board

Mr. Swanson announced the Executive Board would meet in the Legislative Council Hearing Room today at 12:30 p.m.

MEMBERS EXCUSED

Mr. F. Carstens asked unanimous consent to be excused at 2:30 p.m. for the remainder of the day. No objections. So ordered.

Messrs. Holmquist and Klaver asked unanimous consent to be excused Friday, April 16, 1971. No objections. So ordered.

STANDING COMMITTEE REPORT

Agriculture and Recreation

LEGISLATIVE BILL 514. Placed on General File.

LEGISLATIVE BILL 777. Placed on General File.

LEGISLATIVE BILL 864. Placed on General File as amended.
Standing Committee amendments to LB 864:

1. Insert 9 new sections to read as follows:

"Sec. 4. No person over sixteen years of age shall take, hunt, kill, or possess in the field any mourning dove unless, at the time at such taking, hunting, killing, or possessing in the field, such person carries on his or her person an unexpired stamp validated, by his or her signature in ink across the face of the stamp, prior to the time of taking, hunting, killing, or possessing in the field such birds; Provided, that all nonresidents, regardless of age, who shall take, hunt, kill or possess any mourning dove shall carry on his or her person the required mourning dove stamp, validated as above required. Any person to whom a stamp has been issued shall, immediately upon request, exhibit the stamp to any officer or person whose duty it is to enforce the provisions of this act. Any person taking, hunting, killing, or possessing in the field mourning doves in this state without such a stamp attached to his or her hunting permit and not actually on or about his person, shall be deemed to be without such stamp. Such stamp shall be issued upon the payment of five dollars as provided by rules and regulations of the Game and Parks Commission.

Sec. 5. The mourning dove stamp, provided for by section 4 of this act shall not be transferable. Such stamps shall expire at midnight on December 31 of the year in which issued.

Sec. 6. Any stamp, issued under the provisions of this act, shall be subject to revocation by the Game and Parks Commission at the same time and for the same reasons that permits are subject to revocation pursuant to section 37-207.

Sec. 7. It shall be unlawful: (1) For any person, holding a stamp under the provisions of this act to lend or transfer the stamp to another person or for any person to borrow or use the stamp of another; (2) for any person to (a) procure a stamp under an assumed name, (b) falsely state the place of his legal residence, or (c) make any other false statement in procuring the stamp; (3) for any person to knowingly issue or aid in securing a stamp under the provisions of this act for any person not legally entitled thereto; (4) for any person disqualified for a stamp to hunt mourning doves with or without a stamp, during any period when such right has been forfeited or for which his stamp has been revoked by the Game and Parks Commission; and (5) for anyone to hunt mourning doves without a permit as required by section 37-201, and the stamp attached thereto. Any person violating any of the provisions of this act shall be guilty of a misdemeanor and shall, upon conviction thereof, be fined not less than ten dollars nor more than fifty dollars, and in addition the court shall require the offender to purchase the required stamp, and any stamp obtained or used in violation of these sections shall be confiscated by the court.

Sec. 8. Mourning dove stamps shall be issued by the Game and Parks Commission. They may be procured from the secretary thereof or from such other persons, firms, and corporations as may be designated by the commission to sell stamps and to collect the fees therefor.

Sec. 9. Any person, firm, or corporation authorized to sell mourning dove stamps and collect the fees therefor shall remit the fees for the mourning dove stamps monthly to the secretary of the Game and Parks Commission. All remittances shall be upon a form to be supplied by the commission and a duplicate copy be retained by persons, firms, or corporations authorized by the commission to sell stamps for it.

Sec. 10. The secretary of the Game and Parks Commission shall deposit all money received by him, or from others authorized to sell such stamps, from the sale of stamps with the State Treasurer and shall take a receipt from him therefor. The State Treasurer shall place the funds so received in the State Game Fund. The secretary of the commission and any county clerk or public official designated to sell such stamps shall be liable upon their offical bonds for failure to pay the money from the sale of the stamps, as required by this act, coming into their hands. Any other person, firm, or corporation who shall receive stamp fees, under the provisions of this act or the rules of the commission, and who shall fail to pay over the same to the commission in accordance with the provisions of this act and its rules and, after demand is made for the same, shall be liable to suit by the commission in double the amount of the funds wrongfully withheld and shall further be liable criminally for embezzlement.

Sec. 11. Any person who shall violate any provision of this act, or who shall violate or fail to comply with any regulation therein shall, upon conviction thereof, be subject to the penalties provided in section 4 of this act.

Sec. 12. Hunting of mourning doves shall be subject to the following restrictions:

(1) Doves may be shot only while in flight, and may not be shot off any wire of any type; and

(2) Doves may not be shot within three hundred yards of any inhabited building.

The commission may promulgate rules and regulations, including ones establishing seasons, for the hunting of doves. Such rules and regulations shall be consistent with the provisions of this section and other provisions of law relating to the hunting of game birds generally.

Any person who violates the provisions of this section shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of one hundred dollars.".

2. Renumber original section 4 as section 13.

3. Add new section 14 to read as follows:

"Sec. 14. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

LEGISLATIVE BILL 939. Placed on General File as amended.

(Amendments struck the bill and created a new bill which is available separate from the Journal)

(Signed) Loran Schmit, Chairman

RECESS

At 12:01 p.m., on a motion by Speaker Hasebroock, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature re-convened at 2:04 p.m., Speaker Hasebroock presiding.

The roll was called and all member were present except the Appropriations Committee who were excused.

UNANIMOUS CONSENT–Order of Business

Mr. Keyes asked unanimous consent to place LB 462 as the first order of business on Friday, April 16. No objections. So ordered.

Mr. Klaver asked unanimous consent to place LB 567 as the first order of business on Monday, April 19. No objections. So ordered.

MEMBER EXCUSED

Mr. Waldo asked unanimous consent to be excused Friday, April 16, 1971. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 593. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 1036 for the Fifty-Second Day was adopted.

Advanced to Enrollment & Review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 811.

Advanced to Enrollment & Review with 34 ayes, 0 nays and 15 not voting.

MEMBER EXCUSED

Mr. Epke asked unanimous consent to be excused until 3:15 p.m. today. No objections. So ordered.

VISITORS

Mr. Hasebroock introduced 63 twelfth grade students; their teacher, Charles Brown; Aide, Robin Waller, from York Senior High, York, Nebraska.

Mr. Keyes introduced 56 students and their teachers, Jo Reihart and Linda Wohlers, from Trumble Park School, Papillion, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 990. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 863 for the Forty-Fourth Day was adopted.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 496. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 953 for the Forty-Seventh Day was adopted.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 796. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 1294 for the Sixty-First Day were adopted.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 594. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 1057 for the Fifty-Third Day were adopted.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 997. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 1067 for the Fifty-Third Day were adopted.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 839. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 1068 for the Fifty-Third Day was adopted.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 843. Title read. Explained.

Advanced to Enrollment & Review with 25 ayes, 1 nay and 23 not voting.

LEGISLATIVE BILL 282. Title read. Explained.

Mr. Simpson offered the following amendment which was adopted:
Strike standing committee amendment no. 3 and insert:
In line 7, after "city" insert "or village;" and strike lines 10 to 14 and

insert such city or village except as provided in sections 16-405 and 17-613, which has been adopted by such city or village without submission to the voters of such city or village, shall go into effect until fifteen days after the passage of such ordinance.

Standing Committee amendments found in the Legislative Journal on page 1070 for the Fifty-Fourth Day were adopted.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 432. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 1072 for the Fifty-Fourth Day was adopted.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 497. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 1072 for the Fifty-Fourth Day were adopted.

Mr. Carsten requested a Call of the House. The Call showed 29 members present.

Mr. Kime moved to Raise the Call. The motion prevailed with 26 ayes, 0 nays and 23 not voting.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 890. Title read. Explained.

Advanced to Enrollment & Review with 25 ayes, 6 nays and 18 not voting.

LEGISLATIVE BILL 523. Title read. Explained.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 957. Title read. Explained.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 961. Title read. Explained.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 981. Title read. Explained.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 458. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 1154 for the Fifty-Seventh Day were adopted.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 845. Title read. Explained.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 986. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 1160 for the Fifty-Seventh Day was adopted.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 988. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 1188 for the Fifty-Ninth Day were adopted.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 630. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 1189 for the Fifty-Ninth Day were adopted.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

PRESIDENT MARSH PRESIDING

LEGISLATIVE BILL 1010. Title read. Explained.

Mr. Simpson requested a Call of the House. Mr. Simpson moved to raise the Call. The motion prevailed with 25 ayes, 0 nays and 24 not voting.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 510. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 1253 for the Sixty-First Day was adopted.

Mr. Elrod offered the following amendment which was adopted:

To amend LB 510 on page 2, line 12 by striking the word "more" and insert the word "less".

Advanced to Enrollment & Reveiw with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 474. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 882 for the Forty-Fourth Day was adopted.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 512. Title read. Explained.

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 1019. Title read. Explained.

Advanced to Enrollment & Review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 1011. Title read. Explained.

Advanced to Enrollment & Review with 29 ayes, 2 nays and 18 not voting.

MEMBERS EXCUSED

Mr. Duis asked unanimous consent to be excused at 12:00 noon, Friday April 16, for the remainder of the day. No objections. So ordered

Mr. Kokes asked unanimous consent to be excused Friday April 16, 1971. No objections. So ordered.

ADJOURNMENT

At 4:15 p.m., on a motion by Mr. Proud, the Legislature adjourned until 9:00 a.m., Friday, April 16, 1971.

Vincent D. Brown
Clerk of the Legislature

CLERK OF THE LEGISLATURE
State Capitol Building
Lincoln, Nebraska 68509

Journal Clerks (Set 2)

LEGISLATIVE JOURNAL
OF THE
STATE OF NEBRASKA

VOLUME II

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

CONVENED JANUARY 5, 1971 ADJOURNED MAY 26, 1971

LINCOLN, NEBRASKA

Compiled
Under Authority of the Legislature
by

VINCENT D. BROWN, CLERK

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

SIXTY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, April 16, 1971

Pursuant to adjournment, the Legislature met at 9:03 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Eternal God, for the members of this Legislature who are serving the people of this state, sometimes accepting personal abuse, misunderstandings, and often sacrificing home and family, we are grateful. May they feel that their service has been worthwhile. And may they be given a time of spiritual, mental, and physical re-creation, so again they may face problems too intricate to solve, yet which require a vote nevertheless.
>
> Give to each one of these senators a righteous purpose from which no alluring incentives may cause them to deviate. Give them a toughness of will that no tribulation can destroy. Give them a coolness of mind, which can think objectively, and a warmth of heart which has compassionate logic as well as deep understanding that as we come to the end of this session we may merit thy benediction, "Well done, good and faithful servant." Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Holmquist, Klaver, Kokes, Proud, Swanson and Waldo who were excused and Mr. Chambers who was absent.

ANNOUNCEMENT

Speaker Hasebroock announced that Mr. Everroad's wife has passed away and asked that an expression of sympathy be extended. So ordered.

MEMBER EXCUSED

Mr. Fred Carstens asked unanimous consent to be excused at 11:00 until 12:00 noon and at 3:00 p.m. today. No objections. So ordered.

LOBBYIST REPORT

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of all lobbyists who have registered as of April 15, 1971. Further lists will be submitted on the last legislative day of each week, until all registrations are completed.

(Signed) Vincent D. Brown
Clerk of the Legislature

As of April 15, 1971

Lysinger, Jerald L. - Omaha, Rapid Freight Service, Inc.
Tews and Noren (Charles F. Noren) - Lincoln, Nebraska District Court Judges Association
Tews and Noren (David D. Tews) - Lincoln, Nebraska District Court Judges Association

SELECT COMMITTEE REPORTS

Nebraska Retirement Systems Advisory

LEGISLATIVE BILL 987. Placed on General File as amended.
Select Committee amendments to LB 987:

1. On page 3, line 4, strike "employees" and insert "participants"; and in line 10, insert "All appointed members shall be citizens of the State of Nebraska." after the period.

2. On page 4, line 1, strike "quarter" and insert "month"; in line 7, strike the semicolon and insert ", and the authority of the board to administer such systems shall commence thirty days after the effective date of this act;"; and in line 14, insert "investment income earned by the" at the end of the line.

3. On page 8, after line 15, insert a new section to read as follows:

"Sec. 5. That section 24-703, Revised Statutes Supplement, 1969, be amended to read as follows:

24-703. (1) Each original member shall contribute monthly four per cent of his monthly salary to the fund, but such contribution shall not be made from any supplemental salary provided by section 24-301.01. It shall be the duty of the Director of Administrative Services to make a deduction of four per cent on the monthly payroll of each original member who is a Judge of the Supreme Court, or a judge of the district court, or a judge of the Nebraska Workmen's Compensation Court showing the amount to be deducted and its credit to the fund. It shall be the duty of the county clerk of each county to make a deduction of four per cent on the monthly payroll of the county judge if he is an original member and judge of a separate juvenile court if he is an original member, excluding for purposes of such deduction any supplemental salary provided for in section 24-301.01, and to pay all amounts so deducted to the executive officer in charge of the judges retirement system to be credited to the Nebraska Retirement Fund for Judges. It shall be the duty of the city clerk in each city having a municipal court established by Chapter 26, article 1, to make a deduction of four per cent on the monthly payroll of each municipal judge who is an original member and to pay all amounts so deducted to the executive officer in charge of the judges retirement system to be credited to the Nebraska Retirement Fund for Judges. This shall be done within ten days after the close of each calendar quarter thereafter. The Director of Administrative Services and the State Treasurer shall credit the four per cent as shown on the payroll and the amounts received from the various counties and cities to the fund and remit the same to the executive officer in charge of the judges retirement system who shall keep an accurate record of the contributions of each judge.

(2) Each future member shall contribute monthly six per cent of his monthly salary to the fund, but such contribution shall not be made from any supplemental salary provided for in section 24-301.01. It shall be the duty of the Director of Administrative Services to make a deduction of six per cent on the monthly payroll of each such future member who is a Judge of the Supreme Court, or a judge of the district court, or a judge of the Nebraska Workmen's Compensation Court showing the amount to be deducted and its credit to the fund. It shall be the duty of the county clerk of each county to make a deduction of six per cent on the monthly payroll of the county judge, if he is such a future member, and judge of a separate juvenile court, if he is such a future member, excluding for purposes of such deductions

any supplemental salary provided for in section 24-301.01, and to pay all amounts so deducted to the executive officer in charge of the judges retirement system to be credited to the Nebraska Retirement Fund for Judges. It shall be the duty of the city clerk in each city having a municipal court established by Chapter 26, article 1, to make a deduction of six per cent on the monthly payroll of each municipal judge, who is such a future member and to pay all amounts so deducted to the executive officer in charge of the judges retirement system to be credited to the Nebraska Retirement Fund for Judges. This shall be done within ten days after the close of each calendar quarter thereafter. The Director of Administrative Services and the State Treasurer shall credit the six per cent as shown on the payroll and the amounts received from the various counties and cities to the fund and remit the same to the executive officer in charge of the judges retirement system who shall keep an accurate record of the contributions of each judge.

(3) A Nebraska Retirement Fund for Judges fee of one dollar shall be taxed as costs in each civil and criminal cause of action or proceeding filed in the district courts and the county courts and in county courts a sum equal to ten per cent of each fee provided by sections 33-125, 33-126, and 33-126-02, except on the fees provided for in section 33-125 for the dismissal of a cause, and in sections 33-126 and 33-126.02 for filing of report. A similar fee shall be charged in each cause of action or proceeding in municipal court, including prosecutions for violation of state law or any city ordinance; Provided, that the fee above established shall not be collected for nonmoving traffic violations handled by a violations bureau established by the local governing body, nor shall the above specified fee be collected in any cause or proceeding in a municipal court where the cause, proceeding, or defendant has been dismissed by the court. When collected by the clerk of the district or municipal court and the county judge, such fees shall be paid to the executive officer in charge of the judges retirement system on forms prescribed by the board by said clerk and county judge within ten days after the close of each calendar quarter. Such executive officer shall promptly thereafter remit the same to the state treasury. Upon the receipt thereof, the State Treasurer shall credit the same to the Nebraska Retirement Fund for Judges.

(4) The Nebraska Retirement Fund for Judges shall be divided into two separate funds: (a) The Original Members' Fund, and (b) the Future Members'

Fund. All expenditures from the funds must be authorized by voucher in the manner prescribed in section 24-713. The funds shall be used ~~only~~ for the payment of all annuities and other benefits, ~~created by the provisions of sections 24-701 to 24-714, and shall not be used to pay~~ and for the expenses of ~~the~~ administration. ~~of sections 24-701 to 24-714.~~

(5) The Original Members' Fund shall be the fund into which shall be paid the total fund as of December 25, 1969, the contributions of original members as provided in subsection (1) of this section, all supplementary court fees as provided in subsection (3) of this section until such time as the assets in such fund equal the liabilities of such fund, and any required contributions of the state.

(6) The Future Members' Fund shall be the fund into which shall be paid the contributions of future members as provided in subsection (2) of this section, all supplementary court fees as provided in subsection (3) of this section after such time as the assets in the Original Members' Fund equal the liabilities of such fund, and any required contributions of the state. Not later than January 1 of each year the State Treasurer shall transfer to the Future Members' Fund the amount certified by the board as being necessary to pay the cost of any benefits accrued during the fiscal year ending the previous June 30, in excess of future member contributions for that fiscal year, and court fees as described above, if any, for that fiscal year plus any required contributions of the state, as provided in subsection (9) of this section.

(7) Except as provided in subsection (8) of this section, benefits under the retirement system to original members or to their beneficiaries shall be paid from the Original Members' Fund. All benefits under the retirement system to future members or to their beneficiaries shall be paid from the Future Members' Fund.

(8) Any member who is making contributions to the fund on December 25, 1969 may, on or before June 30, 1970, elect to become a future member by delivering written notice of such election to the board. The board. shall thereupon direct the State Treasurer to transfer all contributions of such judge to the Future Members' Fund and such judge shall thereafter participate only in the Future Members' Fund.

(9) No later than January 1 of each year the State Treasurer shall transfer to the fund an amount, determined on the basis of an actuarial valuation as of

the previous June 30 and certified by the board, to fully fund the unfunded accrued liabilities of the system by level payments up to January 1, 1994. Each required state contribution shall be divided each year between the Original Members' Fund and the Future Members' Fund in the ratio of the remaining unfunded accrued liability of each fund.".

4. Renumber original section 5 as section 6; and in line 25, after the period insert: "The Attorney General shall be the legal advisor of the board. The State Auditor shall make an annual audit of the retirement system and file an annual report of its condition to the Legislature.".

5. On pages 9 to 14, renumber original sections 6 to 12 as sections 7 to 13, respectively.

6. On page 15, line 12, strike the new matter and insert "State Auditor"; in line 13, strike "condition of said fund" and show as stricken, and insert "retirement system"; in line 14, strike "a" and show as stricken and insert "an"; and in line 15, strike "on an actuarial basis" and show as stricken.

7. Renumber original sections 13 and 14 as sections 14 and 15, respectively.

8. On page 16, renumber original section 15 as section 16; in line 16, strike "accredited" and show as stricken and insert "credited"; in line 18, insert an underscored semicolon after "annually" and strike ", less the" and show as stricken; strike all of lines 19 to 21 and show as stricken; and in line 24, strike "79-1553" and show as stricken and insert "79-1557".

9. On page 18, line 25, strike "79-1553" and show as stricken and insert "79-1557".

10. On page 19, line 5, strike "79-1553" and show as stricken and insert "79-1557"; in line 9, insert an underscored semicolon after "Fund", and strike the rest of the line and also lines 10 and 11 and show as stricken.

11. On page 21, line 1, strike "79-1553" and show as stricken and insert "79-1557"; and in line 15, strike "company or trust company" and show as stricken and insert "companies and trust companies"; and after line 16, insert a new section to be known as section 17 and to read as follows:

"Sec. 17. That section 79-1502, Revised Statutes Supplement, 1969, be amended to read as follows:

79-1502. A school retirement system is hereby established for the purpose of providing retirement allowances or other benefits for the school employees of the State of Nebraska as provided in sections 79-1501 to

~~79-1553~~ 79-1557. The retirement system so created shall begin operation July 1, 1945. It shall have the powers and privileges of a corporation, insofar as may be necessary to carry out the provisions of sections 79-1501 to ~~79-1553~~ 79-1557, and shall be known as the School Retirement System of the State of Nebraska; and by such name shall transact all business as herein provided.".

12. Renumber original section 16 as section 18.

13. On page 22, lines 2 and 6, strike "79-1553" and show as stricken and insert "79-1557"; and strike original section 17.

14. Renumber original sections 18 and 19 as sections 19 and 20.

15. On page 23, line 8, insert an underscored period after "condition", and strike "on an" and show as stricken; in line 9, strike "actuarial basis." and show as stricken; and after line 14, insert four new sections to be known as sections 21 to 24 and to read as follows:

"Sec. 21. That section 79-1512, Revised Statutes Supplement, 1969, be amended to read as follows:

79-1512. At the time of retirement of any employee who serves a public school operating under any other regularly established retirement or pension system, the retirement board shall, upon receipt of a certification from the public school as to the number of years of service upon which the retirement is based, order the primary carrier to transfer to the funds of the retirement system of which such employee is a member the actuarial value of the service annuity to be paid by the state for the years of service thus certified in the same amount and basis as provided for members of the state retirement system under sections 79-1522 and 79-1524. Such employee, in order to qualify for prior service credit toward a service annuity, shall have the same qualifications as members of the school retirement system of the State of Nebraska who became members on or before July 1, 1950, as provided by section 79-1515, but shall not come under the provisions of sections 79-1501 to ~~79-1553~~ 79-1557 while so employed. Such transfer of actuarial value to the retirement system of which such employee is a member shall be in lieu of the payment of the service annuity to which he would be entitled; Provided, that the monthly payment received by him from such system shall be in the amount not less than the sum of his service annuity and the member's annuity which is the actuarial equivalent of his own contributions accumulated at interest to retirement. The public school which such employee serves shall furnish to the retirement board all information required by the retirement board regarding service records of its employees.

"Sec. 22. That section 79-1513, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-1513. Any person who is employed by ~~The~~ the Board of Regents of the University of Nebraska shall not come under the provisions of sections 79-1501 to ~~79-1553~~ 79-1557.

"Sec. 23. That section 79-1516, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-1516. The retirement board shall fix and determine, by rules and regulations in conformity with sections 79-1501 to ~~79-1553~~ 79-1557, how much service in any year is equivalent to one year of service, but in no case shall more than one year of service be credited for all service in one fiscal year. Full-time service rendered for the regular school year in any district shall be equivalent to one year's service. Part-time service, representing at least half-time employment on contract, shall be credited as individual years of fractional employment.

"Sec. 24. That section 79-1531, Revised Statutes Supplement, 1969, be amended to read as follows:

79-1531. Each member of the retirement system shall be required to make a deposit in the School Employees' Savings Fund equal to three and one half per cent of all compensation. All amounts deposited by or on behalf of any school employee shall be held for the benefit of the individual school employee in the School Employees' Savings Fund and shall be credited to his account in this fund for the purpose of providing an annuity or other benefit as provided in sections 79-1501 to 79-1557. ~~79-1553, except for the proportionate share of administration expense that shall be deducted from each member's account in the School Employees' Savings Fund, at the beginning of each fiscal year.~~".

16. Renumber original section 20 as section 25; and in line 27, insert "annual" at the end of the line.

17. On page 24, after line 11, insert six new sections to be known as sections 26 to 31 and to read as follows:

"Sec. 26. That section 79-1546, Revised Statutes Supplement, 1969, be amended to read as follows:

79-1546. The School Employees' Savings Fund shall be the fund in which the required deposits from the compensation of members to provide savings annuities shall be accumulated. The accumulated contributions of a member, returned to him upon his withdrawal from membership or paid to his estate or designated beneficiary in the event of his death as provided in sections 79-1501 to ~~79-1553~~ 79-1557, shall be paid from the School Employees' Savings Fund. Any accumulated contributions forfeited shall be transferred from the School Employees' Savings Fund to the Contingent Fund. The accumulated contributions of a member shall be transferred from the School Employees' Savings Fund to the Annuity Reserve Fund in the event of his retirement on a school retirement allowance, a disability retirement allowance, or a formula annuity retirement allowance.

"Sec. 27. That section 79-1548, Revised Statutes Supplement, 1969, be amended to read as follows:

79-1548. The Annuity Reserve Fund shall be the fund into which shall be transferred upon a retirement the accumulated contributions from the School Employees' Savings Fund, the value of any state service annuity from the Service Annuity Fund, and the value, if any, of a contribution from the School Employer's Deposit Fund upon the granting of a formula annuity and from which shall be paid all savings annuities, service annuities, and formula annuities as provided in sections 79-1501 to ~~79-1553~~ 79-1557. Should a beneficiary, retired on account of disability, be restored to active service his remaining annuity reserve shall be transferred from the Annuity Reserve Fund to the School Employees' Savings Fund and credited to his individual account therein.

"Sec. 28. That section 79-1549, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-1549. A Contingent Fund is hereby created to facilitate the crediting of regular interest on the amounts in the various other funds, with the exception of the Expense Fund, and to provide a fund to cover any special requirements of the Annuity Reserve Fund or the Expense Fund, insofar as the state is responsible for these funds. All income, interest, and dividends derived from the deposits and investments authorized by sections 79-1501 to ~~79-1553~~ 79-1557 shall be paid into the Contingent Fund. The retirement board is hereby authorized to accept gifts, devises, and bequests, and any funds that may come into the possession of the retirement system in this manner or which may be transferred from the School Employees' Savings Fund by reason of the lack of a claimant or because of a surplus in any fund described in section 79-1545, or any other money the disposition of which is not otherwise provided for herein, shall be credited to the Contingent Fund. The interest allowed by the retirement board to each of the funds shall be paid to such funds from the Contingent Fund. Any deficit occurring in the Annuity Reserve Fund or in the Expense Fund, insofar as the state is responsible for these funds, shall be met by payments to the fund in question from the Contingent Fund. Annually the retirement board shall estimate the amount of money deemed necessary to pay the obligation levied against the Contingent Fund, including regular interest. If such amount exceeds the revenues estimated to accrue to the fund for that year, such excess shall be certified to the State Treasurer and shall, on warrant of the Director of Administrative Services, be transferred from funds appropriated by the state for such purpose to the Contingent Fund of the retirement system.

"Sec. 29. That section 79-1550, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-1550. The Expense Fund shall be the fund to which shall be credited the proportionate share of administration expense transferred from the Contingent Fund at the direction of the retirement board. ~~,~~ ~~deducted at the beginning of each fiscal year from each member's account in the School Employees' Savings Fund for payment of administration expenses, and all money appropriated by the State of Nebraska to pay the administration expenses of the retirement system.~~ All the expenses necessary, in connection with the administration and operation of the system, shall be paid from the Expense Fund. Annually, as soon after July 1 as shall be practicable, the retirement board shall estimate the amount of money which shall be deemed necessary to be paid into the Expense Fund for that fiscal year to provide for the expense of operation and administration of the retirement system. ~~Members of the retirement system and the state shall share equally in this expense, except that during the first year of the retirement system's existence, the state shall pay all the expenses including those incidental to organization of the system. The amount of the state's share shall be certified to the State Treasurer and shall, on warrant of the Director of Administrative Services, be transferred from funds appropriated by the state for such purpose to the Expense Fund of the retirement system.~~

"Sec. 30. That section 79-1552, Revised Statutes Supplement, 1969, be amended to read as follows:

79-1552. The right of a person to a school or formula or disability retirement allowance or any optional benefit, any other right accrued or accruing to any person or persons under the provisions of sections 79-1501 to ~~79-1553~~ 79-1557, the various funds created thereby and all the money, investments, and income thereof, are hereby exempt from any state, county, municipal, or other local tax and shall not be subject to execution, garnishment, attachment, the operation of bankruptcy or insolvency laws, or any other process of law whatsoever, and shall not be assignable.

"Sec. 31. That section 79-1553, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-1553. Any person who shall knowingly make any false statement or shall falsify or permit to be falsified any record or records for the purpose of defrauding or attempting to defraud the school retirement system of the State of Nebraska shall be deemed guilty of a misdemeanor and shall, upon conviction thereof, be fined not less than ten nor more than one thousand dollars. Any school employee, member of a school board or board of education, or agent of any employer, who willfully fails or refuses to furnish to the retirement board upon its request and in the manner prescribed by it such information, data, or records, as may be necessary for carrying into effect the provisions of sections 79-1501 to ~~79-1553~~ 79-1557, shall be deemed guilty of a misdemeanor and shall, upon conviction thereof, be fined not less than ten dollars nor more than one hundred dollars.".

18. Renumber original sections 21 and 22 as sections 32 and 33, respectively.

19. On page 26 and 27, strike original section 23; and on page 27, after line 15, insert two new sections to be known as sections 34 and 35 and to read as follows:

"Sec. 34. That section 84-1309, Revised Statutes Supplement, 1969, be amended to read as follows:

84-1309. (1) There is hereby established in the state treasury a special fund to be known as the State Employees Retirement Fund to consist of such funds as the Legislature shall from time to time appropriate. The Director of Administrative Services shall draw a warrant each month on the State Employees Retirement Fund equal to one hundred four per cent of the amounts deducted, in accordance with the provisions of section

84-1308, from salaries of employees who are paid from funds appropriated from the General Fund.

(2) The Director of Administrative Services shall draw a warrant each month on the funds of each department with at least one employee who is a member of the retirement system for a sum equal to one hundred four per cent of the amounts deducted, in accordance with the provisions of section 84-1308, from salaries of employees who are paid from any funds other than funds appropriated from the General Fund.

(3) The Director of Administrative Services shall draw a warrant each month on the State Employees Retirement Fund in the amount of fifteen thousand dollars and the State Treasurer shall cause the amounts of such warrants to be paid to the state investment officer as the premium for prior service benefits. After receiving the ~~biennial~~ annual report required by section 84-1315, the Legislature may make such adjustments in the funding of prior service benefits as necessary to keep the plan sound. The contribution for prior service purposes shall cease when the prior service obligation is properly funded.

(4) The State Treasurer shall cause the amount of the warrants provided for in subsections (1), (2), and (3) of this section to be paid to the state investment officer.

"Sec. 35. That section 84-1311, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

84-1311. A member's share of the fund arising from the state contributions made in accordance with the provisions of section 84-1309 shall be known as his employer account. As of any January 1 a member's employer account shall be equal to his account as of the next preceding January 1, increased by one hundred four per cent of any amounts deducted from the member's salary since the next preceding January 1 in accordance with the provisions of section 84-1308, increased by any interest allocated under the provisions of the group annuity contract, and reduced by any expense charges made under the provisions of the group annuity contract and by any expense charges incurred by the Public Employees' Retirement Board in connection with administering the system; Provided, that a member who ceased being an employee since the next preceding January 1 may have his employer account reduced in accordance with the provisions of section 84-1321.".

20. Renumber original section 24 as section 36.

21. On page 28, renumber original section 25 as

section 37; in line 9, insert an underscored period after "condition", and strike "on an actuarial basis." and show as stricken; and at the end of the line insert "The retirement board shall have prepared for the Legislature an annual report of the actuarial condition of the retirement system, suchactuarial report to be prepared by a member of the American Academy of Actuaries.".

22. Strike original section 26 and insert a new section to be known as section 38 and to read as follows:

"Sec. 38. That original sections 24-705, 60-447, 60-448, 60-450, 60-461, 79-1507, 79-1513, 79-1516, 79-1549, 79-1550, 79-1553, 84-1311, 84-1314 and 84-1315, Reissue Revised Statutes of Nebraska, 1943, and sections 24-701, 24-703, 24-704, 24-709, 24-712, 60-444, 60-446, 79-1501, 79-1502, 79-1503, 79-1508, 79-1512, 79-1531, 79-1540, 79-1546, 79-1548, 79-1552, 79-1555, 84-1301, and 84-1309, Revised Statutes Supplement, 1969, are repealed.".

Enrollment and Review

LEGISLATIVE BILL 725. Replaced on Select File as amended. Enrollment and Review amendments to LB 725:

1. Because of conflict with section 1, subsection (5) as amended, strike the new matter on page 7, line 1.
2. In new section 2, line 2, strike "1969" and insert "1943".

LEGISLATIVE BILL 873. Replaced on Select File as amended. Enrollment and Review amendment to LB 873:

1. On page 3, line 6, and in the title, line 8, strike "State" and insert "University".

LEGISLATIVE BILL 653. Replaced on Select File as amended. Enrollment and Review amendments to LB 653:

1. On page 7, strike the new matter in lines 15 and 16 and insert the same after the comma in line 16; and insert "included" at the end of line 16.
2. On page 8, line 26, insert "and" after the third comma.

LEGISLATIVE BILL 573. Placed on Select File as amended. Enrollment and Review amendments to LB 573:

1. In standing committee amendment 1, line 1, strike "line 2" and insert "after line 1".
2. On page 2, line 21, strike "and".
3. On page 3, line 1, strike the period and insert "; and".

4. In the Burbach amendment 2 to page, lines 3 and 8, strike "section" and insert "sections"; and in line 4, strike "Revised Statutes Supplement, 1969," and insert ", Reissue Revised Statutes of Nebraska, 1943, and amendments thereto,".

5. On page 3, line 17, insert a comma after "thereafter"; and in line 20, insert "which is hereby created" after "Fund".

6. On page 4, lines 26 and 27, strike ", 2, and 3" and insert "to 5".

7. On page 5, line 9, strike "5" and insert "7"; insert a comma after "and" in line 13 and after "days" in line 14; and in line 16, strike "chairmen" and insert "chairman".

8. On page 6, lines 2 and 7, strike "5" and insert "7"; in line 6 insert "of" after "Treasurer".

9. In the new section added by the last Burbach amendment, supply paragraphing to line 1 and in line 1 immediately before "If" insert "Sec. 11."; and in line 3 insert "of invalidity" after "declaration".

10. In the title, line 5, strike "and"; and in line 6 insert "; and to provide for severability" after "enforcement".

LEGISLATIVE BILL 759. Placed on Select File as amended.
Enrollment and Review amendments to LB 759:
(Note: Unless otherwise stated, all references in the following amendments are to standing committee amendments.)

1. On page 1, line 13, strike "and".

2. On page 2, line 18, strike "4" and insert "12"; in line 22 strike "5" and insert "13"; and in line 24, insert ", Reissue Revised Statutes of Nebraska, 1943, and amendments thereto" after "16".

3. On page 3, insert "and" at the end of line 13.

4. On page 9, line 3, strike the comma; and in line 8 strike "diem" and insert "day".

5. On page 12, line 1, strike "is" and insert "its".

6. On page 13, line 1, strike "Ensure" and insert "Insure"; and in line 9 strike the semicolon and insert a comma.

7. On page 14, line 11, strike "districts" and insert "areas".

8. On page 18, line 21, and page 19, line 3, insert "area" after "college".

9. On page 21, line 10, strike "district" and insert "area".

10. On page 22, line 2, insert "the attachment of" after "after"; and in line 3 strike "are attached".

11. On page 23, line 27, strike "construction" and insert "constructing".

12. On page 24, strike beginning with "In" in line 4 through "each" in line 6 and insert "Each"; and in line 10, strike "and".

13. On page 26, line 14, strike "where" and insert "when".

14. On page 31, line 14, insert "of invalidity" after "declaration".

15. In the Carpenter amendment, line 3, insert "Vocational" after "of"; in line 3 strike "Jan" and insert "January".

16. In the title, strike lines 2 to 15 and insert:
"FOR AN ACT relating to education; to provide for the establishment of a new statewide, independent system of locally-governed technical community colleges as prescribed; and to provide for severability.".

LEGISLATIVE BILL 401. Correctly engrossed.

LEGISLATIVE BILL 435. Correctly engrossed.

LEGISLATIVE BILL 441. Correctly engrossed.

LEGISLATIVE BILL 547. Correctly engrossed.

LEGISLATIVE BILL 564. Correctly engrossed.

LEGISLATIVE BILL 579. Correctly engrossed.

LEGISLATIVE BILL 645. Correctly engrossed.

LEGISLATIVE BILL 720. Correctly engrossed.

LEGISLATIVE BILL 847. Correctly engrossed.

LEGISLATIVE BILL 858. Correctly engrossed.

LEGISLATIVE BILL 962. Correctly engrossed.

LEGISLATIVE BILL 357. Correctly enrolled.

LEGISLATIVE BILL 691. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business the President signed LB 357 and LB 691.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 506.

A BILL FOR AN ACT to amend sections 42-310 and 42-311, Reissue Revised Statutes of Nebraska, 1943, relating to husband and wife; to provide that no presumption shall exist in favor of a wife in child custody matters; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Johnson Kennedy
Keyes Kime Kremer Lewis Luedtke
Mahoney Maresh Moylan Nore Orme
Savage Schmit Simpson Skarda Snyder
Stahmer Stromer Stull Syas Waldron
Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 10:

Chambers Holmquist Klaver Kokes Marvel
Morgan Proud Swanson Waldo Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 508.

A BILL FOR AN ACT to amend section 28-521, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to extend provisions to all personal property; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft DeCamp Duis Elrod

Epke Goodrich Hasebroock Johnson Kennedy
Keyes Kime Kremer Lewis Luedtke
Mahoney Maresh Marvel Moylan Nore
Orme Savage Schmit Simpson Skarda
Snyder Stahmer Stromer Stull Syas
Waldron Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 9:

Chambers Holmquist Klaver Kokes Morgan
Proud Swanson Waldo Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 867.

A BILL FOR AN ACT relating to mail; to provide a presumption as to when certain documents or payments were mailed as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Johnson Kennedy
Keyes Kime Kremer Lewis Luedtke
Mahoney Maresh Marvel Moylan Nore
Orme Schmit Simpson Skarda Snyder
Stahmer Stromer Stull Waldron Wallwey
Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 10:

Chambers Holmquist Klaver Kokes Morgan
Proud Savage Swanson Syas Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 582. Enrollment and Review amendment found in the Legislative Journal on page 1279 for the Sixty-Third Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 387.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 513. Enrollment and Review amendment found in the Legislative Journal on page 1280 for the Sixty-Third Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 195. Enrollment and Review amendment found in the Legislative Journal on page 1280 for the Sixty-Third Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 694.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 725. Mr. Maresh asked unanimous consent to take up LB 725 on Select File today. No objections. So ordered.

The Enrollment and Review amendments found in today's Journal on page 1312 were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 369. Enrollment and Review amendments found in the Legislative Journal on page 1280 for the Sixty-Third Day were adopted.

Mrs. Orme offered the following amendment for Mr. Klaver which was adopted by unanimous consent:
1. On page 2, line 2, insert "39-777 or"
after "section".

Advanced to Enrollment and Review for engrossment.

MOTION—Return LB 753 To Select File

Mr. Stull moved to return LB 753 to Select File for the following specific amendment which prevailed by a vote of 30 ayes, 0 nays and 19 not voting.

To strike the committee amendment on page 4.

SELECT FILE

LEGISLATIVE BILL 753. The Stull amendment found above was adopted by a vote of 30 ayes, 0 nays and 19 not voting.

Advanced to Enrollment and Review for engrossment.

GENERAL FILE

LEGISLATIVE BILL 462. Title read. Explained.

Mr. Warner offered the following amendment which was adopted by a vote of 30 ayes, 10 nays and 9 not voting:

1. On page 2, strike section 1 and insert the following:

"Section 1. Beginning September 30, 1972, and on November 30, 1972, February 28, 1973, and June 30, 1973, and on the same dates thereafter, the State Treasurer shall place so much of all funds collected by a general sales tax and income tax into a special fund, to be known as the Public School Property Tax Relief Fund, as shall equal the amount necessary to provide aid to schools as provided by Chapter 79, article 13, Revised Statutes Supplement, 1969. Such amount to be placed in the Public School Property Tax Relief Fund shall be determined prior to such dates by the State Department of Education.".

2. Add a new section 2 to read as follows:

"Sec. 2. The funds each district as defined in section 79-1331, Revised Statutes Supplement, 1969, shall receive from the appropriation set forth in section 1 of this act shall be determined by calculating such district's share of the Public School Property Tax Relief Fund for the school year 1972-1973 on the same basis as its share of the amount of the appropriation to the School Foundation and Equalization Fund for the July 1, 1971 to June 30, 1972 fiscal year and divide such sum by four which will give the district's increase in state aid to education for the quarter for which the appropriation in section 1 of this act is made. The amount of such appropriation that shall be paid to a district shall be offset by a reduction in property taxes according to the following formula: (1) For districts in which the average assessed valuation is less than the state average:

$$\frac{\text{District's increase in state aid}}{\text{State average assessed valuation per pupil x district's average daily membership}} \text{ x } 94\% = \text{Minimum reduction in General Fund levy}$$

(2) For districts in which the average assessed valuation is greater than the state average:

District's increase in state aid Minimum reduction in

x 94% =
The district's Assessed Valuation General Fund levy

Any district which fails to reduce its property tax levy by one of the formulas in subsections (1) or (2) of this section shall not receive any of the appropriation set forth in section 1 of this act.".

3. Redesignate section 2 as section 3.
4. Strike the emergency clause.

Laid over.

VISITORS

Mr. Wiltse introduced 42 students and their teachers, Jim Tachovsky and Dan Collin, from Johnson-Brock School, Johnson, Nebraska.

Mr. Wiltse introduced 16 fourth grade students and their teacher, Lucille Oestmann, from Talmadge School, Cook, Nebraska.

Mr. Morgan introduced 24 sixth grade students and their teachers, Miss Peters and Mr. Staton, from Saratoga School, Omaha, Nebraska.

Mr. Epke introduced 27 students and their teacher, Enid Piper, from Centennial School, Waco, Nebraska.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 87. Replaced on Select File as amended.
Enrollment and Review amendments to LB 87:

1. In the Carstens amendment 1, adopted 4/15/71, line 5, insert "University of Nebraska at" after "the"; in line 6, insert, "out of the proceeds of the tax increase provided by this section the sum of" after "Treasurer"; strike the period at the end of line 8 and insert an underscored comma; and in lieu of the longhand portion of the amendment, at the end of line 8 insert "which sum is hereby appropriated for the biennium ending June 30, 1971, and any unexpended balance thereof on June 30, 1971, is hereby reappropriated for the fiscal year July 1, 1971, to June 30, 1972".
2. In the second E & R amendment 3, adopted 4/13/71, strike line 2 and insert "insert 'to provide for a new activities building at the Beatrice State Home; to make appropriations and reappropriations;' ".

(Signed) Duke Snyder, Chairman

SELECT FILE

LEGISLATIVE BILL 87. Enrollment and Review amendments found above were adopted.

Advanced to Enrollment and Review for engrossment.

GENERAL FILE

LEGISLATIVE BILL 462. Considered.

Mr. Syas offered the following amendment to the Carpenter amendment found in the Legislative Journal on page 1275 for the Sixty-Second Day:
Delete Sec. 22.

The Syas amendment was adopted by a vote of 25 ayes, 8 nays and 16 not voting.

The Carpenter amendment, as amended, was adopted by a vote of 22 ayes, 11 nays and 16 not voting.

SPEAKER HASEBROOCK PRESIDING

Messrs. Carpenter, Whitney and DeCamp asked unanimous consent to have their names added to LB 462. No objections. So ordered.

Messrs. Warner and Elrod asked unanimous consent to have their names deleted from LB 462. No objections. So ordered.

Advanced to Enrollment & Review with 27 ayes, 9 nays and 13 not voting.

MEMBERS EXCUSED

Mr. Marvel asked unanimous consent to be excused until 2:30 p.m. today. No objections. So ordered.

The members of the Executive Board asked unanimous consent to be excused Friday afternoon, April 23, 1971. No objections. So ordered.

UNANIMOUS CONSENT—Order of Business

Mr. Stahmer asked unanimous consent to place LB 236 at the bottom of General File. No objections. So ordered.

UNANIMOUS CONSENT—Print in Journal—LB 152

Mr. Carpenter asked unanimous consent to print the following letter relative to LB 152 in the Journal. No objections. So ordered.

April 8, 1971

Senator Terry Carpenter
Nebraska State Legislature
State Capitol
Lincoln, Nebraska

Dear Senator Carpenter:

In your letter of April 2, 1971, you have asked several questions concerning the validity and effect of L. B. 152 and several proposed amendments which you attached to your letter. L. B. 152, as originally introduced, would amend Section 72-1246, R. S. Supp., 1969, to add to the investments authorized for the State Investment Officer to make, "long-term, low-interest loans to Nebraska residents seeking adult or post high school education at any public or private institution in this state." Section 2 of the bill would require the Nebraska Investment Council to make such loans, and Section 3 would require the Council to give priority to such loans, and to liquidate other investments if necessary to meet the demand for such loans. The proposed amendments you have submitted would strike Section 2 of the original bill. The new Section 2, as submitted to us, provides that the Council "may" purchase such loans, and shall give preference to such loans when an investment in such loans would be equally as good as any other investment. Sections 3 and 4 make provisions for the administrative handling of such loans. Section 5 of the amendments provides that if the Nebraska Investment Council shall deem it to be in the best interest of the State of Nebraska, it may purchase up to one hundred per cent participation in such student loans from any qualified lending agency described in Section 2 of the act. These are the pertinent provisions of the bill and the proposed amendments which we feel are relevant to a discussion of the questions you raise.

Before engaging in a detailed discussion of your questions, we should set out our general approach to this problem. First, we point out that the 1968 amendment of Article XIII, Section 3, of the Nebraska Constitution authorized the state to guarantee or make long-term, low-interest loans to Nebraska residents seeking adult or post high school education at any public or private institution in this state. There is therefore no question of such loans being in violation of the prohibition against lending the credit of the state in aid of any individual, as there would have been prior to the amendment of that section of the Constitution.

Second, we point out that a large number of funds are subject to the investment powers of the State Investment Officer, many of which are accumulated from sources other than tax dollars, and that the state holds these funds as trustee for the particular purpose for which they were created. In state ex rel. Ebke v. Board of Educational Lands and Funds, 154 Neb. 244, 47 N. W. 2d 520, the Court said:

> "* * *. A trustee is required to dispose of trust property upon the most advantageous terms which it is possible for him to secure for the benefit of the cestui que trust whom he represents. The rule is no different in the leasing of property of a trust estate. A trustee is required to accept the highest bid in the absence of

> cogent reasons for not so doing. It is a breach of trust for a trustee to knowingly handle the property of a trust estate for the benefit of any person at the expense of the trust estate. Rettinger v. Pierpont, 145 Neb. 161, 15 N. W. 2d 393; Clark v. Provident Trust Co., 329 Pa. 421, 198 A. 36; Kane v. Girard Trust Co., 351 Pa. 191, 40 A. 2d 466. It is a fundamental principle that a trustee owes beneficiaries of a trust his undivided loyalty and good faith, and all his acts as such trustee must be in the interest of the cestui que trust and no one else. * * *."

With these principles in mind, let us look at L.B. 152 and the proposed amendments. Your first question is whether the Nebraska Investment Council has the authority to engage in the activities set forth in Section 2, 3, 4, 5 and 6 of the proposed amendments. In general, we see no objections to the authorization for the Council to make such loans, so long as the making of such loans is made discretionary with the Council. However, we point out that Section 5 of the proposed amendments provides that the Council may purchase such loans if it "shall deem it to be in the best interest of the State of Nebraska," to do so. We believe this is an improper test for the exercise of discretion by the Council. Its first duty with respect to the investment of the trust funds in its possession is the best interests of the trusts, or the beneficiaries of the trusts, and not the best interest of the State of Nebraska. For it to make its decision on the basis of the best interests of the State of Nebraska is to authorize the Council to deviate from its duty of undivided loyalty to the beneficiaries of the trusts. We believe this to be improper.

Your second question is whether the Council can be given authority to purchase such loans from permanent school funds, retirement funds, and other funds at its disposal. The Council is required to invest such funds, and we see no objection to authorizing it to invest in such loans, in its discretion.

The answer to your second question, we believe, answers your third question, which was whether it would be necessary to appropriate specific funds for such loans, in the event that the funds itemized in your second question could not be utilized. Since we feel that they could be utilized, it would not be necessary to appropriate specific funds for such purpose, although to do so would not be objectionable. Your fourth question is whether Section 2 of the proposed amendment can require the Nebraska Investment Council to make such loans, or whether it must be made discretionary with the Council. In our opinion, the use of the word "shall" instead of "may" would raise serious question as to the validity of this section. As previously stated, the first obligation of a trustee is to the beneficiaries of the trust. If the loans in question are advantageous to the trust, it would be perfectly proper for the Council to make such loans. If, on the other hand, other types of investment would be more advantageous to the beneficiaries of the trust, either because of greater return or greater safety, it would be a violation of the Council's duty as trustee to make such loans. If the statute requires that the Council shall make such loans, it may be requiring the Council to violate its duty as trustee, and hence would be invalid.

Your fifth question concerns Section 2 of the proposed amendment, a portion of which provides that the Council shall give preference to such loans "when an investment in such loans would be equally as good as any other investment." We do not believe this provision to be objectionable. Assuming the premise of this provision, that such loans are as good as any other authorized investment, we cannot say that it would be a violation of the Council's duty as trustee to require it to give preference to such loans over other investments which were no better than the loans in question. We do not see how the beneficiaries of the trust could be prejudiced by such a provision.

Your last question deals with the propriety of renumbered Section 9 of the proposed amendment, which is Section 3 of the original bill. This section provides:

> "The Nebraska Investment Council shall give priority to the loans required by section 2 of this act and shall liquidate other investments if necessary to meet the demand for such loans. All interest received on such loans shall be credited to the fund from which the loan was made."

This section, in the context of the original bill, is, we believe, objectionable, because it would require the Council to give priority to these loans and liquidate other investments to meet the demand, regardless of whether this was to the advantage or disadvantage of the beneficiaries of the trusts involved. However, if this section is read in conjunction with Section 2 of the amendment, it would appear that under the act, as it is proposed to be amended, the priority to these loans would be given only if they were equally as good as any other investment. If this factual situation is true, then we do not believe it would be a violation of the Council's duty to the beneficiaries of the trusts to require it to give priority to the loans, and, if necessary, to liquidate other investments to meet the demand for such loans.

Very truly yours,

Clarence A. H. Meyer
Attorney General
(Signed) Ralph H. Gillan
Assistant Attorney General

RHG:ejg

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on April 16, 1971 at 9:45 a.m.: LB 368 and LB 470.

(Signed) Barbara Jackson, Enrolling Clerk

STANDING COMMITTEE REPORT

Miscellaneous Subjects

LEGISLATIVE BILL 442. Placed on General File as amended. Standing Committee amendments to LB 442:

1. On page 3, lines 13 to 16, strike "or who has acquired, through surveying education and experience in surveying work, knowledge and skill approximately that obtained by graduation; and" and insert "or who has had four or more years of experience in surveying work of a character satisfactory to the board, and who, in addition, has successfully passed the examination in the fundamental surveying subjects, and has received from the board a certificate stating that portion of the examination has been successfully passed. The fee for such certificate and the renewal thereof shall be set by the board.".

2. On page 3, line 18, strike "(a)" and in line 22, insert a period after "thereof", and strike the rest of line 22 and all of lines 23 to 27, and on page 4, strike lines 1 to 9.

3. On page 5, line 7, strike "a citizen of the United States of America, or shall have declared his intention to become a citizen of the United States," and in line 17 strike "Members of the examining board" and insert "The State Surveyor shall be ex officio secretary of the board and of all committees appointed by the board and the remaining members of the board".

4. On page 6, line 6, strike "an" and insert "the"; in line 10, strike "The Governor shall solicit names for appointees to the examining board from the Professional Surveyors Association of Nebraska."; and in line 18, strike "At least an" and insert "An".

5. On page 7, line 7, strike "The State Surveyor shall be ex officio secretary of the board and of all committees appointed by the board."; and in line 9 after "The secretary" insert "of the board".

6. On page 8, line 11, strike "The Governor shall solicit names for appointees in accordance with section 5 of this act for the unexpired term."; and in line 23 strike "registration" and insert "examining" and in line 24 strike "on" and insert "in".

7. On page 12, line 11 after "Board" insert "at least".

8. On pages 9, 10, and 11 strike all of section 17; and renumber original section 18 as section 17.

9. On page 11, strike all of section 19.

10. On pages 11 and 12 strike all of section 20 and renumber original section 21 as section 18.

11. On page 12, strike all of section 22 and renumber the original sections accordingly.

12. On page 14, line 11, strike ", or" and show as stricken; in line 12 strike "oral, or written" and

show as stricken ; and in line 12 after "oral" strike the comma.

13. On page 14, strike lines 18 through 22 and show the original statute matter as stricken and insert the following:

"(6) He has not less than eight years of surveying experience of which five years must be as defined in section 81-8,109, subsection (4). Three of such five years he shall have been in a responsible position as a subordinate to a licensed land surveyor and for the purpose of this"; and in line 26, strike "(b)" and show as stricken.

14. On page 15, line 4, strike "three" and show as stricken and insert "four" and in line 22, strike "twenty" and insert "twenty-five".

15. On page 16, line 21, strike "may be asked" and insert "shall be required"; and in line 23, after "written" insert "and oral".

16. On pages 17 and 18, strike all of section 27 and renumber original section 28 as section 24.

LEGISLATIVE BILL 888. Indefinitely postponed.

(Signed) J. James Waldron, Chairman

VISITORS

Mr. Loran Schmit introduced Mr. Joe Ranney of Council Bluffs, Iowa.

Mr. DeCamp introduced 5 students and their teacher from Page School, Page, Nebraska.

Mr. Stromer introduced 45 students and their teacher, Samuel Harrington, from the Lincoln School of Commerce, Lincoln, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 237. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 660 for the Thirty-Fourth Day was adopted.

Mr. Stahmer offered the following amendment which was adopted:

", or public property title to which is in the City on the effective date of this act, or property owned by the City and used in conjunction with and incidental to City operated facilities"

Advanced to Enrollment & Review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 238. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 660 for the Thirty-Fourth Day were adopted.

Mr. Stahmer offered the following amendments which were adopted:

On page 2, Line 15, after the word "thereof" in the Standing Committee Amendment, add the following:

> ", or public property title to which is in the City on the effective date of this act, or property owned by the City and used in conjunction with and incidental to City operated facilities"

On Page 2, Line 26, strike the semi colon and insert an underscored period. Also on Page 2, Line 26, strike the words "provided that". On Page 2, strike all of Line 27. On Page 3, strike Lines 1 through 10, inclusive.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

RECESS

At 11:50 p.m., on a motion by Mr. C. Carsten, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature re-convened at 2:05 p.m., Speaker Hasebroock presiding.

ROLL CALL

The roll was called and all members were present except Messrs. Duis, Holmquist, Klaver, Kokes, Marvel, Proud, Swanson, Waldo and the Agriculture and Recreation Committee who were excused and Mr. Chambers who was absent.

MESSAGE FROM THE GOVERNOR

April 15, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bill No. 495. This bill was signed by me on April 14, 1971 and delivered to the Secretary of State.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw

MOTION–Re-refer LB 462

Mr. Warner moved to re-refer LB 462 to the Education Committee for public hearing. Laid over.

GENERAL FILE

LEGISLATIVE BILL 921. Title read. Advanced.

Mr. Skarda offered the following amendments:
(Amendments struck the bill and created a new bill which is available separate from the Journal).

Mr. Goodrich offered the following amendment to the Skarda amendments which was adopted:
Amend the Skarda amendment on page 1, Line 2, by striking the word "some" and on page 3, Sec. 7, Sub-Section 2 and 3 by striking "may" and insert shall.

Mr. Mahoney offered the following amendment to the Skarda amendments which was adopted:
Amend the Skarda amendments on page 2, Section 4, line 9, after "provided", insert "each employee elected shall be from a different office and,"

The Skarda amendments, as amended, were adopted.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 586. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 774 for the Thirty-Ninth Day were adopted.

Mr. Kennedy offered the following amendments which were adopted:
1. On page 27, line 19, following the word "cosmetology", insert:
"but he shall not be bound by the provisions of subsection (7) of section 71-320"
2. On page 28, line 1 following the word "subsection" delete "(8)" and insert "(7)" in its place.

Advanced to Enrollment & Review with 26 ayes, 1 nay and 22 not voting.

LEGISLATIVE BILL 636. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 1159 for the Fifty-Seventh Day were adopted.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 587. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 782 for the Thirty-Ninth Day were adopted.

Mr. Kennedy offered the following amendment which was adopted:

On page 18 delete all of section 12 and insert the following:

Section 12. That section 71-193.09 Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-193.09. Any licensed dentist, public institution, or school ~~authorities~~ may employ ~~such~~ licensed dental ~~hygienist~~ hygienists. ~~Such dental hygienist may apply topical applications to the teeth as approved by the Department of Health, remove lime deposits, accretions, and stains from the surfaces of the teeth and polish teeth. Such dental hygienist may perform such services in the office of a licensed dentist, but at all times under his direct supervision, or in any public institution or school, but at all such times under the direct supervision of a licensed dentist. No licensed dentist shall employ more than one dental hygienist~~. A licensed dental hygienist, under the supervision of a licensed dentist, may perform the scaling and polishing of teeth in the oral prophylaxis procedure and such additional procedures as are prescribed in accordance with rules and regulations adopted by the Department of Health, provided that only a licensed dentist or a licensed dental hygienist may perform the scaling and polishing of teeth in the oral prophylaxis procedure.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 666. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 753 for the Thirty-Eighth Day was adopted.

Advanced to Enrollment & Review with 29 ayes, 1 nay and 19 not voting.

PRESIDENT MARSH PRESIDING

LEGISLATIVE BILL 752. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 945 for the Forty-Sixth Day were adopted.

Mr. Carpenter offered the following amendments to the Standing Committee amendments which were adopted:

1. Strike all of Amendment No. 1.
2. Strike the period at the end of the sentence and add the following language:

and nothing herein shall prohibit such beneficiary or beneficiaries from being a minor or a person who is mentally incompetent.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 679. Title read. Explained.

Mr. Carpenter offered the following amendments which were adopted:

A BILL

FOR AN ACT relating to state administrative departments; to establish a Nebraska Commission on Drugs; to provide for appointment of members to the commission; and to provide for the powers and duties of the commission.

Be it enacted by the people of the State of Nebraska.

Sec. 4.

(3) Hold ~~open~~ and ~~closed~~ hearings to gather expert testimony;

(4) Conduct studies of the extent of drug abuse in ~~junior high schools, senior high~~ schools, colleges, ~~and~~ universities, and communities.

(9) To develop comprehensive programs for the prevention, control and abatement of drug abuse.

(10) To accept and administer loans and grants from the Federal Government and from other sources, public or private, for the purpose of carrying out any functions, which loans and grants shall not be expended for other than the purposes for which they are provided.

(11) To exercise all incidental powers necessary to carry out the purposes of this act.

(12) The commission shall employ, compensate and prescribe the powers and duties of such officers, employees and consultants as may be necessary for the performance of the duties herein prescribed in accordance with the laws of the State as may be necessary to carry out the provisions of this act.

(13) Be constituted and designated as the State agency to develop and coordinate required State plans relating to drug abuse, prevention, treatment, and education. That drugs are those as defined in Schedule 1 through 5, Section 3 of LB 326. (Refer to statutory designation)

Sec. 5. The members of the commission shall serve without compensation, but they may be reimbursed for actual and necessary expenses on the same basis as employees of state administrative departments. The commission herein shall appoint and pay an executive secretary, who will act as Director and who shall exercise administrative supervision of the programs herein; and, in the interim between meetings of the commission, he shall have authority to perform, in the name of the commission, all functions and duties delegated to him by the commission. He shall be a person fully trained and experienced in those areas involved in this statute. The commission may delegate the powers and duties vested in it by this act to the secretary.

Add this entire new section:

Sec. 8. As used in this act, unless the context otherwise requires, the term "drug" shall mean those articles or substances as defined in Sub-paragraph 13 of Section 1, Legislative Bill 326 (the reference would not be to LB 326, but the statutory designation) and references therein included.

Mr. Stahmer offered the following amendment which was adopted:

Amend LB 679, page 2, line 3, after "appointed by the Governor", add "up to, but not exceeding 5 of whom may be young adults between the ages of 16 & 21.

Advanced to Enrollment & Review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 549. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 992 for the Fiftieth Day was adopted.

Mr. Ziebarth moved to advance LB 549 to Enrollment and Review.

Mr. Ziebarth requested a Call of the House. The Call showed 29 members present.

Mr. Stull moved to raise the Call. The motion prevailed with 28 ayes, 0 nays and 21 not voting.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 945. Title read. Explained.

Mr. Wallwey asked unanimous consent to have the Carpenter amendment printed in the Journal. No objections. So ordered.

Carpenter amendment to LB 945.

Section 1. That section 77-112, Revised Statutes

Supplement, 1969, be amended to read as follows:

77-112. Actual value of property for taxation shall mean and include the value of property for taxation that is ascertained by using the following formula where applicable: (1) Earning capacity of the property; (2) relative location; (3) desirability and functional use; (4) reproduction cost less regular annual depreciation; (5) comparison with other properties of known or recognized value;(6) market value in the ordinary course of trade; and (7) existing zoning of the property.

Sec. 2. That section 77-202, Revised Statutes Supplement, 1969, be amended to read as follows:

77-202. (1) The following property shall be exempt from taxes:

(a) The property of the state and its governmental subdivisions;

(b) Property owned by and used exclusively for agricultural and horticultural societies;

(c) Property owned and used exclusively for educational, religious, charitable, or cemetery purposes, when such property is not owned or used for financial gain or profit to either the owner or user; and

(d) Household goods, including major appliances either attached or detached to real property, and personal effects when such property is not owned or used for financial gain or profit to either the owner or user.

(2) The increased value of land by reason of shade and ornamental trees planted along the highway shall not be taken into account in the assessment of such land.

(3) The premiums received by any insurance company authorized to do business in this state on pension, profit-sharing and other employee benefit plans which are described in section 805 (d) (1) of the Internal Revenue Code of 1954, as amended as of January 1, 1965 shall be exempt from taxes.

(4) Life insurance and life insurance annuity contracts and any payment connected therewith and any right to pension or retirement payments shall be exempt from the intangible tax.

Sec. 3. That section 77-306, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-306. Whenever it shall appear to the Tax Commissioner that any property has been improperly omitted from the tax list or assessment roll of any governmental subdivision for any year, or, if assessed, that the property has been undervalued as compared with like property in the same county ~~or in the state~~, so that the assessment for such year in the governmental subdivision is grossly unfair or inequitable, whether the property has been equalized by any taxing authority or not, he shall make report thereof to the State Board of Equalization and Assessment.

Sec. 4. That section 77-1301.06, Revised Statutes Supplement, 1969, be amended to read as follows:

77-1301.06. Upon completion and final approval of any reappraisal conducted pursuant to the provisions of sections 77-1301.07 and 77-1301.08, the valuations established by such reappraisal shall be used for purposes of property taxation of all property so appraised when approved by the voters of that county. The county assessor and the county board of equalization shall maintain and update the appraisal conducted and completed pursuant to section 77-1301.07. After completing and using the appraisal scheduled to be completed pursuant to section 77-1301.07, each county shall make an annual review of the appraised values for the purpose of mainraining and updating the appraisal. Said review and the supporting data thereto shall be submitted to the Tax Commissioner in the form of a written report on or before February 1 of the year following the year in which the review is made. The report to be submitted shall be as prescribed by the Tax Commissioner. If any county fails to furnish the required report, or satisfactorily meet the requirements prescribed in the rules and regulations for maintaining and updating the appraisal, the Tax Commissioner shall enter into a contract for the review and updating of the appraisal. Such contract shall be only for the year in which the county has failed to act. Payment for any contract executed under the provisions of this section by the Tax Commissioner shall be pursuant to section 77-1301.08. Any county may at any time after completion of the appraisal scheduled to be completed pursuant to section 77-1301.07 contract for maintenance or updating to maintain an appraisal and contract for another reappraisal of the county. Such reappraisal or annual review and the contracting therefor, and the methods and procedures to be used, shall be in conformance with the provisions of sections 77-1301.07 and 77-1301.08 and any rules and regulations of the Tax Commissioner adopted pursuant to such sections.

Laid over.

VISITORS

Mr. Savage introduced Rex Stoddard and Diane Lennig, Associated Press, Omaha, Nebraska.

MEMBER EXCUSED

Mr. Johnson asked unanimous consent to excused for the remainder of the day. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 747. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 1144 for the Fifty-Third Day were adopted.

Advanced to Enrollment & Review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 751. Title read. Explained.

Mr. Carpenter offered the following amendment which was adopted:
(Amendment struck the bill and created a new bill which is available separate from the Journal)

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 908. Title read. Explained.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 94. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 1059 for the Fifty-Third Day was adopted.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 223. Title read. Explained.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

MEMBER EXCUSED

Mr. Whitney asked unanimous consent to be excused for the remainder of the day. No objections. So ordered.

LEGISLATIVE BILL 224. Title read. Explained.

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 225. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 1059 for the Fifty-Third Day was adopted.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 278. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 1064 for the Fifty-Third Day were adopted.

Mr. Carpenter offered the following amendment which was adopted:

Add Section Number 12, and renumber original "section 12, Section 13"

"If the provisions of any article, section or clause of this act or the application thereof to any person shall be judged invalid by a court of competent jurisdiction, such order or judgment shall be confined in its operation to the controversy in which it was rendered, and shall not affect or invalidate the remainder of any provision of any article, section or clause of this act or the application of any part thereof to any other person or circumstance and to this end, the provisions of each article, section and clause of this act are hereby declared to be severable."

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 926. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 1086 for the Fifty-Fourth Day were adopted.

Advanced to Enrollment & Review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 996. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 1092 for the Fifty-Fourth Day were adopted.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 87. Correctly re-engrossed.

LEGISLATIVE BILL 725. Correctly engrossed.

LEGISLATIVE BILL 725A. Correctly engrossed.

(Signed) Duke Snyder, Chairman

UNANIMOUS CONSENT—Withdraw LB 232 & LB 745

Mr. Carpenter asked unanimous consent to withdraw LB 232 and LB 745. Laid over.

ADJOURNMENT

At 4:00 p.m., on a motion be Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Monday, April 19, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

SIXTY-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, April 19, 1971

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Our Father, when we become satisfied with ourselves, hold ever before us Thy demands for perfection. Lest we become content with a good batting average, let us see the absolutes of honesty, of love, and of obedience to Thy will Thou dost require of us. Seeing them, may we strive after them by Thy help. Through Jesus Christ our Lord. Amen.

ROLL CALL

The roll was called and all members were present.

PERSONAL PRIVILEGE

Mr. Moylan extended thanks from his family for the expression of sympathy and flowers received from the members of the Legislature.

MEMBER EXCUSED

Mr. Morgan asked unanimous consent to be excused at 2:00 p.m. today until Wednesday, April 21, at 9:00 a.m. No objections. So ordered.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on April 19, 1971 at 9:00 a.m.: LB 357 and LB 691.

(Signed) Barbara Jackson, Enrolling Clerk

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 535.

A BILL FOR AN ACT relating to decedents' estates; to provide for the disclaimer of interests in property.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Barnett
Burbach
Carsten
Carstens
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 2:

Carpenter
Kime

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 568. With emergency.

A BILL FOR AN ACT relating to criminal procedure; to provide authorization and a procedure for judges and magistrates to issue orders for the purpose of obtaining identifying physical characteristics and nontestimonial identification of persons under certain circumstances; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 38:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft Elrod Epke Goodrich
Hasebroock Holmquist Johnson Keyes Klaver
Kremer Luedtke Mahoney Maresh Marvel
Nore Orme Savage Schmit Simpson
Skarda Snyder Stahmer Stromer Stull
Swanson Syas Waldo Waldron Warner
Whitney Wiltse Ziebarth

Voting in the negative, 7:

Chambers DeCamp Duis Lewis Moylan
Proud Wallwey

Not voting, 4:

Kennedy Kime Kokes Morgan

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 599.

A BILL FOR AN ACT relating to county government; to authorize services and programs as prescribed for dependent, aged, blind, disabled, ill, infirm, mentally ill, and mentally retarded persons.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Duis
Elrod Epke Goodrich Hasebroock Holmquist
Johnson Kennedy Keyes Klaver Kokes
Kremer Lewis Luedtke Mahoney Maresh
Marvel Morgan Moylan Nore Orme
Proud Savage Schmit Simpson Skarda
Snyder Stahmer Stromer Stull Swanson
Syas Waldo Waldron Warner Whitney
Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 2:

Kime
Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 615. With emergency.

A BILL FOR AN ACT relating to public assistance; to create the Home for Children Cash Fund; to provide the amount, purpose, and accounting of such fund; to provide for a transfer of funds to the Home for Children Cash Fund as prescribed; to provide for a change of name of such fund; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 48:

Barnett
Chambers
Elrod
Johnson
Kremer
Marvel
Proud
Snyder
Syas
Whitney
Burbach
Clark
Epke
Kennedy
Lewis
Morgan
Savage
Stahmer
Waldo
Wiltse
Carpenter
Craft
Goodrich
Keyes
Luedtke
Moylan
Schmit
Stromer
Waldron
Ziebarth
Carsten
DeCamp
Hasebroock
Klaver
Mahoney
Nore
Simpson
Stull
Wallwey
Carstens
Duis
Holmquist
Kokes
Maresh
Orme
Skarda
Swanson
Warner

Voting in the negative, 0.

Not voting, 1:

Kime

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 654.

A BILL FOR AN ACT to amend sections 71-4604, 71-4605 and 71-4606, Revised Statutes Supplement, 1969, relating to mobile homes and travel trailers; to require body and frame design and construction to meet standards set by the Department of Health; to provide for standards; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Duis
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Keyes Klaver Kokes Kremer
Lewis Luedtke Mahoney Maresh Morgan
Moylan Nore Orme Proud Savage
Schmit Simpson Skarda Snyder Stromer
Stull Swanson Syas Waldo Waldron
Wallwey Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 4:

Elrod Kime Marvel Stahmer

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 726. With emergency.

A BILL FOR AN ACT relating to schools; to provide procedures for the transfer of territory from one school district to another under prescribed conditions; to provide an exception; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative 47:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft Duis Elrod
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Keyes Kime Klaver Kokes
Kremer Lewis Luedtke Mahoney Maresh
Morgan Moylan Nore Orme Proud
Savage Schmit Simpson Skarda Snyder
Stahmer Stromer Stull Swanson Syas
Waldo Waldron Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 2:

DeCamp Marvel

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

VISITORS

Mr. Johnson introduced Mr. Carl Johnson of Fremont, Nebraska.

Mr. Skarda introduced Mesdames Grobmeir, VanWestle, Houpletor, and his wife, Dorothy.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 436. Replaced on Select File as amended.
Enrollment and Review amendments to LB 436:

(Note: Reference in the following amendments is to the Stahmer amendments adopted 4/15/71.)

1. On page 1, line 14, strike "subdivision (2) above" and insert "this subdivision"; and in line 18, strike "madein" and insert "made in".
2. On page 4, line 5, strike "be" and insert "are"; and in line 15, insert a comma after "29-1203".
3. In the title, strike lines 2 to 8 and all amendments thereto and insert:

"FOR AN ACT relating to criminal procedure; to provide
for the right to speedy trial as prescribed;
to repeal sections 29-1201, 29-1203, and
29-1204, Reissue Revised Statutes of Nebraska,
1943; and to declare an emergency.".

LEGISLATIVE BILL 678. Replaced on Select File as amended.
Enrollment and Review amendment to LB 678:

1. Renumber original section 2 as section 3.

LEGISLATIVE BILL 757. Replaced on Select File as amended.
Enrollment and Review amendments to LB 757:

1. In E & R amendment 1, adopted 4/13/71, line 2, insert "and show the same as stricken" after "21".
2. Strike E & R amendment 2, adopted 4/13/71.
3. Strike E & R amendment 6, adopted 4/13/71.
4. In E & R amendment 7, adopted 4/13/71, insert a period before the first "and" in line 2 and strike the balance of the amendment.

LEGISLATIVE BILL 427. Replaced on Select File as amended.
Enrollment and Review amendment to LB 427:

1. In the title, as amended, line 5, strike the semicolon.

LEGISLATIVE BILL 588. Replaced on Select File as amended. Enrollment and Review amendment to LB 588:

1. Strike the E & R amendments adopted 4/15/71.

LEGISLATIVE BILL 593. Placed on Select File as amended. Enrollment and Review amendment to LB 593:

1. In the title, line 6, insert "is" after the second comma.

LEGISLATIVE BILL 811. Placed on Select File.

LEGISLATIVE BILL 990. Placed on Select File as amended. Enrollment and Review amendments to LB 990:

1. In new section 2, line 5, strike the period and insert "; and".
2. In the title, strike lines 2 to 12 and insert: "FOR AN ACT relating to taxation; to define terms; to exempt certain classes of personal property from taxation; and to declare an emergency.".

LEGISLATIVE BILL 997. Placed on Select File as amended. Enrollment and Review amendment to LB 997:

1. On page 2, line 25, strike "shall mean and include" and insert "means and includes".

LEGISLATIVE BILL 839. Placed on Select File as amended. Enrollment and Review amendments to LB 839:

1. In standing committee amendment 1, line 7, insert "the" after "under".
2. In the title, strike beginning with "for" in line 4 through the semicolon in line 7 and insert "an exception for the time of preparation of the transcript;".

LEGISLATIVE BILL 398. Correctly engrossed.

LEGISLATIVE BILL 524. Correctly engrossed.

LEGISLATIVE BILL 576. Correctly engrossed.

LEGISLATIVE BILL 583. Correctly engrossed.

LEGISLATIVE BILL 641. Correctly engrossed.

LEGISLATIVE BILL 676. Correctly engrossed.

LEGISLATIVE BILL 682. Correctly engrossed.

LEGISLATIVE BILL 750. Correctly engrossed.

LEGISLATIVE BILL 753. Correctly engrossed.

LEGISLATIVE BILL 766. Correctly engrossed.

LEGISLATIVE BILL 841. Correctly engrossed.

LEGISLATIVE BILL 883. Correctly engrossed.

LEGISLATIVE BILL 891. Correctly engrossed.

LEGISLATIVE BILL 912. Correctly engrossed.

LEGISLATIVE BILL 917. Correctly engrossed.

LEGISLATIVE BILL 506. Correctly enrolled.

LEGISLATIVE BILL 508. Correctly enrolled.

LEGISLATIVE BILL 867. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 506, LB 508 and LB 867.

MOTION—Suspend the Rules

Mr. Carpenter moved to suspend the rules and take up tomorrow's Final Reading today. The motion prevailed with 37 ayes, 0 nays and 12 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 78.

A BILL FOR AN ACT to amend section 28-921, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to provide for exceptions from criminal liability; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft Elrod Epke
Goodrich Hasebroock Holmquist Johnson Kennedy
Keyes Kime Klaver Kokes Kremer
Lewis Luedtke Mahoney Maresh Marvel
Morgan Moylan Nore Orme Savage
Schmit Simpson Skarda Snyder Stahmer
Stromer Stull Swanson Syas Waldo
Waldron Warner Whitney Wiltse Ziebarth

Voting in the negative, 1:

DeCamp

Not voting, 3:

Duis Proud Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 530.

A BILL FOR AN ACT to amend section 39-721, Revised Statutes Supplement, 1969, relating to highways; to clarify provisions; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Elrod
Epke Goodrich Hasebroock Holmquist Kennedy
Keyes Kime Kokes Kremer Lewis
Luedtke Mahoney Maresh Marvel Moylan
Nore Proud Schmit Simpson Skarda
Snyder Stahmer Stromer Stull Swanson
Syas Waldo Waldron Wallwey Warner
Whitney Wiltse

Voting in the negative, 4:

Klaver Morgan Orme Savage

Not voting, 3:

Duis Johnson Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 554.

A BILL FOR AN ACT to amend section 70-1003, Reissue Revised Statutes of Nebraska, 1943, relating to public power districts; to provide for qualifications of members of Nebraska Power Review Board as prescribed; to make an exception to length of terms as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft DeCamp Elrod Epke
Goodrich Hasebroock Holmquist Johnson Kennedy
Keyes Kime Klaver Kokes Kremer
Lewis Luedtke Mahoney Maresh Marvel
Morgan Moylan Nore Orme Proud
Savage Schmit Simpson Skarda Snyder
Stahmer Stromer Stull Swanson Syas
Waldo Waldron Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 2:

Chambers Duis

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 591.

A BILL FOR AN ACT to amend section 81-876, Reissue Revised Statutes of Nebraska, 1943, relating to the State Real Estate Commission; to reduce the minimum age for a license; to require licensees to be high school graduates or the equivalent; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 33:

Barnett Burbach Carpenter Clark Craft
DeCamp Duis Goodrich Hasebroock Holmquist
Johnson Kime Kremer Lewis Luedtke
Mahoney Marvel Morgan Moylan Orme
Savage Schmit Simpson Skarda Snyder
Stahmer Stromer Stull Swanson Waldron
Wallwey Warner Ziebarth

Voting in the negative, 11:

Carsten Epke Kennedy Keyes Klaver
Kokes Maresh Nore Proud Syas
Waldo

Not voting, 5:

Carstens Chambers Elrod Whitney Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 614.

A BILL FOR AN ACT to amend section 43-901, Revised Statutes Supplement, 1969, relating to public welfare; to change the name of the Home for Children; to provide duties for the Revisor of Statutes; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 49:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Duis
Elrod Epke Goodrich Hasebroock Holmquist
Johnson Kennedy Keyes Kime Klaver
Kokes Kremer Lewis Luedtke Mahoney
Maresh Marvel Morgan Moylan Nore
Orme Proud Savage Schmit Simpson
Skarda Snyder Stahmer Stromer Stull
Swanson Syas Waldo Waldron Wallwey
Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

ORDER OF FINAL READING

The President stated that LB 660 would first be read and then LB 660A. Mr. Elrod moved to overrule the chair. Whereupon the President stated: "The questions is, 'Shall the chair be sustained?' " The vote to sustain was 30 ayes, 14 nays and 5 not voting.

LEGISLATIVE BILL 660. With emergency.

A BILL FOR AN ACT relating to education; to establish a Program of Student Personnel Services in the Department of Education; to provide for the duties of such program; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Barnett
DeCamp
Holmquist
Kremer
Morgan
Savage
Stahmer
Waldo
Carpenter
Elrod
Johnson
Luedtke
Moylan
Schmit
Stromer
Waldron
Carsten
Epke
Keyes
Mahoney
Nore
Simpson
Stull
Wallwey
Carstens
Goodrich
Kime
Maresh
Orme
Skarda
Swanson
Warner
Craft
Hasebroock
Kokes
Marvel
Proud
Snyder
Syas
Ziebarth

Voting in the negative, 6:

Burbach
Wiltse
Clark
Kennedy
Klaver
Whitney

Not voting, 3:

Chambers
Duis
Lewis

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 660A. With emergency.

A BILL FOR AN ACT to appropriate fifty-eight thousand five hundred dollars from the state General Fund for the period of July 1, 1971 to June

30, 1972 to the State Department of Education, Agency 13, for Program 613, to aid in carrying out the provisions of Legislative Bill 660, Eighty-second Legislature, First Session, 1971; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Barnett
DeCamp
Hasebroock
Kokes
Marvel
Savage
Stromer
Waldron
Carpenter
Duis
Holmquist
Kremer
Morgan
Simpson
Stull
Wallwey
Carsten
Elrod
Johnson
Luedtke
Moylan
Skarda
Swanson
Warner
Chambers
Epke
Keyes
Mahoney
Nore
Snyder
Syas
Ziebarth
Craft
Goodrich
Kime
Maresh
Proud
Stahmer
Waldo

Voting in the negative, 8:

Burbach
Schmit
Clark
Whitney
Kennedy
Wiltse
Klaver
Orme

Not voting, 2:

Carstens
Lewis

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 675.

A BILL FOR AN ACT to amend sections 72-706, 81-1108, 81-1120.02, 81-1120.03, 81-1120.06, 81-1120.09, and 81-1120.10, Revised Statutes Supplement, 1969, relating to telecommunications; to provide that the telecommunications director shall control telephone and telecommunications equipment in the State Capitol and the Telephone Expense Revolving Fund; to rename the telecommunications division as a bureau; to conform provisions with previous legislation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass' "

Voting in the affirmative, 48:

Burbach
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 1:

Barnett

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

EXPLANATION OF VOTE

Had I been present I would have voted "aye" on LB 660.

(Signed) Herbert J. Duis

VISITORS

Mr. Fred Carstens introduced 18 twelfth grade American Government students and their teacher, Mr. Dave Oman, of Table Rock, Nebraska.

Mr. Johnson introduced 39 students and their teachers, Messrs. Rief, Dodge, and Fursterea, of Snyder Public School, Snyder, Nebraska.

STANDING COMMITTEE REPORT

Banking, Commerce & Insurance

Corrected Committee Report referred LB 907 to General File.

(Signed) Sam Klaver, Chairman

SELECT FILE

LEGISLATIVE BILL 873. Enrollment and Review amendment found in the Legislative Journal on page 1312 for the Sixty-Fourth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 653. Enrollment and Review amendments found in the Legislative Journal on page 1312 for the Sixty-Fourth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 573. Enrollment and Review amendments found in the Legislative Journal on page 1312 for the Sixty-Fourth Day were adopted.

Laid over.

LEGISLATIVE BILL 759. Enrollment and Review amendments found in the Legislative Journal on page 1312 for the Sixty-Fourth Day were adopted.

Laid over.

MOTION–Take LB 567 from Revenue Committee

Mr. Skarda moved to take LB 567 from the Revenue Committee and place on General File. The motion prevailed with 26 ayes, 21 nays and 2 not voting.

Mr. Skarda asked unanimous consent to take up LB 567 in one week. No objections. So ordered.

VISITORS

Mr. Stromer introduced H. E. Dr. Hector Luisi and Mrs. Luisi, Ambassador of Uruguay, Embassy of Uraguay.

The President introduced the following delegates of the Eighth Annual Midwest Conference on World Affairs:

H. E. Slaheddine El Goulli, Ambassador of Tunisia, Embassy of Tunisia.

H. E. Howard R. Cottam, Former U. S. Ambassador to Kuwait, Director of the Food and Agriculture Organization of the United Nations.

Mr. Henri Perdieus, Minister Plenipotentiary, Consul General of Belgium, Chicago.

Mr. K. B. Williamson, Minster, Embassy of Canda.

Mr. T. Anthony Keith Elliott, Minister, Embassy of Great Britain.

Mr. Mario Alberto Campora, Counselor, Embassy of the Argentine Republic.

Mr. David M. Sadleir, Counselor, Embassy of Australia.

Mr. Hans-Eduard Deman, Consul, German Information Center, New York.

Mr. Kagechika Matano, First Secretary, Embassy of Japan.

Mr. Johan W. van Doesburgh, First Secretary, Embassy of the Netherlands.

Mr. Andrzei P. Wojtowicz, First Secretary, Embassy of the Polish People's Republic.

Mr. Mircea Mitran, First Secretary, Embassy of the Socialist Republic of Romania.

Mr. Onur Gokce, First Secretary, Embassy of Turkey.

Mr. Jozsef Hajdu, Second Secretary, Embassy of the Hungarian People's Republic

Mr. Bjorn Elmer, Second Secretary, Embassy of Sweden.

Mr. Tran Khoa Hoc, Second Secretary, Embassy of Viet-Nam.

Mr. Chang II Park, Third Secretary, Embassy of Korea.

Mr. Rodolfo C. Severino, Jr., Third Secretary, Embassy of the Philippines.

Mr. Bjorn Gabrielsen, Attache, Embassy of Norway.

Mr. Charles R. Davenport, Director of Trade Operations Divisions, United States Department of Agriculture.

Mr. Stanley Smigel, Director of International Programs Division, Division of International Affairs United States Department of Housing and Urban Development.

Mr. Stromer escorted Dr. Luisi to the rostrum. Mr. Luisi offered the following speech:

It is a special honor and privilege for me to have been asked to express on behalf of my diplomatic collegues our sincere appreciation for the gracious hospitality that you, Sir, and the people of Nebraska have extended to us.

It is the privilege and the challenge of those, with responsibilities in public life, to be particularly involved with the changes which are the milestone of our times. Many references have been made to turbulent events as a special characteristic of the days in which we are living.

I believe that the history of mankind has repeatedly proved that evolution of human societies or political bodies is very dynamic indeed. I wonder if we, in our preoccupation with the problems of our era, are not over-emphasizing this dynamism which may have ebbed and flowed but has always loomed large throughout history. Concern has continually been expressed by distinguished men of our nations over the problems that confront them.

This nation is no exception, and concern and even anxiety over the rapid changes in values that we see on all sides seems to be shared by citizens and leaders - alike.

We foreign observers are perhaps in a special position, and I, as one of them, feel very confident about the future of this nation which I love so much. The United States of America is a pluralistic society, it is a vibrant, dynamic and strong political body.

I believe that perhaps one of the important sources of your strength lies in the diversity of the components of the American society. I do not know many other instances in history where men of different races, creeds and beliefs have merged together in this joint venture which in less than 200 years changed 13 small colonies into a great power.

I am conscious that diversity sometimes brings confrontation, but let us not forget that the superior forms of biological life come from complex associations of very different cells and not from static monolitic structures.

We are proud of the special relationship between Latin America and the United States and Canada. We are proud of our common tradition of independence and, our common faith in the future of young nations.

We are proud of our own identity as sovereign Nations but we are conscious of the solidarity of our hemisphere. The United States of America has given repeated proof of their solidarity, as no nation in the Hemisphere and indeed in the world that suffered from a natural disaster has ever failed to receive the generous support of the Government and the people of this country, regardless of political attitudes or differences in approaches to specific problems.

This and many other factors are strong ties to bind us together in the future, as they have bound us together in the past.

A mature relationship of Nations based upon mutual respect and understanding can only mean a positive contribution to the progress of all mankind.

MOTION—Re-refer LB 462

Mr. Warner renewed his motion to re-refer LB 462 to the Education Committee for public hearing as found in the Legislative Journal on page 1327 for the Sixty-Fourth Day.

Mr. Warner requested a record vote.

Voting in the affirmative, 22:

Barnett
Holmquist
Orme
Stahmer
Waldron
Craft
Johnson
Proud
Stromer
Warner
Elrod
Kremer
Schmit
Swanson
Epke
Luedtke
Simpson
Syas
Goodrich
Morgan
Snyder
Waldo

Voting in the negative, 21:

Carpenter Carsten Carstens Chambers Clark
DeCamp Duis Kennedy Keyes Kime
Klaver Kokes Lewis Mahoney Maresh
Moylan Nore Skarda Wallwey Whitney
Wiltse

Not voting, 6:

Burbach Hasebroock Marvel Savage Stull
Ziebarth

The motion to re-refer lost with 22 ayes, 21 nays and 6 not voting.

MOTION—Raise LB 911

Mr. Goodrich renewed his motion to suspend the rules and place LB 911 on General File notwithstanding the action of the committee as found in the Legislative Journal on page 1198 for the Fifty-Ninth Day. The motion prevailed with 39 ayes, 0 nays and 10 not voting.

GENERAL FILE

LEGISLATIVE BILL 152. Laid over one day.

LEGISLATIVE BILL 1002. Title read. Explained. Laid over.

MEMBER EXCUSED

Mr. Elrod asked unanimous consent to be excused at 2:00 p.m. today for the remainder of the afternoon. No objections. So ordered.

COMMITTEE MEETING—Executive Session

Mr. Kennedy announced the Public Health and Welfare Committee will meet today at 1:15 p.m. in the West Lounge.

RECESS

At 11:54 p.m., on a motion by Speaker Hasebroock, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature re-convened at 2:03 p.m., President Marsh presiding.

ROLL CALL

The roll was called and all members were present except Messrs. Elrod, Kime and Morgan who were excused.

MEMBER EXCUSED

Mr. Stromer asked unanimous consent to be excused at 2:45 p.m. for the remainder of the day. No objections. So ordered.

UNANIMOUS CONSENT–Withdraw LB 903

Mr. Skarda asked unanimous consent to withdraw LB 903. Laid over.

VISITORS

Mr. Whitney introduced the West Butler Club, Butler County, Nebraska.

MESSAGE FROM THE GOVERNOR

April 16, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills No. 74, 470, 368, and 376. These bills were signed by me on April 16, 1971, and delivered to the Secretary of State.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:do

COMMUNICATION

Resolution 9 concerning the rules of the last Geneva Convention and prisoners of war was received from the Senate of Alabama and is on file in the Office of the Clerk.

GENERAL FILE

LEGISLATIVE BILL 1002. Considered. Laid over.

LEGISLATIVE BILL 658. Title read. Explained. Laid over.

LEGISLATIVE BILL 475. Title read. Explained.

Advanced to Enrollment & Review with 38 ayes, 0 nays and 11 not voting.

LEGISLATIVE BILL 476. Title read. Explained.

Advanced to Enrollment & Review with 35 ayes, 0 nays and 14 not voting.

LEGISLATIVE BILL 365. Title read. Explained.

Mr. Barnett offered the following amendments which were adopted:
Page 2, line 4, "Red" instead of blue.
Page 2, line 6, "or Sheriff" after fireman.
Page 2, line 6, "or Law Enforcement Officer" after fireman.
Page 2, line 8, "or Law Enforcement Officer" after fireman.
Page 2, line 15, "or Law Enforcement Officer" after fireman.
Page 2, line 24, "or Law Enforcement Officer" after fireman.
Page 3, Make original Paragraph (3)–(2) and change line 7 "Blue" to "red".

Mr. Barnett offered the following amendment which was adopted by a vote of 40 ayes, 0 nays and 9 not voting:

Add a new paragraph to read:

(4) A flashing red light may be displayed on any motor vehicle being used by rescue squads actually enroute to, at, or from any emergency requiring their services but only after its use shall have been authorized in writing by the County Sheriff. Applications shall be made and revoked in the same manner as for volunteer firemen as provided in subsection (1) of this section.

Advanced to Enrollment & Review with 37 ayes, 2 nays and 10 not voting.

UNANIMOUS CONSENT–Order of Business

Mr. Carpenter asked unanimous consent to consider LB 939 and LB 879 on General File on Monday, April 26, 1971. No objections. So ordered.

VISITORS

Mr. Schmit introduced 60 eighth grade students and their teacher, Earl W. West, from Ashland, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 620. Title read. Explained.

Mr. Waldo moved to indefinitely postpone. The motion lost with 5 ayes, 29 nays and 15 not voting.

Advanced to Enrollment & Review with 31 ayes, 5 nays and 13 not voting.

LEGISLATIVE BILL 122. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 731 for the Thirty-Eighth Day were adopted by a vote of 25 ayes, 9 nays and 15 not voting.

Mr. Goodrich moved to indefinitely postpone.

Mr. Barnett moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 31 ayes, 1 nay and 17 not voting.

Mr. Goodrich requested a record vote.

Voting in the affirmative, 15:

Carstens
Clark
Goodrich
Holmquist
Johnson
Moylan
Orme
Savage
Schmit
Skarda
Snyder
Stahmer
Stull
Syas
Warner

Voting in the negative, 20:

Barnett
Burbach
Carpenter
Carsten
Chambers
DeCamp
Duis
Hasebroock
Kennedy
Kokes
Lewis
Luedtke
Marvel
Nore
Proud
Simpson
Swanson
Wallwey
Whitney
Wiltse

Not voting, 14:

Craft
Elrod
Epke
Keyes
Kime
Klaver
Kremer
Mahoney
Maresh
Morgan
Stromer
Waldo
Waldron
Ziebarth

The motion to indefinitely postpone lost with 15 ayes, 20 nays and 14 not voting.

Laid over.

STANDING COMMITTEE REPORT

Public Health and Welfare

LEGISLATIVE BILL 869. Indefinitely postponed.

(Signed) Thomas C. Kennedy, Chairman

MEMBER EXCUSED

Mr. Ziebarth asked unanimous consent to be excused until he arrives on April 20, 1971. No objections. So ordered.

ADJOURNMENT

At 4:05 p.m., on a motion by Mr. Chambers, the Legislature adjourned until 9:00 a.m., Tuesday, April 20, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

SIXTY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, April 20, 1971

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Our Father, we know that we, by ourselves, are not sufficient for these days and for problems greater than the measure of our best wisdom. May we here be aware of the unseen delegate. May Thy spirit move among us, that there may be concession without coercion, and conciliation without compromise. May these senators, who represent us, represent Thee and, in Thy spirit be courageous enough to begin anew, fearless enough to admit mistakes, and loving enough to forgive others. May we have the courage to apply what we applaud, to the end that we may help to establish Thy way of life for the people of this state. So may we all do the best we can, by Thy help, and be willing to leave the issue in Thy hands, through Jesus Christ our Lord. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Morgan, Stromer and Ziebarth who were excused.

SELECT COMMITTEE REPORT

Committee on Committees

April 20, 1971

Mr. President:

The Committee on Committees desires to report favorably upon the appointments listed below to the State Board of Health and the Game and Parks Commission which were submitted by former Governor Norbert T. Tiemann and upon the appointments to the Nebraska Educational Television Commission, the Liquor Control Commission and the Department of Aeronautics which were submitted by Governor J. J. Exon. The Committee suggests that the appointments be confirmed by this Legislative Body, and suggests a record vote on each confirmation.

Mr. C. Winfield Saults–State Board of Health

Committee Vote: For: Senators Carpenter, Clark, Holmquist, Klaver, Kremer, Luedtke, Proud, Savage, Syas and Wiltse

Against: None

Absent: Senators Schmit, Waldron and Warner

Dr. R. L. Tollefson–State Board of Health

Committee Vote: For: Senators Carpenter, Clark, Holmquist, Klaver, Kremer, Luedtke, Proud, Savage, Syas and Wiltse

Against: None

Absent: Senators Schmit, Waldron and Warner

Mr. Lee R. Wells–Game and Parks Commission

Committee Vote: For: Senators Carpenter, Clark, Holmquist, Klaver, Kremer, Luedtke, Proud, Savage, Syas and Wiltse

Against: None

Absent: Senators Schmit, Waldron and Warner

Dr. Francis J. Brown–Nebraska Educational Television Commission

Committee Vote: For: Senators Carpenter, Clark, Holmquist, Klaver, Kremer, Luedtke, Proud, Savage, Syas and Wiltse

Against: None

Absent: Senators Schmit, Waldron and Warner

Dr. Philip Heckman–Nebraska Educational Television Commission

Committee Vote: For: Senators Carpenter, Clark, Holmquist, Klaver, Kremer, Luedtke, Proud, Savage, Syas and Wiltse

Against: None

Absent: Senators Schmit, Waldron and Warner

Mr. James M. McGaffin–Nebraska Educational Television Commission

Committee Vote: For: Senators Carpenter, Clark, Holmquist, Klaver, Kremer, Luedtke, Proud, Savage, Syas and Wiltse

Against: None

Absent: Senators Schmit, Waldron and Warner

Mr. Joseph Maresh–Nebraska Educational Television Commission

Committee Vote: For: Senators Carpenter, Clark, Holmquist, Klaver, Kremer, Luedtke, Proud, Savage, Syas and Wiltse

Against: None

Absent: Senators Schmit, Waldron and Warner

Mrs. Don Popken–Nebraska Educational Television Commission

Committee Vote: For: Senators Carpenter, Clark, Holmquist, Klaver, Kremer, Luedtke, Proud, Savage and Wiltse

Against: None

Not Voting: Senator Syas

Absent: Senators Schmit, Waldron and Warner

Mrs. Violet Richter–Nebraska Educational Television Commission

Committee Vote: For: Senators Carpenter, Clark, Holmquist, Klaver, Kremer, Luedtke, Proud, Savage and Wiltse

Against: None

Not Voting: Senator Syas

Absent: Senators Schmit, Waldron and Warner

Supt. John C. Prasch–Nebraska Educational Television Commission

Committee Vote: For: Senators Carpenter, Clark, Holmquist, Klaver, Kremer, Luedtke, Proud, Savage, Syas and Wiltse

Against: None

Absent: Senators Schmit, Waldron and Warner

Mr. Edward Robinson–Liquor Control Commission

Committee Vote: For: Senators Carpenter, Clark, Holmquist, Klaver, Kremer, Luedtke, Proud, Savage, Syas and Wiltse

Against: None

Absent: Senators Schmit, Waldron and Warner

Mr. Nicolas N. Smeloff–Director, Department of Aeronautics

Committee Vote: For: Senators Carpenter, Clark, Holmquist, Klaver, Kremer, Luedtke, Proud, Savage, Syas and Wiltse

Against: None

Absent: Senators Schmit, Waldron and Warner

Respectfully submitted,

(Signed) Richard F. Proud, Chairman
Committee on Committees

MOTION–Suspend the Rules

Mr. Carpenter moved to suspend the rules and take up tommorrow's Final Reading today. The motion prevailed with 32 ayes, 0 nays and 17 not voting.

UNANIMOUS CONSENT–Unbracket LB 374

Mr. Holmquist asked unanimous consent to unbracket LB 374 on Final Reading. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 374.

A BILL FOR AN ACT to amend section 8-330, Reissue Revised Statutes of Nebraska, 1943, relating to savings and loan associations; to define the charges and interest authorized on loans of such associations; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Barnett Burbach Carpenter Carsten Chambers
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Johnson Keyes
Kime Kokes Kremer Luedtke Mahoney
Maresh Moylan Nore Orme Proud
Savage Schmit Simpson Skarda Stull
Swanson Waldo Waldron Wallwey Warner
Whitney Wiltse

Voting in the negative, 8:

Carstens Clark Kennedy Klaver Lewis
Snyder Stahmer Syas

Not voting, 4:

Marvel Morgan Stromer Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 87. With emergency.

A BILL FOR AN ACT to amend sections 77-2608 and 77-2616, Reissue Revised Statutes of Nebraska, 1943, and sections 77-2602 and 77-2610, Revised Statutes Supplement, 1969, relating to cigarette tax; to increase the cigarette tax as prescribed; to provide for disposition of the additional tax; to provide for refunds; to provide for the assumption of certain duties by the Tax Commissioner; to provide for a new field house; to provide for a new activities building at the Beatrice State Home; to make appropriations and reappropriations; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 34:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft Duis Epke
Goodrich Hasebroock Holmquist Johnson Keyes
Kremer Lewis Luedtke Mahoney Marvel

Moylan Nore Orme Proud Savage
Schmit Simpson Snyder Stahmer Swanson
Syas Waldron Whitney Wiltse

Voting in the negative, 11:

DeCamp Elrod Kennedy Klaver Kokes
Maresh Skarda Stull Waldo Wallwey
Warner

Not voting, 4:

Kime Morgan Stromer Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 725. With emergency.

A BILL FOR AN ACT to amend sections 60-407 and 60-413, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide for permits for minors of prescribed age to operate motorized farm equipment on the highways and roads as prescribed; to provide an exception; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 35:

Burbach Carpenter Carsten Carstens Chambers
Craft DeCamp Epke Hasebroock Holmquist
Johnson Kennedy Keyes Kime Klaver
Kokes Kremer Lewis Maresh Moylan
Nore Proud Savage Schmit Skarda
Snyder Stahmer Stull Swanson Syas
Waldo Wallwey Warner Whitney Wiltse

Voting in the negative, 6:

Barnett Goodrich Luedtke Orme Simpson
Waldron

Not voting, 8:

Clark Duis Elrod Mahoney Marvel
Morgan Stromer Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 725A.

A BILL FOR AN ACT to appropriate sixty-two thousand two hundred eight dollars from the state General Fund for the period of July 1, 1971 to June 30, 1972 to the Department of Motor Vehicles, Agency 24, for Program 71, to aid in carrying out the provisions of Legislative Bill 725, Eighty-second Legislature, First Session, 1971.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 32:

Burbach
Carpenter
Carsten
Carstens
Chambers
Craft
DeCamp
Epke
Hasebroock
Holmquist
Johnson
Keyes
Kime
Klaver
Kokes
Kremer
Maresh
Moylan
Nore
Proud
Savage
Skarda
Snyder
Stahmer
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Whitney
Wiltse

Voting in the negative, 10:

Barnett
Clark
Goodrich
Kennedy
Luedtke
Marvel
Orme
Schmit
Simpson
Waldron

Not voting, 7:

Duis
Elrod
Lewis
Mahoney
Morgan
Stromer
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 401.

A BILL FOR AN ACT to amend section 33-141, Reissue Revised Statutes of Nebraska, 1943, relating to fees; to increase the rates for publishing legal notices; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett
Burbach
Carpenter
Carsten
Carstens

Chambers Clark Craft DeCamp Duis
Elrod Epke Hasebroock Holmquist Johnson
Keyes Kime Klaver Kokes Kremer
Lewis Luedtke Mahoney Maresh Marvel
Moylan Nore Orme Proud Savage
Schmit Simpson Skarda Stahmer Stull
Swanson Syas Waldo Waldron Wallwey
Warner Whitney Wiltse

Voting in the negative, 3:

Goodrich Kennedy Snyder

Not voting, 3:

Morgan Stromer Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 435.

A BILL FOR AN ACT to repeal section 17-809, Reissue Revised Statutes of Nebraska, 1943, relating to second-class cities and villages, as obsolete.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Barnett Burbach Carsten Carstens Chambers
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Keyes Klaver Kremer Lewis
Luedtke Maresh Marvel Moylan Nore
Orme Proud Savage Schmit Simpson
Skarda Snyder Stahmer Stull Swanson
Syas Waldo Waldron Warner Whitney
Wiltse

Voting in the negative, 0.

Not voting, 8:

Carpenter Kime Kokes Mahoney Morgan
Stromer Wallwey Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 441.

A BILL FOR AN ACT to amend section 30-810, Reissue Revised Statutes of Nebraska, 1943, relating to decedents' estates; to provide that amounts over five thousand dollars recovered in wrongful death actions shall be placed out at interest pending court action; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure haivng been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett Burbach Carsten Carstens Chambers
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Kime Klaver Kremer Lewis
Luedtke Mahoney Maresh Marvel Moylan
Nore Orme Proud Savage Schmit
Simpson Skarda Snyder Stahmer Stull
Swanson Syas Waldo Waldron Wallwey
Warner Whitney Wiltse

Voting in the negative, 0.

Not voting, 6:

Carpenter Keyes Kokes Morgan Stromer
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 547.

A BILL FOR AN ACT to amend section 25-1625, Reissue Revised Statutes of Nebraska, 1943, relating to civil procedure, district courts; to provide for appointment of jury commissioners in counties of fifty thousand to one hundred fifty thousand inhabitants; and to repeal the original section.

Whereupon the president stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett Burbach Carsten Carstens Chambers
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Holmquist Johnson

Kennedy Keyes Kime Klaver Kokes
Kremer Lewis Luedtke Mahoney Maresh
Moylan Nore Orme Proud Savage
Schmit Simpson Skarda Snyder Stahmer
Stull Swanson Syas Waldo Warner
Whitney Wiltse

Voting in the negative, 0.

Not voting, 7:

Carpenter Marvel Morgan Stromer Waldron
Wallwey Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 564.

A BILL FOR AN ACT to amend sections 21-1909, 21-2013, 21-20,114, and 25-530, Reissue Revised Statutes of Nebraska, 1943, relating to service of process; to increase fees; to provide for additional information to be shown on the face of a document served on the Secretary of State as process for a nonresident defendant as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Duis
Elrod Epke Goodrich Hasebroock Holmquist
Johnson Kennedy Keyes Klaver Kokes
Kremer Lewis Luedtke Mahoney Maresh
Marvel Moylan Nore Orme Proud
Savage Schmit Simpson Skarda Snyder
Stahmer Stull Swanson Syas Waldo
Waldron Wallwey Warner Whitney Wiltse

Voting in the negative, 0.

Not voting, 4:

Kime Morgan Stromer Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 579.

A BILL FOR AN ACT to amend section 43-206.03, Reissue Revised Statutes of Nebraska, 1943, relating to juvenile courts; to provide that an adjudication shall be based upon proof beyond a reasonable doubt; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Duis
Elrod Epke Goodrich Hasebroock Holmquist
Johnson Kennedy Keyes Kime Klaver
Kokes Kremer Lewis Luedtke Mahoney
Maresh Marvel Moylan Nore Orme
Proud Savage Schmit Simpson Skarda
Snyder Stahmer Stull Swanson Syas
Waldo Waldron Warner Whitney Wiltse

Voting in the negative, 0.

Not voting, 4:

Morgan Stromer Wallwey Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 645.

A BILL FOR AN ACT to amend section 76-1006, Reissue Revised Statutes of Nebraska, 1943, relating to trust deeds; to reduce the period of time between notice of default and notice of sale as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Keyes Klaver Kremer Lewis
Luedtke Mahoney Maresh Marvel Moylan
Nore Orme Proud Savage Schmit

Simpson Skarda Snyder Stahmer Stull
Swanson Syas Waldo Waldron Wallwey
Warner Whitney Wiltse

Voting in the negative, 0.

Not voting, 6:

Chambers Kime Kokes Morgan Stromer
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 720. With emergency.

A BILL FOR AN ACT to amend section 8-148.02, Reissue Revised Statutes of Nebraska, 1943, relating to banks; to provide a definition and purpose of agricultural credit corporations or livestock loan companies in which banks shall be allowed to invest; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Keyes Klaver Kremer Lewis
Luedtke Mahoney Maresh Marvel Moylan
Nore Orme Proud Savage Schmit
Simpson Skarda Snyder Stahmer Stull
Swanson Syas Waldo Waldron Wallwey
Warner Whitney Wiltse

Voting in the negative, 0.

Not voting, 6:

Chambers Kime Kokes Morgan Stromer
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 847.

A BILL FOR AN ACT to amend section 35-510, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 1, Eighty-second Legislature, First Session, 1971, relating to fire districts; to increase the interest rate that may be paid or money borrowed by the district as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Kime	Klaver	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Marvel	Moylan	Nore	Orme	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stull	Swanson	Syas	Waldo
Waldron	Warner	Whitney	Wiltse	

Voting in the negative, 0.

Not voting, 5:

Chambers	Morgan	Stromer	Wallwey	Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 858.

A BILL FOR AN ACT to amend sections 1-107 and 1-134, Reissue Revised Statutes of Nebraska, 1943, relating to accountants; to change the membership of the Nebraska State Board of Public Accountancy; to provide qualifications; to change the term of office; to authorize professional corporations to be registered to practice accounting; to authorize the board to require continuing education; and to repeal the original sections.

Whereupon the President stated: All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Craft	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Keyes
Kime	Klaver	Kokes	Kremer	Luedtke
Mahoney	Maresh	Moylan	Orme	Proud

Savage Schmit Simpson Skarda Snyder
Stahmer Stull Swanson Syas Waldo
Waldron Wallwey Warner Whitney Wiltse

Voting in the negative, 0.

Not voting, 9:

Clark DeCamp Kennedy Lewis Marvel
Morgan Nore Stromer Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 962.

A BILL FOR AN ACT to amend section 60-403.01, Reissue Revised Statutes of Nebraska, 1943, relating to motorcycles; to provide a penalty for operating a motorcycle without a motorcycle operator's license; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Duis
Epke Hasebroock Holmquist Johnson Kennedy
Keyes Kime Klaver Kokes Kremer
Lewis Luedtke Mahoney Maresh Marvel
Moylan Nore Orme Proud Savage
Schmit Simpson Skarda Snyder Stahmer
Stull Swanson Syas Waldo Waldron
Warner Whitney Wiltse

Voting in the negative, 0.

Not voting, 6:

Elrod Goodrich Morgan Stromer Wallwey
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

VISITORS

Mr. Wiltse introduced 14 grade school students and their teacher, Mrs. Ed Vogele, Jr., from Maple Grove School, Falls City, Nebraska.

Mr. Holmquist introduced 40 students and their teacher, R. Belle Robertson, of Oakland-Lyons-Decatur.

Mr. Epke introduced 39 students and their teacher, Mrs. Marjorie Edwards, of Willard School, York, Nebraska.

Mr. Waldo introduced the Victory Extension Club of Jefferson County which included Mesdames Koenig, Rohla, Soukup, Burda, Hummel, Koenig, Ebbers, Cenveny, and Heidemann.

The President introduced Messrs. Pavone, Turnour, Palteson, Hodgson, Davis, McGrath, Ower, and Kelliher, members of a Study Exchange Group from Australia.

Mr. Kremer introduced 10 members of the Agricultural Committee of the Bundestag of The Federal Republic of Germany. The members were Messrs. Bewerunge, Rheinhardt, Ehnes, Marquardt, Welslau, Fischer, Helms, Gerold, Salzberger and Hagemann.

Messrs. Luedtke and Kremer escorted Mr. Karl Bewerunge, and his interpreter, Hans H. Hagemann, to the rostrum. Mr. Bewerunge spoke to the members briefly.

COMMITTEE MEETING—Executive Session

Mr. Carpenter announced the Government and Military Affairs Committee would meet today at 1:45 p.m.

MOTION—Expedite LB 87

Mr. Carpenter moved to expedite LB 87. The motion prevailed with 28 ayes, 10 nays and 11 not voting.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 402. Replaced on Select File as amended.
Enrollment and Review amendments to LB 402:

1. In line 1 of the Carpenter amendment adopted 4/15/71, strike "page 1" and insert "page 2".
2. In lieu of E & R amendment 6, adopted 4/15/71, in the title, lines 3 and 4, strike "Motor vehicle operators" and insert "rules of the road"; in line 6, strike "and"; and in line 7, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 958. Replaced on Select File as amended.
Enrollment and Review amendment to LB 958:

1. In the title, line 6, insert ", and also section 44-381, Reissue Revised Statutes of Nebraska,

1943" after "section".

LEGISLATIVE BILL 728. Replaced on Select File as amended. Enrollment and Review amendment to LB 728:

1. In line 6 of E & R amendment 5, adopted 4/15/71, insert "First Session," after the comma.

LEGISLATIVE BILL 834. Replaced on Select File as amended. Enrollment and Review amendment to LB 834:

1. In line 3 of E & R amendment 1, adopted 4/15/71, strike the second semicolon.

LEGISLATIVE BILL 582. Replaced on Select File as amended. Enrollment and Review amendment to LB 582:

1. On page 2, line 9, reinstate the comma.

LEGISLATIVE BILL 496. Placed on Select File as amended. Enrollment and Review amendments to LB 496:

1. On page 3, line 9, strike "blind"; in line 15, strike the comma; and in line 27, insert "physically" after "otherwise".

2. On page 4, line 2, insert "shall" after "and"; in line 2, strike "shall" and insert a comma; and in line 15, strike "herein declared" and insert "set forth in this act".

3. Add a new section to read:

"Sec. 7. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

4. In the title, strike lines 2 to 9 and insert:

"FOR AN ACT relating to the handicapped; to state policy; to provide for rights of the blind, visually handicapped, and otherwise physically disabled as prescribed; to provide duties for the Governor; and to declare an emergency.".

LEGISLATIVE BILL 796. Placed on Select File as amended. Enrollment and Review amendments for LB 796:

1. On page 2, lines 10, 15, 17, 20, and 22, strike "thereof" and insert "of such code"; and in line 25, insert a comma after "shall".

2. In new section 2, line 1, insert "of this act" after "1"; and in line 8, strike "such sections" and insert "the sections of the Internal Revenue Code of 1954 specified in section 1 of this act".

3. In the title, line 6, insert "to provide an exception;" after the semicolon.

LEGISLATIVE BILL 594. Placed on Select File as amended. Enrollment and Review amendments to LB 594:

1. Amend section 1 to read:

"Section 1. Any city of the first or second class or any village may, under the provisions of the Interlocal Cooperation Act, enter into a contract with the county board of its county for police services to be provided by the county sheriff. Whenever any such contract has been entered into, the sheriff shall, in addition to his other powers and duties, have all the powers and duties of peace officers within and for the city or village so contracting.".

2. On page 2, line 17, strike the comma.

3. Add a new section to read:

"Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

4. In the title, line 5, strike "and"; and in line 6, insert "to provide for a maximum cost; to provide for expenditures; and to declare an emergency" after "prescribed".

LEGISLATIVE BILL 843. Placed on Select File as amended. Enrollment and Review amendment to LB 843:

1. In the title, line 4, insert "to make clear that violations must be willful to result in penalty;" after the semicolon; and at the end of line 5, insert "and their agents".

LEGISLATIVE BILL 282. Placed on Select File as amended. Enrollment and Review amendments to LB 282:

1. In the Simpson amendment as printed on page 1296 of the Legislative Journal, strike line 2 and insert "On page 2, strike lines 10 to 14, showing all except the period as stricken, and".

2. On page 2, line 4, strike "18-130." and insert "~~18-130~~."

3. In the title, strike lines 2 to 7 and insert:

"FOR AN ACT relating to ordinances; to shorten the period
for publication and effectiveness of certain
ordinances; to eliminate application to cities
of the metropolitan and primary classes; to
amend sections 16-405, 17-613, and 18-130,
Reissue Revised Statutes of Nebraska, 1943;
and to repeal the original sections.".

LEGISLATIVE BILL 432. Placed on Select File as amended. Enrollment and Review amendments to LB 432:

1. In section 1, line 8, strike "notices" and insert "notice".

2. In section 2, line 10, strike the first comma.

3. In the title, line 4, strike "or third class"

and strike lines 5 and 6 and insert "class as prescribed.".

4. In the first line of new section 2 and 3, strike "Section" and insert "Sec.".

LEGISLATIVE BILL 497. Placed on Select File as amended. Enrollment and Review amendments to LB 497:

1. On page 2, line 6, strike "Medical Doctor" and insert "Doctor of Medicine".

2. In the title, strike beginning with the semicolon in line 6 through "dentists" in line 10.

LEGISLATIVE BILL 890. Placed on Select File.

LEGISLATIVE BILL 523. Placed on Select File as amended. Enrollment and Review amendments to LB 523:

1. On page 2, insert a semicolon at the end of line 3, and strike lines 4 to 6.

2. On page 5, line 5, strike "then"; and in lines 15 and 18, strike the comma.

LEGISLATIVE BILL 957. Placed on Select File as amended. Enrollment and Review amendment to LB 957:

1. On page 2, line 19, strike "said".

LEGISLATIVE BILL 961. Placed on Select File as amended. Enrollment and Review amendments to LB 961:

1. On page 2, line 5, insert "created" after "~~any~~".

2. On page 3, line 21, insert "the security interest" after the first "of".

LEGISLATIVE BILL 981. Placed on Select File.

LEGISLATIVE BILL 458. Placed on Select File as amended. Enrollment and Review amendments to LB 458:

1. In lieu of the standing committee amendment, on page 2, line 7, insert an underscored comma after "gratuitously"; and in lines 7 and 8, strike "and in good faith," and show the same as stricken.

2. In the title, line 5, insert "to eliminate the requirement of good faith;" after the semicolon.

LEGISLATIVE BILL 845. Placed on Select File as amended. Enrollment and Review amendment to LB 845:

1. On page 2, line 12, strike "such ~~amount~~" and insert "~~such amount~~ which".

LEGISLATIVE BILL 195. Correctly engrossed.

LEGISLATIVE BILL 226. Correctly engrossed.

LEGISLATIVE BILL 248. Correctly engrossed.

LEGISLATIVE BILL 315. Correctly engrossed.

LEGISLATIVE BILL 387. Correctly engrossed.

LEGISLATIVE BILL 415. Correctly engrossed.

LEGISLATIVE BILL 478. Correctly re-engrossed.

LEGISLATIVE BILL 499. Correctly engrossed.

LEGISLATIVE BILL 513. Correctly engrossed.

LEGISLATIVE BILL 565. Correctly engrossed.

LEGISLATIVE BILL 633. Correctly engrossed.

LEGISLATIVE BILL 634. Correctly engrossed.

LEGISLATIVE BILL 680. Correctly engrossed.

LEGISLATIVE BILL 694. Correctly engrossed.

LEGISLATIVE BILL 825. Correctly engrossed.

LEGISLATIVE BILL 874. Correctly engrossed.

LEGISLATIVE BILL 916. Correctly engrossed.

LEGISLATIVE BILL 78. Correctly enrolled.

LEGISLATIVE BILL 530. Correctly enrolled.

LEGISLATIVE BILL 535. Correctly enrolled.

LEGISLATIVE BILL 554. Correctly enrolled.

LEGISLATIVE BILL 568. Correctly enrolled.

LEGISLATIVE BILL 591. Correctly enrolled.

LEGISLATIVE BILL 599. Correctly enrolled.

LEGISLATIVE BILL 614. Correctly enrolled.

LEGISLATIVE BILL 615. Correctly enrolled.

LEGISLATIVE BILL 654. Correctly enrolled.

LEGISLATIVE BILL 660. Correctly enrolled.

LEGISLATIVE BILL 660A. Correctly enrolled.

LEGISLATIVE BILL 675. Correctly enrolled.

LEGISLATIVE BILL 726. Correctly enrolled.

LEGISLATIVE BILL 87. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 530, LB 535, LB 554, LB 568, LB 591, LB 599, LB 614, LB 615, LB 654, LB 660, LB 660A, LB 675, LB 726 and LB 87 and LB 78.

RESOLUTIONS

LEGISLATIVE RESOLUTION 45.

Introduced by Terry Carpenter, 48th District; J. W. Burbach, 19th District.

Be it resolved that since federal statute concerning daylight saving time affords the States no choice except to repeal State Daylight Saving Time Statutes or follow the calendar dates set for commencement and closing of the annual daylight saving time schedule under federal laws, and,

Whereas the calendar schedule set by federal statute works a hardship on the agricultural segment of our population and adds to the hazards attending the transportation of children long distances for school purposes,

Now be it resolved that this 82nd Legislature of the State of Nebraska, First Session, supports measures now pending action in the Congress and endorsed by Nebraska's Congressional Delegation which would amend federal statute and provide for the annual calendar schedule of daylight saving time to begin on Memorial Day and end on Labor Day.

Laid over.

LEGISLATIVE RESOLUTION 46.

Introduced by J. W. Burbach, 19th District; William Swanson, 27th District.

WHEREAS, the State of Nebraska imposes a tax on aircraft fuels that most states surrouding Nebraska do not; and

WHEREAS, sixteen states impose a special excise tax on aircraft fuels and thirty-four states do not; and

WHEREAS, local airports in the state depend to some degree on revenues from the tax on aviation fuels; and

WHEREAS, the Department of Aeronautics authorizes the disbursement of a substantial portion of the aircraft fuel tax collected to local airports; and

WHEREAS, a different formula was submitted in the form of Legislative Bill 624 Eighty-second Legislature, First Session, 1971; and

WHEREAS, the Revenue Committee is of the opinion that a fair and equitable system of taxation of aviation fuels be developed to be shared with the airports in the state.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Legislature appoint a committee to examine the general situation involving the taxation of aviation fuels and the distribution of the tax monies so collected to the local airports and report their findings to the next Legislature.
2. That in this study recommendations be made involving a fair and equitable share of airports' revenues from the tax on aviation fuels.

Referred to the Executive Board.

MOTION–Introduce Bill

Mr. Whitney moved the introduction of a new bill by the Public Health and Welfare Committee to be known as LB 1020. The motion prevailed with 33 ayes, 0 nays and 16 not voting.

BILL ON FIRST READING

The following bill was read for the first time.

LEGISLATIVE BILL 1020. By Thomas C. Kennedy, 21st District; Loran Schmit, 23rd District; Richard Maresh, 32nd District; Leslie A. Stull, 49th District; G. A. Goodrich, 20th District; Richard Lewis, 38th District; Harold Moylan, 6th District.

A BILL FOR AN ACT to amend section 71-212, Reissue Revised Statutes of Nebraska, 1943, relating to barbering; to change the eligibility for certain veterans for a certificate of registration to practice barbering; to repeal the original section; and to declare an emergency.

SELECT FILE

LEGISLATIVE BILL 573. Mr. Burbach offered the following amendments which were adopted:

1. On page 3, lines 16 and 17, strike "December" and insert "November"; in line 21, insert "sixty-five per cent of" after "equal"; and in line 26, insert ", and on April 1, 1973, and on April 1 each year thereafter the State Treasurer shall place the remaining thirty-five per cent of the total tax revenue lost in the preceding year in such fund" after "1972".
2. On page 4, line 7, insert "sixty-five per cent

of" after "to"; and in line 9, insert ", and the remaining
thirty-five percent of the amount so certified shall be
so transferred on or before April 15 each year beginning
April 15, 1973" after "section".

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 759. Laid over.

LEGISLATIVE BILL 436. Enrollment and Review amendments found in the Legislative Journal on page 1340 for the Sixty-Fourth Day were adopted.

Mr. Stahmer offered the following amendment which was adopted:
1. In the Stahmer amendments adopted 4/15/71,
page 4, line 15, and in the title as amended, line 4,
strike "29-1201" and insert "29-1202".

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 678. Enrollment and Review amendment found in the Legislative Journal on page 1340 for the Sixty-Fourth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 757. Enrollment and Review amendments found in the Legislative Journal on page 1340 for the Sixty-Fourth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 427. Enrollment and Review amendment found in the Legislative Journal on page 1340 for the Sixty-Fourth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 588. Enrollment and Review amendment found in the Legislative Journal on page 1341 for the Sixty-Fourth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 593. Enrollment and Review amendment found in the Legislative Journal on page 1341 for the Sixty-Fourth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 811.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 990. Enrollment and Review amendments found in the Legislative Journal on page 1341 for the Sixty-Fourth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 997. Enrollment and Review amendment found in the Legislative Journal on page 1341 for the Sixty-Fourth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 839. Enrollment and Review amendments found in the Legislative Journal on page 1341 for the Sixty-Fourth Day were adopted.

Advanced to Enrollment and Review for engrossment.

MOTION–Return LB 573 to Select File

Mr. Keyes moved to return LB 573 to Select File for the following specific amendment:

1. On page 4, section 9, after "section"
insert "; Provided, no county shall receive a greater
amount than the amount collected in that county from a
general sales tax and from the income tax on the income
of residents of that county".

The motion to return lost with 8 ayes, 26 nays and 15 not voting.

ADD–CO-INTRODUCER

Mr. Waldo asked unanimous consent to have his name added to LR 45. No objections. So ordered.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on April 20, 1971, at 10:00 a.m.: LB 506, LB 508 and LB 867.

Presented to the Governor for approval on April 20, 1971, at 10:45 a.m.: LB 87.

(Signed) Barbara Jackson, Enrolling Clerk

UNANIMOUS CONSENT—Withdraw LB 903

Mr. Skarda renewed his request found in the Legislative Journal on page 1353 for the Sixty-Fourth Day to withdraw LB 903. No objections. So ordered.

UNANIMOUS CONSENT—Withdraw LB 232 and LB 745

Mr. Carpenter renewed his request found in the Legislative Journal on page 1334 for the Sixty-Third Day to withdraw LB 232 and LB 745. No objections. So ordered.

VISITORS

Mr. DeCamp introduced 48 students, 6 teachers and 2 sponsors from the Antelope County Rural School, Neligh, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 152. Bracketed until 4/26/71.

LEGISLATIVE BILL 658. Laid over.

LEGISLATIVE BILL 122. Considered.

Mr. Chambers asked unanimous consent to have his name added to LB 122. No objections. So ordered.

Mr. Barnett moved to advance LB 122 to Enrollment and Review.

Mr. Barnett moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 20 ayes, 12 nays and 17 not voting.

Mr. Snyder moved to indefinitely postpone.

Mr. Barnett requested a record vote.

Voting in the affirmative, 25:

Carsten	Clark	Craft	Goodrich	Hasebroock
Holmquist	Johnson	Keyes	Klaver	Kokes
Kremer	Lewis	Maresh	Moylan	Orme
Savage	Skarda	Snyder	Stahmer	Stull
Swanson	Syas	Waldo	Warner	Whitney

Voting in the negative, 12:

Barnett	Burbach	Carpenter	Chambers	DeCamp
Duis	Mahoney	Marvel	Nore	Proud
Schmit	Simpson			

Not voting, 12:

Carstens Elrod Ekpe Kennedy Kime
Luedtke Morgan Stromer Waldron Wallwey
Wiltse Ziebarth

The motion to postpone prevailed with 25 ayes, 12 nays and 12 not voting.

LEGISLATIVE BILL 389. Laid over until 4/26/71.

RECESS

At 11:54 a.m., on a motion by Speaker Hasebroock, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:04 p.m., President Marsh presiding.

ROLL CALL

The roll was called and all members were present except Messrs. Morgan and Stromer who were excused.

STANDING COMMITTEE REPORTS

Agriculture and Recreation

LEGISLATIVE BILL 461. Placed on General File as amended.
Standing Committee amendments to LB 461:

1. Insert a new section 1 to read as follows:

"Section 1. That section 81-801, Revised Statutes Supplement, 1969, be amended to read as follows:

81-801. (1) The Game and Parks Commission shall consist of seven members, one from each of the seven districts provided for by section 81-801.01, and shall be appointed by the Governor with the consent of a majority of all members of the Legislature. Members of the Game and Parks Commission shall be subject to reconfirmation by a majority vote of all members of the Legislature during the second and fourth years of their terms as commissioners. If such reconfirmation fails to receive a majority vote of all members of the Legislature, the office of the commissioner failing to receive such vote shall be vacated. Members of the commission shall be legal residents and citizens of Nebraska, and shall be well informed on wildlife conservation and restoration. At least two members of the commission shall be actually engaged in agricultural pursuits and shall reside on a farm or ranch and not more than four of the members of the commission shall be affiliated with one political party.

(2) When the term of any member of the commission shall expire, the Governor shall appoint a successor for a term of five years from the same district as the member whose term has expired. Each member shall serve until the appointment and qualification of his successor. In case of a vacancy occurring prior to the expiration of the term of a member, the appointment shall be made only for the remainder of the term.

(3) All members of the commission shall be citizens and bona fide residents of the district from which they are appointed. When a member ceases to be a bona fide resident of the district, from which he was appointed, his office shall be immediately vacated.

(4) If the Legislature is not in session when members of the commission are appointed by the Governor, they shall take office and act as recess appointees until the Legislature next thereafter convenes.

(5) Members may be removed by the Governor for inefficiency, neglect of duty, or misconduct in office, but only after delivering to the member a copy of the charges and affording him an opportunity of being publicly heard in person or by counsel in his own defense, upon not less than ten days' notice. Such hearing shall be held before the Governor.

(6) If such member shall be removed, the Governor shall file in the office of the Secretary of State a complete statement of all charges made against such member and his findings thereon, together with a complete record of the proceedings. No person who has served a full five-year term shall be eligible for reappointment as a member of the commission until at least five years have elapsed between any previous term which he might have served, and the effective date of his new appointment."

2. Renumber original sections 1 and 2 as sections 2 and 3; on page 2, line 1, strike "section" and insert "sec."; on line 15 strike "section" and insert "sections"; and on line 16 strike "is" and insert "and 881-801, Revised Statutes Supplement, 1969, are".

LEGISLATIVE BILL 50. Indefinitely postponed.

LEGISLATIVE BILL 827. Indefinitely postponed.

LEGISLATIVE BILL 993. Indefinitely postponed.

(Signed) Loran Schmit, Chairman

Judiciary

LEGISLATIVE BILL 895. Placed on General File.

(Signed) Roland Luedtke, Chairman

Government and Military Affairs

LEGISLATIVE BILL 879. Placed on General File as amended.
Standing Committee amendment to LB 879:

On page 8, line 20 insert "Provided, that such environmental standards, criteria and rules and regulations having the force and effect of standards and criteria shall not be more restrictive or stringent than standards or criteria promulgated or issued by any agency of the United Stages (sic) government pertaining to the same subject matter," after the semicolon.

(Signed) Terry Carpenter, Chairman

MOTION–Return LB 684

Mr. Goodrich moved to return LB 684 from the Governor for further consideration. The motion to return prevailed with 35 ayes, 0 nays and 14 not voting.

UNANIMOUS CONSENT–Unbracket LB 889

Mr. Waldron asked unanimous consent to unbracket LB 889 and consider on Thursday, April 22, and to print the following amendments in the Journal. No objections. So ordered.

1. On page 2, line 1 strike "general" and insert "primary", line 2 strike "November" and insert "May", and line 25 strike the new matter and insert "which shall be as set by law.".
2. On page 3 strike lines 13 to 15 and insert "Constitutional amendment providing that the salaries of members of the Legislature shall be as set by law.".

GENERAL FILE

LEGISLATIVE BILL 437. Title read. Explained.

Mr. Holmquist moved to indefinitely postpone.

Mr. DeCamp moved the previous question. The question is, "Shall the debate now cease?". The motion lost with 24 ayes, 14 nays and 11 not voting.

Mr. Schmit moved the previous question. The question is, "Shall the debate now cease?". The motion lost with 23 ayes, 15 nays and 11 not voting.

Mr. DeCamp moved the previous question. The question is, "Shall the debate now cease?". The motion prevailed with 33 ayes, 1 nays and 15 not voting.

The motion to indefinitely postpone prevailed with 24 ayes, 16 nays and 9 not voting.

VISITORS

Mr. Waldo introduced 30 students and their teacher, Mrs. Camille Formanek, District 25, Crete, Nebraska.

Mr. Barnett introduced Mr. Ron Shakeshaft of England and Mrs. Linda Bennett of Chicago.

MEMBERS EXCUSED

Mr. Marvel asked unanimous consent that the Budget Committee members be excused to attend an executive session in the Supreme Court Hearing Room at 3:00 p.m. No objections. So ordered.

SPEAKER HASEBROOCK PRESIDING

GENERAL FILE

LEGISLATIVE BILL 355. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 774 for the Thirty-Ninth Day was adopted.

Mr. Clark offered the following amendment which was adopted:
Add word "hole" after exploration in committee amendment.

Advanced to Enrollment & Review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 468. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 775 for the Thirty-Ninth Day was adopted.

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 734. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 779 for the Thirty-Ninth Day was adopted.

Advanced to Enrollment & Review with 28 ayes, 1 nay and 20 not voting.

LEGISLATIVE BILL 756. Title read. Explained.

Mr. Holmquist offered the following amendment which was adopted:
To read 65 miles per hour for trucks in day-time and 60 miles per hour for night-time for trucks.

Advanced to Enrollment & Review with 25 ayes, 4 nays and 20 not voting.

MEMBERS EXCUSED

Mr. Mahoney asked unanimous consent to be excused at 3:20 for the balance of the day and for Wednesday and Thursday, April 21 and April 22. No objections. So ordered.

Mr. Skarda asked unanimous consent to be excused at 3:20 for the balance of the day. No objections. So ordered.

Mr. Proud asked unanimous consent to be excused Wednesday afternoon, April 21. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 791. Title read. Explained.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 800. Mr. Mahoney asked unanimous consent to bracket LB 800 until Friday, April 23, 1971. No objections. So ordered.

LEGISLATIVE BILL 856. Title read. Explained.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 929. Title read. Explained.

The Simpson amendment found in the Legislative Journal on page 1063 for the Fifty-Third Day was adopted.

Advanced to Enrollment & Review with 29 ayes, 1 nay and 19 not voting.

LEGISLATIVE BILL 999. Title read. Explained.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

PRESIDENT MARSH PRESIDING

LEGISLATIVE BILL 350. Title read. Explained.

Mr. Kennedy offered the following amendment to the Standing Committee amendments:

1. In Standing Committee amendment 6, strike "page 17" and insert "page 18".

Standing Committee amendments found in the Legislative Journal on page 781 for the Thirty-Ninth Day were adopted.

Laid over.

LEGISLATIVE BILL 773. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 794 for the Fortieth Day was adopted.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

MEMBERS EXCUSED

Mr. Carpenter asked unanimous consent to be excused Wednesday, April 21. No objections. So ordered.

Mr. Simpson asked unanimous consent to be excused May 17 through May 21. No objections. So ordered.

ADJOURNMENT

At 3:55 p.m., on a motion by Mr. Carpenter, the Legislature adjourned until 9:00 a.m., Wednesday, April 21, 1971.

Vincent D. Brown
Clerk of the Legislature

SIXTY-SEVENTH DAY—APRIL 21, 1971

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

SIXTY-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, April 21, 1971

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Our Father in heaven, as we pray for Thy blessings upon the members of this Senate, we are not unmindful of those in the gallery who join us in this prayer.
>
> We give Thee thanks for the youth of America, the leaders of tomorrow, the young people who shall some day take our places. We thank Thee for their faith in America, and we pray that nothing done or said in this place shall cause them to think any less of the institutions we cherish.
>
> Challenge them, we pray Thee, with a vision of good citizenship and a love for all that is good in America and a desire to make it even better, that this land we love may become in truth and in fact God's own country. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Carpenter, Mahoney and Ziebarth who were excused.

PROGRAM

Mr. Simpson introduced Miss Sue Dutton, President of the Student Council, and Bill Norman who is a student teacher, and the Lincoln High Choir who presented a musical program under the direction of Ivan Caldwell.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 369. Replaced on Select File as amended. Enrollment and Review amendments to LB 369:

1. On page 2, strike line 2 and amendments thereto and insert "section 39-777, 60-403.01, or 60-403.02, Reissue Revised Statutes of Nebraska,".

2. In the title, line 2, strike "motorcycles" and insert "motor vehicles"; and strike the E & R amendment to line 3, adopted 4/16/71 and at the end of line 3, insert "39-777, 60-403.01, or".

LEGISLATIVE BILL 670. Placed on Select File as amended. Enrollment and Review amendments to LB 670:

1. On page 3, line 22, insert an underscored comma after "court"; in line 24, strike the comma; and in line 25, strike "such" and insert "the".

2. On page 4, lines 4 and 5, strike "same disposition as" and insert "disposition made by".

3. On page 5, line 5, strike the comma; and in line 12, strike the comma and insert "or".

4. On page 6, line 25 as amended, strike "said".

5. On page 10, line 8, strike "said" and insert "such"; and in line 10, strike "such".

6. For correlation purposes, on page 7, line 6, insert ", as amended by section 1, Legislative Bill 579, Eighty-second Legislature, First Session, 1971" after "1943"; in lines 22 and 23 strike "~~the preponderance of~~"; and at the end of line 25 insert "~~Any finding that such minor is a person described in section 43-201 must be based on proof beyond a reasonable doubt.~~".

7. For correlation purposes, on page 11, lines 3 and 4, and in the title, line 2, strike "sections 43-205.06 and 43-206.03," and insert "section 43-205.06,"; on page 11, line 5, strike the first "and"; in the title, line 4, strike "and"; and on page 11, line 6, and in the title, line 6, insert ", and section 43-206.03, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 579, Eighty-second Legislature, First Session, 1971" after "1969".

LEGISLATIVE BILL 986. Placed on Select File.

LEGISLATIVE BILL 988. Placed on Select File as amended. Enrollment and Review amendments to LB 988:

1. On page 2, line 26, strike the second and third commas.

2. On page 3, line 5, insert "a full" after "for"; and in line 16, strike "functions hereunder" and

insert "duties under the provisions of this act".

3. On page 4, line 12, strike the second comma.

LEGISLATIVE BILL 630. Placed on Select File as amended. Enrollment and Review amendments to LB 630:

1. For correlation purposes, on page 2, line 2, page 3, line 9, and in the title, line 3, insert ", as amended by section 2, Legislative Bill 12, Eighty-second Legislature, First Session, 1971" after "1969"; and on page 2, strike the stricken matter in lines 14 to 23.

2. In the title, strike beginning with "to" in line 6, through line 8 and insert "and to repeal the original section.".

LEGISLATIVE BILL 1010. Placed on Select File as amended. Enrollment and Review amendments to LB 1010:

(Note:) There is a discrepancy in paging between the bill as introduced and as printed. The following amendments are to the bill as introduced.

1. On page 2, line 22, strike "a".

2. In the title, line 8, strike "and"; and in line 9, insert "; and to declare an emergency" after "sections".

LEGISLATIVE BILL 510. Placed on Select File.

LEGISLATIVE BILL 474. Placed on Select File as amended. Enrollment and Review amendment to LB 474:

1. In the title, strike lines 4 and 5 and "operated" in line 6 and insert "to change requirements for classification as local trucks".

LEGISLATIVE BILL 512. Placed on Select File as amended. Enrollment and Review amendment to LB 512:

1. In the title, strike lines 4 to 8 and insert "provide an exemption;".

LEGISLATIVE BILL 1019. Placed on Select File.

LEGISLATIVE BILL 1011. Placed on Select File.

LEGISLATIVE BILL 462. Placed on Select File as amended. Enrollment and Review amendments to LB 462:

(Note:) Page references in the following amendments are to pages as numbered in the Carpenter amendment.

1. On page 3, line 5, strike "six" and insert "five"; and in line 15, strike "budgets" and insert "a budget".

2. On page 4, line 15, strike "23" and insert "22".

3. In the title, strike lines 2 to 9 and insert: "FOR AN ACT for submission to the electors of an amendment to Article VII of the Constitution of Nebraska, relating to education; to provide that the state shall pay all costs for the operation of public elementary and secondary schools except costs for land acquisition, building construction, improvements and repair, and debt service; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.".

LEGISLATIVE BILL 237. Placed on Select File as amended. Enrollment and Review amendment to LB 237:

1. In the standing committee amendment, line 2, strike "Interstate highway" and insert "segment of the National System of Interstate and Defense Highways".

LEGISLATIVE BILL 238. Placed on Select File as amended. Enrollment and Review amendments to LB 238:

1. In lieu of the second Stahmer amendment, on page 2, line 26, insert a period after "power" and strike the remainder of section 2.

2. On page 2, line 3, strike "of Nebraska"; in lines 9 and 10 and lines 12 and 13, strike "in Nebraska"; in line 16, strike "herein" and insert "in this section"; and in line 25, strike "said" and insert "such".

3. On page 3, line 18, strike "revenues" and insert "revenue".

4. On page 4, line 16, strike "respective"; in line 20, strike "thereof" and insert "the facilities authorized by this act"; in line 21, strike "herein set forth" and insert "set forth in this act"; and in line 24 strike "herein" and insert "in this act".

5. On page 5, line 8, strike "with" and insert "of"; in line 19, insert ", within sixty days after the adoption of the ordinance," after "If"; insert a comma at the end of line 23; strike line 24; in line 25, strike "must" and insert "shall"; and in line 27, strike "and" and insert ", which question must".

6. In standing committee amendment 1, lines 2 and 3, strike "Interstate highway" and insert "segment of the National System of Interstate and Defense Highways".

7. In the title, line 10, strike "election" and insert "elections"; and in line 11, insert "to restrict condemnation as prescribed;" after the first semicolon.

LEGISLATIVE BILL 626. Correctly engrossed.

LEGISLATIVE BILL 653. Correctly engrossed.

LEGISLATIVE BILL 793. Correctly engrossed.

LEGISLATIVE BILL 818. Correctly engrossed.

LEGISLATIVE BILL 873. Correctly engrossed.

LEGISLATIVE BILL 374. Correctly enrolled.

LEGISLATIVE BILL 725. Correctly enrolled.

LEGISLATIVE BILL 725A. Correctly enrolled.

LEGISLATIVE BILL 401. Correctly enrolled.

LEGISLATIVE BILL 435. Correctly enrolled.

LEGISLATIVE BILL 441. Correctly enrolled.

LEGISLATIVE BILL 547. Correctly enrolled.

LEGISLATIVE BILL 564. Correctly enrolled.

LEGISLATIVE BILL 579. Correctly enrolled.

LEGISLATIVE BILL 645. Correctly enrolled.

LEGISLATIVE BILL 720. Correctly enrolled.

LEGISLATIVE BILL 847. Correctly enrolled.

LEGISLATIVE BILL 858. Correctly enrolled.

LEGISLATIVE BILL 962. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 374, LB 725, LB 725A, LB 401, LB 435, LB 441, LB 547, LB 564,LB 579, LB 645, LB 720, LB 847, LB 858, and LB 962.

MESSAGE FROM THE GOVERNOR

April 21, 1971

Mr. President, Mr. Speaker,
and Members of the Legislature
Legislative Chambers
State House
Lincoln, Nebraska

Dear Senators:

I am writing to you today with regard to Legislative Bill 87 which has been presented to me for my signature. I wish to share with you my thinking in regard to LB 87 and the action which I am presently contemplating. My inclination is to veto LB 87.

I am hopeful that perhaps by directing these matters to your attention today, you may, still pursuant to your legislative rules, reconsider LB 87 and perhaps make such necessary amendments as to eventually accomplish a portion of your stated goals while allowing me, in good conscience, to sign the amended measure. We all want to be fair on tax matters. This measure deserves further consideration.

Let me caution against hasty discussions on capital construction commitments. While I do not rule out the eventual need for either a field house or a state office building, I recommend our joint reflection and consideration for nine months until next January on the specific projects.

It would be my belief that an activities building at the Beatrice State Home would be the prior consideration for construction of the three projects mentioned in LB 87.

By ear-marking tax funds for specific construction projects, we tend to fragment and fractionalize our tax base. May I respectfully urge a more thoughtful and reasonable approach.

It would seem consistent if we were to allocate 2 1/2% of the suggested cigarette tax increase to a permanent sinking fund for capital construction to be allocated by the Legislature as it reviews priorities. The remaining 2 1/2% might go to the general fund.

I hope you will see fit to consider these suggestions.

Sincerely,

(Signed) J. James Exon
Governor

JJE:fw

SELECT FILE

LEGISLATIVE BILL 402. Enrollment and Review amendments found in the Legislative Journal on page 1371 for the Sixty-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 958. Enrollment and Review amendment found in the Legislative Journal on page 1371 for the Sixty-Sixth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 728. Enrollment and Review amendment found in the Legislative Journal on page 1372 for the Sixty-Sixth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 834. Enrollment and Review amendment found in the Legislative Journal on page 1372 for the Sixty-Sixth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 582. Enrollment and Review amendment found in the Legislative Journal on page 1372 for the Sixty-Sixth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 496. Enrollment and Review amendments found in the Legislative Journal on page 1372 for the Sixty-Sixth Day were adopted.

Laid over.

LEGISLATIVE BILL 796. Enrollment and Review amendments found in the Legislative Journal on page 1372 for the Sixty-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 594. Enrollment and Review amendments found in the Legislative Journal on page 1372 for the Sixty-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 843. Laid over.

LEGISLATIVE BILL 282. Enrollment and Review amendments found in the Legislative Journal on page 1373 for the Sixty-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 432. Enrollment and Review amendments found in the Legislative Journal on page 1373 for the Sixty-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 497. Enrollment and Review amendments found in the Legislative Journal on page 1374 for the Sixty-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 890.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 523. Enrollment and Review amendments found in the Legislative Journal on page 1374 for the Sixty-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 957. Enrollment and Review amendment found in the Legislative Journal on page 1374 for the Sixty-Sixth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 961. Enrollment and Review amendments found in the Legislative Journal on page 1374 for the Sixty-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 981.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 458. Enrollment and Review amendments found in the Legislative Journal on page 1374 for the Sixty-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 845. Enrollment and Review amendment found in the Legislative Journal on page 1374 for the Sixty-Sixth Day was adopted.

Advanced to Enrollment and Review for engrossment.

MESSAGE FROM THE GOVERNOR

April 20, 1971

Mr. President, Mr. Speaker, and
Members of the Legislature
State Capitol Building
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body I have made the following appointment requiring legislative confirmation:

Director, Department of Economic Development–
Stanley A. Matzke
2054 South Street
Lincoln, Nebraska

I respectfully submit this appointment for your consideration.

Yours very truly,
(Signed) J. James Exon
Governor

JJE:do

MOTION—Reconsider LB 725A

Mr. Stromer moved to reconsider action taken on LB 725A on Final Reading. The motion prevailed by a vote of 41 ayes, 0 nays and 8 not voting.

Mr. Maresh asked unanimous consent to bracket LB 725A on Final Reading. No objections. So ordered.

UNANIMOUS CONSENT—Withdraw LB 416

Mrs. Craft asked unanimous consent to withdraw LB 416. Laid over.

UNANIMOUS CONSENT—Bracket LB 110

Mr. Chambers asked unanimous consent to bracket LB 110 until Tuesday, April 27, 1971. No objections. So ordered.

VISITORS

Mr. Elrod introduced 28 Fifth and Sixth Grade students and their teachers Mrs. Ray Smith and Mrs. Ray Terrill from the 38th District, Grand Island, Nebraska.

Mr. Chambers introduced 50 students and their teacher,Roni Ramacciotti, from the Tech Junior High School, Omaha, Nebraska.

Mr. Maresh introduced 15 students and their teacher, Roger Wellensiek, from the Meridian Public School, Tobias, Nebraska.

MOTION—Request Return of LB 87

Mr. Proud moved to direct the Clerk to request of the Governor that he return LB 87 for further consideration. Laid over.

Mr. Skarda moved to take up the Proud motion at this time. The motion prevailed by a vote of 34 ayes, 6 nays and 9 not voting.

Mr. Hasebroock moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 33 ayes, 3 nays and 13 not voting.

Mr. Proud requested a record vote.

Voting in the affirmative, 11:

DeCamp Kennedy Klaver Maresh Moylan
Proud Skarda Stahmer Stull Waldo
Wallwey

Voting in the negative, 32:

Barnett Burbach Carsten Carstens Clark
Craft Duis Epke Goodrich Hasebroock
Holmquist Johnson Kime Kokes Kremer
Lewis Luedtke Marvel Morgan Nore
Orme Savage Schmit Simpson Snyder
Stromer Swanson Syas Waldron Warner
Whitney Wiltse

Not voting, 6:

Carpenter Chambers Elrod Keyes Mahoney
Ziebarth

The Proud motion failed with 11 ayes, 32 nays and 6 not voting.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on April 21, 1971 at 10:15 a.m.: LB 78, LB 530, LB 535, LB 554, LB 568, LB 591, LB 599, LB 614, LB 615, LB 654, LB 660, LB 660A, LB 675, and LB 726.

(Signed) Barbara Jackson, Enrolling Clerk

RECESS

At 11:02 a.m., on a motion by Speaker Hasebroock, the Legislature recessed until 2:00 p.m.

PROGRAM

A ceremony honoring Dr. John G. Neihardt on the occasion of his fiftieth year as Nebraska's Poet Laureate was presented. Dr. Robert E. Knoll gave the following address:

In its century of existence, Nebraska's support for the life of the spirit has been uneven; but on April 18, 1921-fifty years ago this week- the Senate and House of Representatives of the Nebraska Legislature passed a joint and concurrent resolution naming John G. Neihardt Poet Laureate of Nebraska. Dr. Neihardt-in 1917 he had received an honorary doctor of letters from the University in the company of Willa Cather, Theodore Roosevelt, and General John J. Pershing-Dr. Neihardt was the first poet laureate to be appointed by any state; and he remains to this day the only poet laureate so designated by legislative action. A copy of the 1921 resolution is in your hands, printed in your program. On June 18th, 1921, two months after the legislative resolution, official notification ceremonies were conducted in the Temple theatre. A picture of some of the dignitaries in attendance that day is before you. Dean L. A. Sherman, famous Shakespearean scholar, professor English, and acting chancellor, made the introductory remarks that day, and they deserve repeating now:

"We have unique grounds for congratulating ourselves upon the occasion which calls us together on this eighteenth of June, 1921. It is an auspicious date and day for the Commonwealth of Nebraska. No other state, it appears, has by legislative recognition, a poet laureate. No other state, we may fairly say, has such a reason. Nature has not shaped for us, in this paradise of prairie country, mountains that might become by myth or fancy, the home of gods or muses. There is, there can be, no Olympus, no Parnassus here. But we have that which has given fame to all the sacred groves and mountains and fountains of spiritual history. We have the poet himself in presence with us now.

"The ceremonial that we are assembled to witness is by no means a novel one. In the days when Parnassus was, in the youth time of the arts, sons of Apollo were crowned publicly with his laurel. And so at the end of the middle age was Petrarch crowned at the Capitol in Rome. Were our own great new Capitol finished, it would have been fitting that the first Poet Laureate of Nebraska be honored at or within its portals...."

Happily that Capitol is complete–we are in it–and fortunately Dr. Neihardt is also here, "craggy, quick-eyed (ninety) and alive as spring." We have met to commemorate the action of fifty years ago.

Our fathers' high aspirations are marked by splendid dreams as in this building, by generosity of spirit characteristic of William Jennings Bryan, and by wisdom like that of Senator George Norris. Dr. Neihardt belongs in this company. For three generations he has held up to us a vision of what we might become–if we lift our eyes above the necessary machinery of daily business. Through the dignity of his life and the scope of his books, he reminds us that we live for more than a moment. He would not have us overwhelmed in the sweep of time.

Dr. Neihardt has been called the Poet of Courage. He celebrates that virtue in his great poem, A Cycle of the West. Years ago I asked him one day, "Which of all the virtues is chief, Dr. Neihardt?" and without a moment's hesitation, he replied, "Courage, young man, courage"--this was some time back, before my hair was gray--"Courage, for without that no other virtue can come to anything." We would do well to heed him.

What Dr. Neihardt said about Willa Cather, in dedicating the Willa Cather Museum in Red Cloud in 1962, can be equally well said of himself:

"...it is for us, the living, and for the living who shall follow us, generation after generation, that we set this...Memorial against the flowing years, lest we forget the precious heritage that is ours through /him/." Dr. Neihardt speaks to us, and, we trust, for us. We must not desert his heroic vision of the courageous West. He calls us to valor: courage and the far horizon, aspiration and a noble place in time.

Last week Dr. Neihardt found himself drawn, as though by ESP, to a single volume among many volumes on his shelves. Within a school edition of The Song of Hugh Glass he found a long mislaid letter from Mari Sandoz. Miss Sandoz had been unable to be in the State House when Dr. Neihardt's bust was placed in the rotunda outside that door behind you, and now she has joined Old Jules and lies under the prairie sod. What she wrote in 1961 can be repeated; indeed it is as though she had prepared for this occasion when she wrote on that other occasion: "The State of Nebraska and all its citizens are honored this day by your gracious presence among us--those who must be far away as well as those gathered before you."

AFTER RECESS

The Legislature reconvened at 2:05 p.m., President Marsh presiding.

ROLL CALL

The roll was called and all members were present except Messrs. Mahoney, Carpenter, Proud and Ziebarth who were excused.

MESSAGE FROM THE GOVERNOR

April 21, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills Nos. 357, 506, 508, 691, and 867. These bills were signed by me on April 20, 1971 and delivered to the Secretary of State.

Very truly yours,
(Signed) J. James Exon
Governor

JJE:fw

RESOLUTIONS

LEGISLATIVE RESOLUTION 47.

Introduced by Calvin F. Carsten, 2nd District.

WHEREAS, Arbor Day originated and was first observed in Nebraska in 1872, with the planting of more than one million trees; and

WHEREAS, Arbor Day was conceived in 1872 by J. Sterling Morton, then a member of the State Board of Agriculture and later United States Secretary of Agriculture; and

WHEREAS, the Nebraska-originated Arbor Day has spread to national and international observances; and

WHEREAS, 1972 will mark the centennial of Arbor Day; and

WHEREAS, plans already are underway in other nations, such as Japan, to celebrate the one-hundredth anniversary of Arbor Day; and

WHEREAS, there is an evident need for an appropriate celebration of the centennial in Nebraska and throughout the United States; and

WHEREAS, the United States Department of Agriculture has been active in promoting the concept of Arbor Day, and as the centennial approaches the Secretary of Agriculture is also a Nebraskan, Clifford M. Hardin; and

WHEREAS, the Golden Anniversary of Arbor Day was recognized in 1922 by a proclamation of President Harding urging the Governors of the various states to set aside a week as forest protection week.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Governor, the State Historical Society, and other concerned agencies are urged to cooperate in initiating a plan for the centennial observance of Arbor Day in Nebraska.
2. That Secretary of Agriculture Hardin is respectfully requested to lend his support and assistance to a national observance of the centennial of Arbor Day.
3. That copies of this resolution be sent to the Governor, the State Historical Society and Secretary of Agriculture Hardin.

Laid over.

LEGISLATIVE RESOLUTION 48.

Introduced by Herbert J. Duis, 39th District.

WHEREAS, the State of Nebraska is concerned for the good health and well-being of its citizens; and

WHEREAS, the citizens of this state expect and should receive medical care that is based upon the latest of medical science advances; and

WHEREAS, the prevention and treatment of mental illness is a basic concern of the people of the State of Nebraska and the people desire the best for those persons who are ill; and

WHEREAS, those Nebraska citizens who are afflicted with mental illness must have the assurance of adequate laws which insure their constitutional rights and freedoms as those nonafflicted enjoy; and

WHEREAS, numerous revisions of the laws have been made to specific problems in the treatment of mental illness but a general recodification of the laws which reflects all medical science advances, and treatment methods have not been accomplished.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

That a committee be appointed to study the mental health and release laws covering (1) the current practices of the several county boards of mental health, (2) the prevailing mental illness treatment procedures, and (3) the individual's constitutional rights. The committee shall report its findings and recommendations to the next Legislature with suggested legislation needs.

Referred to the Executive Board.

MEMBER EXCUSED

Mr. Lewis asked unanimous consent to be excused until Monday, April 26. No objections. So ordered.

VISITORS

Mr. Johnson introduced 46 fourth grade students and their teachers, Mesdames Vopalensky and Hectzfeldt, of North Bend, Nebraska.

Mr. Schmit introduced 56 fourth grade students and their teachers, Mesdames Rezac and Christensen, of Wahoo, Nebraska.

UNANIMOUS CONSENT—Unbracket LB 725A

Mr. Maresh asked unanimous consent to unbracket LB 725A and consider on Final Reading. No objections. So ordered.

BILL ON FINAL READING

The following bill was read and put upon final passage:

LEGISLATIVE BILL 725A.

A BILL FOR AN ACT to appropriate sixty-two thousand two hundred eight dollars from the state General Fund for the period of July 1, 1971 to June 30, 1972 to the Department of Motor Vehicles, Agency 24, for Program 71, to aid in carrying out the provisions of Legislative Bill 725, Eighty-second Legislature, First Session, 1971.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Barnett
Craft
Holmquist
Klaver
Moylan
Snyder
Syas
Burbach
DeCamp
Johnson
Kokes
Nore
Stahmer
Waldo
Carsten
Epke
Kennedy
Kremer
Savage
Stromer
Wallwey
Carstens
Goodrich
Keyes
Luedtke
Schmit
Stull
Whitney
Chambers
Hasebroock
Kime
Maresh
Simpson
Swanson
Wiltse

Voting in the negative, 0:

Not voting, 14:

Carpenter
Mahoney
Skarda
Clark
Marvel
Waldron
Duis
Morgan
Warner
Elrod
Orme
Ziebarth
Lewis
Proud

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

GENERAL FILE

LEGISLATIVE BILL 1002. Title read. Explained.

Mr. Stahmer moved to reject the committee amendments found in the Legislative Journal on page 1014 for the Fifty-First Day. The motion prevailed.

Mr. Stahmer moved to advance to Enrollment and Review.

Mr. Stahmer requested a Call of the House. The Call showed 44 members present.

Mr. Clark moved the call be raised. The motion prevailed with 34 ayes, 6 nays and 9 not voting.

Advanced to Enrollment & Review with 25 ayes, 18 nays and 6 not voting.

LEGISLATIVE BILL 404. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 859 for the Forty-Third Day was adopted.

Laid over.

LEGISLATIVE BILL 350. Considered.

Mr. Clark offered the following amendment which was adopted:
1. Amend page 18, section 13, line 27 by striking
the words "or any" and inserting a period after the word "plan".
2. Amend page 19, section 13, line 1 by striking
the words "advertising in any form."

Laid over.

LEGISLATIVE BILL 520. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 786 for the Fortieth Day were adopted.

Advanced to Enrollment & Review with 38 ayes, 0 nays and 11 not voting.

LEGISLATIVE BILL 330. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 1166 for the Fifty-Seventh Day were adopted.

Laid over.

LEGISLATIVE BILL 911. Title read. Explained.

Mr. Goodrich offered the following amendments which were adopted:
Amend Section 1 of Legislative Bill 911 as follows:
a) insert the words "or benefit" after the word "use" in Line 18;
b) strike the word "or" and insert a comma after the word "government" in Line 26;
c) insert the words "or carrying out the purpose for which a Federal grant is obtained" after the word "grant" and before the period in Line 27, all on page 2; and
d) insert the words "or benefit" after the word "use" in Line 4, page 3.

Advance to Enrollment & Review with 34 ayes, 0 nays and 15 not voting.

UNANIMOUS CONSENT—Bracket LB 759

Mr. Lewis asked unanimous consent to bracket LB 759 until Monday, April 26. No objections. So ordered.

MEMBER EXCUSED

Mr. Fred Carstens asked unanimous consent to be excused at 11:00 a.m. on Friday, April 23. No objections. So ordered.

REFERENCE COMMITTEE REPORT

LB 1020 was referred to General File.

(Signed) William F. Swanson

COMMITTEE MEETING—Executive Session

Mr. Holmquist announced that the Public Works Committee would meet in the West Senate Lounge after adjournment.

ADJOURNMENT

At 3:51 p.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Thursday, April 22, 1971.

Vincent D. Brown
Clerk of the Legislature

SIXTY-EIGHTH DAY—APRIL 22, 1971

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

SIXTY-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, April 22, 1971

Pursuant to adjournment, the Legislature met at 9:03 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Eternal God, our Father, may this be a day of high visibility for us. So often our mental and emotional ceiling is zero. We try to think clearly and see accurately, but are often fogged in. May we through contact with Thee lift our thoughts above the clouds where there is clear visibility and broad perspective for making our decisions. Remind us afresh that "they that wait upon the Lord shall renew their strength; they shall mount up with wings as eagles; they shall run and not be weary; they shall walk and not faint." Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Carpenter, Lewis, Mahoney and Ziebarth who were excused and Mr. Luedtke who was excused until 10:00 a.m.

MEMBER EXCUSED

Mr. Epke asked unanimous consent to be excused from 10:30 a.m. to 12:00 noon. No objections. So ordered.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 573. Replaced on Select File as amended. Enrollment and Review amendments to LB 573:

1. In new section 11, line 4, insert a period after "thereof".
2. In line 1 of E & R amendment 4, adopted 4/19/71, insert "2" after "page".
3. On page 4, line 20, strike "5" and insert "7".

LEGISLATIVE BILL 997. Replaced on Select File as amended. Enrollment and Review amendment to LB 997:

1. In standing committee amendment 1, line 2, strike "not be" and insert "is not".

LEGISLATIVE BILL 636. Placed on Select File as amended. Enrollment and Review amendments to LB 636:

1. On page 2, line 11, strike the comma.
2. On page 3, strike the comma in lines 6 and 9.
3. In the title, line 5, strike "and"; and in line 5 insert "; and to declare an emergency" after "penalties".

LEGISLATIVE BILL 666. Placed on Select File as amended. Enrollment and Review amendment to LB 666:

1. In the title, line 5, insert "or handle beer containers and beer" after "beer".

LEGISLATIVE BILL 94. Placed on Select File.

LEGISLATIVE BILL 223. Placed on Select File.

LEGISLATIVE BILL 224. Placed on Select File.

LEGISLATIVE BILL 225. Placed on Select File.

LEGISLATIVE BILL 996. Placed on Select File as amended. Enrollment and Review amendments to LB 996:

1. On page 2, line 23, strike ", such" and insert ". Such".
2. In the title, insert "to" at the end of line 6; and strike lines 8 to 10 and insert "to redefine a term; to provide additional requirements when the applicant's place of business is outside the state; and to repeal the original sections.".

LEGISLATIVE BILL 738. Placed on Select File.

LEGISLATIVE BILL 475. Placed on Select File.

LEGISLATIVE BILL 427. Correctly engrossed.

LEGISLATIVE BILL 436. Correctly engrossed.

LEGISLATIVE BILL 588. Correctly engrossed.

LEGISLATIVE BILL 593. Correctly engrossed.

LEGISLATIVE BILL 757. Correctly engrossed.

LEGISLATIVE BILL 811. Correctly engrossed.

LEGISLATIVE BILL 839. Correctly engrossed.

(Signed) Duke Snyder, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 398.

A BILL FOR AN ACT relating to highways; to provide for regulation of junkyards along certain highways; to define terms; to provide procedure for licensing of junkyards; to make operation of a junkyard without a license a misdemeanor; to provide enforcement; and to provide for civil remedies and criminal penalties.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 29:

Burbach Clark Craft Duis Elrod
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Keyes Kime Klaver Kremer
Maresh Moylan Orme Proud Savage
Schmit Stromer Stull Swanson Syas
Waldo Waldron Warner Wiltse

Voting in the negative, 9:

Barnett Carstens Chambers DeCamp Kokes
Skarda Snyder Stahmer Whitney

Not voting, 11:

Carpenter Carsten Lewis Luedtke Mahoney
Marvel Morgan Nore Simpson Wallwey
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 524.

A BILL FOR AN ACT to amend section 79-521, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide for proceeds of sale of school property of Class III, IV, and VI schools as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett
Burbach
Carsten
Carstens
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse

Voting in the negative, 0.

Not voting, 5:

Carpenter
Lewis
Luedtke
Mahoney
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 576.

A BILL FOR AN ACT to amend sections 24-324, 25-404, 25-405, 25-406, 25-407, 25-408, 25-409, 25-410, 25-501, 25-503, and 25-504, Reissue Revised Statutes of Nebraska, 1943, relating to civil procedure, district court; to provide that district courts shall have statewide jurisdiction and to provide the proper venue for actions; to provide for issuance of summons by any court having jurisdiction and service of the summons in any county in this state; to provide for transfer of any civil action from any district court to the district court of any other county in this state in the interest of justice; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett
Burbach
Carsten
Carstens
Clark

Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Johnson Kennedy
Keyes Kime Klaver Kokes Kremer
Maresh Marvel Morgan Moylan Nore
Orme Proud Savage Schmit Simpson
Skarda Snyder Stahmer Stromer Stull
Swanson Syas Waldo Waldron Wallwey
Warner Wiltse

Voting in the negative, 0.

Not voting, 7:

Carpenter Chambers Lewis Luedtke Mahoney
Whitney Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 583.

A BILL FOR AN ACT relating to fire protection; to provide additional powers with respect thereto to cities of the first and second classes, villages, and fire protection districts; to amend section 19-709, Reissue Revised Statutes of Nebraska, 1943, and section 35-508, Revised Statutes Supplement, 1969; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Barnett Burbach Carsten Carstens Clark
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Johnson Kennedy
Keyes Kime Klaver Kokes Kremer
Maresh Moylan Nore Orme Proud
Savage Schmit Simpson Skarda Snyder
Stahmer Stromer Stull Swanson Syas
Waldo Waldron Warner Whitney Wiltse

Voting in the negative, 0.

Not voting, 9:

Carpenter Chambers Lewis Luedtke Mahoney
Marvel Morgan Wallwey Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 641.

A BILL FOR AN ACT relating to the Department of Public Welfare; to create a cash fund in the department; and to provide for its receipts and disbursements.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett Burbach Carsten Carstens Chambers
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Keyes Kime Klaver Kokes
Kremer Maresh Marvel Morgan Moylan
Nore Orme Proud Savage Schmit
Simpson Skarda Snyder Stahmer Stromer
Stull Swanson Syas Waldo Waldron
Wallwey Warner Whitney Wiltse

Voting in the negative, 0.

Not voting, 5:

Carpenter Lewis Luedtke Mahoney Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 676.

A BILL FOR AN ACT relating to courts; to provide for a constable, sheriff or deputy to serve as bailiff in county court jury trials; and to provide for compensation for such service.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett Burbach Carsten Carstens Chambers
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Keyes Kime Klaver Kokes
Kremer Maresh Marvel Morgan Moylan
Nore Orme Proud Savage Schmit
Simpson Skarda Snyder Stahmer Stromer
Stull Swanson Syas Waldo Waldron
Wallwey Warner Whitney Wiltse

Voting in the negative, 0.

Not voting, 5:

Carpenter Lewis Luedtke Mahoney Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 682.

A BILL FOR AN ACT to amend section 19-2903, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, particular classes; to provide for an audit of villages having a population of four hundred or less as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Barnett Burbach Carsten Carstens Clark
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Johnson Kennedy
Keyes Kime Klaver Kokes Kremer
Maresh Marvel Morgan Moylan Nore
Orme Proud Savage Schmit Simpson
Skarda Snyder Stahmer Stromer Stull
Swanson Syas Waldo Wallwey Warner
Wiltse

Voting in the negative, 0.

Not voting, 8:

Carpenter Chambers Lewis Luedtke Mahoney
Waldron Whitney Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 750. Laid over.

LEGISLATIVE BILL 753.

A BILL FOR AN ACT to amend sections 71-2002 and 71-2005, Reissue Revised Statutes of Nebraska, 1943, relating to public health and welfare; to redefine certain terms; to enlarge the Advisory Council on Hospital and Medical Facilities; to provide for additional qualifications for such council members; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Barnett Burbach Carsten Carstens Chambers
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Keyes Kime Klaver Kokes
Kremer Maresh Marvel Morgan Moylan
Nore Proud Savage Schmit Skarda
Snyder Stromer Stull Swanson Syas
Waldo Waldron Wallwey Warner Whitney
Wiltse

Voting in the negative, 0.

Not voting, 8:

Carpenter Lewis Luedtke Mahoney Orme
Simpson Stahmer Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 766.

A BILL FOR AN ACT to amend section 44-2108, Revised Statutes Supplement, 1969, relating to insurance; to correct internal references; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett Burbach Carsten Carstens Chambers
Clark Craft DeCamp Duis Elrod
Epke Goodrich Holmquist Johnson Kennedy
Keyes Kime Klaver Kokes Kremer
Maresh Marvel Morgan Moylan Nore
Orme Proud Savage Schmit Simpson
Skarda Snyder Stahmer Stromer Stull
Swanson Syas Waldo Waldron Wallwey
Warner Whitney Wiltse

Voting in the negative, 0.

Not voting, 6:

Carpenter Hasebroock Lewis Luedtke Mahoney
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 841.

A BILL FOR AN ACT to amend section 28-504.01, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to eliminate the provision that fire tests to educate and train members of fire departments shall be under the State Department of Education; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett Burbach Carsten Carstens Chambers
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Keyes Klaver Kokes Kremer
Maresh Marvel Morgan Moylan Nore
Orme Proud Savage Schmit Simpson
Skarda Snyder Stahmer Stromer Stull
Swanson Syas Waldo Waldron Wallwey
Warner Whitney Wiltse

Voting in the negative, 0.

Not voting, 6:

Carpenter Kime Lewis Luedtke Mahoney
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 883.

A BILL FOR AN ACT to amend section 18-509, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, all; to change internal references; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett Burbach Carsten Carstens Chambers
Clark Craft DeCamp Duis Elrod

Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Keyes Kime Klaver Kokes
Kremer Maresh Marvel Morgan Moylan
Nore Orme Proud Savage Schmit
Simpson Skarda Snyder Stahmer Stromer
Stull Swanson Syas Waldo Waldron
Wallwey Warner Whitney Wiltse

Voting in the negative, 0.

Not voting, 5:

Carpenter Lewis Luedtke Mahoney Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 891.

A BILL FOR AN ACT to amend section 44-2301, Revised Statutes Supplement, 1969, relating to the Department of Insurance; to change procedures; and to repeal the original section and also sections 44-2302 to 44-2311, Revised Statutes Supplement, 1969.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett Burbach Carsten Carstens Chambers
Clark Craft Duis Elrod Epke
Goodrich Hasebroock Holmquist Johnson Keyes
Kime Klaver Kokes Kremer Maresh
Marvel Morgan Moylan Nore Orme
Proud Savage Schmit Simpson Skarda
Snyder Stahmer Stromer Stull Swanson
Syas Waldo Waldron Wallwey Warner
Whitney Wiltse

Voting in the negative, 0.

Not voting, 7:

Carpenter DeCamp Kennedy Lewis Luedtke
Mahoney Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 912.

A BILL FOR AN ACT to amend section 71-2017, Revised Statutes Supplement, 1969, relating to public health and welfare; to provide for regulation of alcoholic and drug treatment centers; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett
Burbach
Carsten
Carstens
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Maresh
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse

Voting in the negative, 0.

Not voting, 6:

Carpenter
Lewis
Luedtke
Mahoney
Marvel
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 917.

A BILL FOR AN ACT to amend section 79-4,122, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to redefine State Fire Day and define Fire Recognition Day; to provide for observance of such days; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett
Burbach
Carsten
Carstens
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes

Kremer Maresh Marvel Morgan Moylan
Nore Orme Proud Savage Schmit
Simpson Skarda Snyder Stahmer Stromer
Stull Swanson Syas Waldo Waldron
Warner Whitney Wiltse

Voting in the negative, 0.

Not voting, 6:

Carpenter Lewis Luedtke Mahoney Wallwey
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 496. Mr. Snyder asked unanimous consent to print the following amendment in the Legislative Journal and lay the bill over. No objections. So ordered.

1. Amend the bill by adding two new sections as follows:

"Sec. 7. (1) Blind persons, visually handicapped persons and other physically disabled persons shall be entitled to full and equal access as other members of the general public to all housing accommodations offered for rent, lease or compensation in this state, subject to conditions and limitations established by law and applicable alike to all persons.

(2) Housing accommodations means any real property or portion thereof which is used or occupied or is intended, arranged, or designed to be used or occupied as a home, residence, or sleeping place of one or more human beings but shall not include any accommodations included within subsection 1 or any single family residence the occupants of which rent, lease or furnish for compensation not more than one room therein.

(3) Nothing in this section shall require any person renting, leasing or providing for compensation real property to modify his property in any way or provide a higher degree of care for a blind person, visually handicapped person or other physically disabled person than for a person who is not physically disabled.

(4) (a) Every totally or partially blind person who has a dog guide or who obtains a dog guide shall be entitled to full and equal access to all housing accommodations provided for in this section and shall not be required to pay extra compensation for such dog guide but shall be liable for any damage to the premises for

such dog guide.

(b) A blind person or other physically impaired person wishing to rent or lease a place to live may not be denied or discriminated against because of his blindness or physical disability. This provision against discrimination in obtaining a home also specifically provides that a blind person who has a dog guide may not be refused because he has such a dog guide, may not be refused even though dogs or other pets are not usually allowed.

Sec. 8. Any person or corporation violating the provisions of section 7 of this act, shall upon conviction thereof, be fined not less than ten nor more than fifty dollars.".

LEGISLATIVE BILL 843. Bracketed.

LEGISLATIVE BILL 369. Enrollment and Review amendments found in the Legislative Journal on page 1388 for the Sixty-Seventh Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 670. Enrollment and Review amendments found in the Legislative Journal on page 1388 for the Sixty-Seventh Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 986.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 988. Enrollment and Review amendments found in the Legislative Journal on page 1388 for the Sixty-Seventh Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 630. Enrollment and Review amendments found in the Legislative Journal on page 1389 for the Sixty-Seventh Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1010. Enrollment and Review amendments found in the Legislative Journal on page 1389 for the Sixty-Seventh Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 510. Mr. Elrod offered the following amendment which was adopted by unanimous consent:

Add the emergency clause.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 474. Enrollment and Review amendment found in the Legislative Journal on page 1389 for the Sixty-Seventh Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 512. Enrollment and Review amendment found in the Legislative Journal on page 1389 for the Sixty-Seventh Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1019.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1011.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 462. Enrollment and Review amendments found in the Legislative Journal on page 1389 for the Sixty-Seventh Day were adopted.

Mr. F. Carstens offered the following amendment which was adopted by unanimous consent:

1. In section 1, line 5 of the Carpenter amendment strike "six" and insert "seven".

2. Amend the Carpenter amendment by adding a new section following section 23 to be known as section 24 and to read as follows:

"Sec. 24. The State Assistance Fund shall be funded by the revenue of the sales tax and income tax collected, and the Legislature shall determine and fix the rate of the sales tax and income tax for such purpose.".

3. Amend section 2, line 9, of the Carpenter amendment by striking the period and insert "from sales tax and income tax at a rate to be fixed by the Legislature.".

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 237. Enrollment and Review amendment found in the Legislative Journal on page 1390 for the Sixty-Seventh Day was adopted.

Mr. Stahmer offered the following amendments which were adopted by unanimous consent:

1. Add a new section to be known as section and to read as follows:

"Sec. 2. That section 14-3,103, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

14-3,103. The city shall have the power to construct or repair sidewalks along any street or part thereof, or any boulevard of part thereof, of such material and in such manner as it deems necessary and assess the cost thereof upon abutting property; Provided, that the city council may require property owners along a through street and boulevard to construct sidewalks for the public within ninety days after the effective date of this act. Such assessments except for temporary sidewalks and sidewalk repairs shall be equalized and levied as other special assessments.".

2. Strike original section 2 and insert:

"Sec. 3. That original sections 14-102 and 14-3,103, Reissue Revised Statutes of Nebraska, 1943, are repealed.".

3. Renumber original section 3 as section 4.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 238. Enrollment and Review amendments found in the Legislative Journal on page 1390 for the Sixty-Seventh Day were adopted.

Advanced to Enrollment and Review for engrossment.

MEMBERS EXCUSED

Mr. Kime asked unanimous consent to be excused today at 12:00 noon until Tuesday, April 27, 1971. No objections. So ordered.

Mr. Clark asked unanimous consent to be excused Friday, April 23, 1971. No objections. So ordered.

VISITORS

Mr. Wiltse introduced 60 seventh and eighth grade students from Johnson–Brock School, Brock, Nebraska.

Mr. Elrod introduced 36 fourth grade students from Knickrehm School, Grand Island, Nebraska.

Mrs. Orme introduced 50 members of the Women's Division of the Chamber of Commerce from Lancaster and five surrounding counties.

RESOLUTIONS

LEGISLATIVE RESOLUTION 47. LR 47 found in the Legislative Journal on page 1398 for the Sixty-Seventh Day was adopted by a vote of 37 ayes, 0 nays and 12 not voting.

EXPLANATION OF VOTE

Had I been present this morning, I would have voted "aye" on LB 398, LB 524, LB 576, LB 583, LB 641, LB 676, LB 682, LB 753, LB 766, LB 841, LB 883, LB 891, LB 912 and LB 917 on Final Reading.

(Signed) Roland Luedtke

UNANIMOUS CONSENT—Withdraw LB 416

Mrs. Craft renewed her request to withdraw LB 416 found in the Legislative Journal on page 1395 for the Sixty-Seventh Day. No objections. So ordered.

MOTION—Introduce Bill

Mr. Swanson moved the introduction of a new bill by the Judiciary Committee to be known as LB 1021. The motion prevailed with 31 ayes, 0 nays and 18 not voting.

BILL ON FIRST READING

The following bill was read for the first time by title.

LEGISLATIVE BILL 1021. By the Judiciary Committee; Roland Luedtke, 28th District; Fred W. Carstens, 30th District; Harold D. Simpson, 46th District; Ernest Chambers, 11th District; Walter H. Epke, 24th District; John W. DeCamp, 40th District; P. J. Morgan, 4th District.

A BILL FOR AN ACT to amend sections 35, 36, 37, 38, 39, 40, 41, 42, and 43, Legislative Bill 464, Eighty-second Legislature, First Session, 1971, relating to the Revised Uniform Reciprocal Enforcement of Support Act; to correct errors in the adoption of such sections; and to repeal the original sections.

MOTION—Suspend Rules

Mr. Swanson moved to suspend the rules and place LB 1021 on General File without a public hearing. The motion prevailed with 34 ayes, 0 nays and 15 not voting.

Mr. F. Carstens asked unanimous consent to place LB 1021 at the top of General File. No objections. So ordered.

MOTION–Introduce Bill

Mr. Moylan moved the introduction of a new bill by the Labor Committee to be known as LB 1022. The motion prevailed with 35 ayes, 0 nays and 14 not voting.

BILL ON FIRST READING

The following bill was read for the first time by title.

LEGISLATIVE BILL 1022. By the Labor Committee; Harold Moylan, 6th District; John W. DeCamp, 40th District; Richard Maresh, 32nd District; Thomas C. Kennedy, 21st District; Glenn A. Goodrich, 20th District; Otho G. Kime, 43rd District; Sam Klaver, 9th District.

A BILL FOR AN ACT to make appropriations for the payment of claims not heretofore paid, and for which no appropriation has been made; to make appropriations for the payment of miscellaneous claims presented to the Legislature for which no appropriations have been made; to provide the manner in which certain money so appropriated shall be paid and expended; and to declare an emergency.

MOTION–Suspend Rules

Mr. Moylan moved to suspend the rules and place LB 1022 at the top of General File without a public hearing. The motion prevailed with 37 ayes, 0 nays and 12 not voting.

MOTION–Raise LB 888

Mr. Maresh moved to suspend the rules and and place LB 888 on General File notwithstanding the action of the committee.

Mr. Maresh requested a Call of the House. The Call showed 42 members present.

Mr. Swanson moved the Call be raised. The motion prevailed with 40 ayes, 0 nays and 9 not voting.

The motion to raise LB 888 failed with 24 ayes, 14 nays and 11 not voting.

VISITORS

Mrs. Orme introduced 5 County Extension Agents and Presidents of Extension Clubs from these counties. Sponsored by Women's Division of the Chamber of Commerce, Agriculture Committee, Lincoln, Nebraska.

Mr. Proud introduced 25 fourth grade students and their teacher, Linda Jo Gibbon, from Willa Cather School, Millard, Nebraska.

EXPLANATION OF VOTE

Had I been present, I would have voted "aye" on LR 47.

(Signed) Duke Snyder

UNANIMOUS CONSENT—Order of Business

Mr. Snyder asked unanimous consent to place LB 1003 at the beginning of General File and bracket for Tuesday, April 27, 1971. No objections. So ordered.

MEMBER EXCUSED

Mr. Moylan asked unanimous consent to be excused Friday afternoon, April 23, 1971. No objections. So ordered.

STANDING COMMITTEE REPORTS

Agriculture and Recreation

LEGISLATIVE BILL 824. Placed on General File as amended.
Standing Committee amendment to LB 824:

1. On page 2, line 9 after "Dundy," strike the rest of the line, all of lines 10 and 11, and in line 12 "addition to Franklin," and show the same as stricken matter.

(Signed) Loran Schmit, Chairman

Public Works

LEGISLATIVE BILL 391. Placed on General File where it should be bracketed until the 1972 Session on the Legislature.

(Signed) Claire W. Holmquist, Chairman

Revenue

LEGISLATIVE BILL 256. Placed on General File as amended.
Standing Committee amendment to LB 256:

1. Strike sections 1 and 2 and insert:

"Section 1. That section 77-2715.01, Revised Statutes Supplement, 1969, be amended to read as follows:

77-2715.01. (1) On or before November 15 of each year, the State Board of Equalization and Assessment shall set the rate of the income tax imposed by section 77-2715 for the taxable year beginning in the subsequent calendar year, and the rate of the sales tax imposed by subsection (1) of section 77-2703 which will be effective from January 1 through December 31 of succeeding year.

(a) In fixing the rates, the State Board of Equalization and Assessment shall first determine the status of all fixed ~~appropriations~~ obligations for the biennium which must be financed from the receipts from the sales and use taxes, the individual and corporation income and franchise taxes and other miscellaneous receipts to the General Fund, from a certified statement of all appropriations made by the most recent regular session of the Legislature, which statement the Director of Administrative Services shall prepare and furnish prior to the convening of such board.

(b) If the Legislature should meet in a special session during any year, the board shall add to the appropriations as certified pursuant to subdivision (a) of this subsection, the appropriation for the legislative session, all miscellaneous claims, deficiency bills, and all emergency appropriations.

(c) The board shall then determine the balance of the General Fund at the beginning of the period under consideration and the estimated receipts to the General Fund from all sources other than the sales, use, income, and franchise taxes for this period.

(d) The board shall then set the rates of the sales tax and income tax so that the estimated funds available pursuant to subdivision (c) of this subsection plus estimated receipts from the sales, use, income, and franchise taxes will be not less than five per cent in excess of the appropriations as determined pursuant to subdivisions (a) and (b) of this subsection.

(e) The rates of the sales and income taxes shall be fixed so that the total sales and use taxes levied will as nearly as possible equal the total income and franchise taxes levied for the calendar year for which the rates so fixed will be effective.

(f) For purposes of this subsection, total sales and use taxes levied shall mean the total state sales and use tax liability of all taxpayers for the relevant period minus total food sales tax credits attributable to the same period. Total income and franchise taxes levied shall mean the total state income and franchise tax liability of all taxpayers for the relevant period, before deduction of food sales tax credits.

(g) The sales tax rate so fixed by the board shall be an increment of one half of one per cent, and the income tax rate so fixed shall be an increment of one per cent.

(2) The board shall meet within thirty days

after each special session of the Legislature, and also within thirty days after receiving a report from the Tax Commissioner that there have been significant changes in the provisions of the Internal Revenue Code of 1954 and amendments thereto, other provisions of the laws of the United States relating to federal income taxes, or the rules and regulations issued under such laws, and shall determine whether the rates for sales tax and income tax must be changed. In making such determination the board shall recalculate the requirements pursuant to the formula set forth in subsection (1) of this section, taking into consideration the appropriations for such special session, all miscellaneous claims, deficiency bills, and all emergency appropriations.

In the event the board determines the rates must be changed as a result of such special session or as a result of a change in the provisions of the Internal Revenue Code of 1954 and amendments thereto, other provisions of the laws of the United States relating to federal income taxes, and the rules and regulations issued under such laws, such sales tax rate shall be made effective at the beginning of any calendar month within the current calendar year and such income tax rate shall be effective for the current taxable year.

Sec. 2. That original section 77-2715.01, Revised Statutes Supplement, 1969, is repealed.".

(Signed) Rudolf Kokes, Chairman

SELECT COMMITTEE REPORT

Committee on Committees

Mr. Proud moved to suspend the rules and consider all nominations in the Select Committee Report found in the Legislative Journal on page 1358 for the Sixty-Sixth Day. The motion prevailed with 36 ayes, 0 nays and 13 not voting.

Mr. Proud moved to confirm the following appointments:

Mr. C. Winfield Saults–State Board of Health
Dr. R. L. Tollefson–State Board of Health
Mr. Lee R. Wells–Game and Parks Commission
Dr. Francis J. Brown–Nebraska Educational Television Commission
Dr. Philip Heckman–Nebraska Educational Television Commission
Mr. James M. McGaffin–Nebraska Educational Television Commission
Mr. Joseph Maresh–Nebraska Educational Television Commission
Mrs. Don Popken–Nebraska Educational Television Commission
Mrs. Violet Richter–Nebraska Educational Television Commission
Supt. John C. Prasch–Nebraska Educational Television Commission
Mr. Edward Robinson–Liquor Control Commission
Mr. Nicolas N. Smeloff–Director, Department of Aeronautics

Voting in the affirmative, 36:

Barnett
Burbach
Carstens
Clark
Craft
DeCamp
Duis
Elrod
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Luedtke
Maresh
Marvel
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Stromer
Stull
Syas
Waldo
Wallwey
Warner
Whitney
Wiltse

Voting in the negative, 0.

Not voting, 13:

Carpenter
Carsten
Chambers
Epke
Lewis
Mahoney
Morgan
Moylan
Snyder
Stahmer
Swanson
Waldron
Ziebarth

The appointments were confirmed by a vote of 36 ayes, 0 nays and 13 not voting.

VISITORS

Mr. Schmit introduced 21 third and fourth grade students and their teacher, Mrs. Lichliter, from Surprise, Nebraska.

Mr. C. Carsten introduced 30 students and their teacher, Peggy Hooper, from Central Grade School, Plattsmouth, Nebraska.

MEMBERS EXCUSED

Mr. Duis asked unanimous consent to be excused Friday, April 23, 1971. No objections. So ordered.

Mr. Kennedy asked unanimous consent to be excused today at 2:00 p.m. No objections. So ordered.

UNANIMOUS CONSENT—Order of Business

Mr. Savage asked unanimous consent to place LB 442 at the top of General File for Friday, April 23, 1971. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 889. Title read. Explained.

Mr. Waldron offered the following amendments which were adopted by a vote of 28 ayes, 6 nays and 15 not voting:

1. On page 2, line 1 strike "general" and insert "primary", line 2 strike "November" and insert "May", and line 25 strike the new matter and insert "which shall be as set by law.".

2. On page 3 strike lines 13 to 15 and insert "Constitutional amendment providing that the salaries of members of the Legislature shall be as set by law.".

Advanced to Enrollment & Review with 31 ayes, 9 nays and 9 not voting.

LEGISLATIVE BILL 350. Considered.

Mr. Whitney offered the following amendments which were adopted:

I. On page 4, delete the words in line 25 and line 27 "or other animals" and on page 5, line 9 delete the words "or other animals".

II. On page 5 delete on line 6 the word "veterinarian".

III. On page 6, lines 22 and 23, delete the words "of 350 inhabitants or less", and on lines 24 – 26 delete the words "and which is located 10 miles or more from any town or village where there is a licensed or registered pharmacist".

IV. On pages 18 and 19 delete all of Section 13.

Mr. Whitney offered the following amendment which was adopted:

Amend the committee amendments by changing the page numbers from 3 to 4, 4 to 5, 5 to 6, 6 to 7, 14 to 15, 17 to 18, 18 to 19.

Advanced to Enrollment & Review with 28 ayes, 6 nays and 15 not voting.

UNANIMOUS CONSENT–Bracket LB 237

Mr. Stahmer asked unanimous consent to bracket LB 237 on E & R. No objections. So ordered.

REPORT OF EMPLOYEES

During the month of March 1971, there were 105 temporary part-time and temporary full-time individuals employed to work for the Legislature. Additional personnel in the Department of Revenue were paid out of program 121–Session Services. Total payroll was $46,334.48, which includes $3,001.82 for overtime, $2,288.56 for the state's share of OASI, and $35.15 for the state's retirement contribution.

Detailed information is on file in the Accounting and Budgeting Office of the Legislative Council.

Vincent D. Brown
Clerk of the Legislature

COMMUNICATION

State Concurrent Resolution No. 4013 concerning revenue-sharing was received from the Forty-Second Legislative Assembly, State of North Dakota. The Resolution is on file in the Office of the Clerk of the Legislature.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on April 22, 1971, at 9:15 a.m.: LB 374, LB 725, LB 401, LB 435, LB 441, LB 547, LB 564, LB 579, LB 645, LB 720, LB 847, LB 858 and LB 962.

(Signed) Barbara Jackson, Enrolling Clerk

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 678. Correctly engrossed.

LEGISLATIVE BILL 725A. Correctly re-enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 725A.

RECESS

At 11:55 a.m., on a motion by Speaker Hasebroock, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:03 p.m., President Marsh presiding.

The roll was called and all members were present except Messrs. Chambers, Lewis and Kime who were excused and the Appropriations Committee which was excused until 2:40 p.m.

MEMBERS EXCUSED

Mr. Chambers asked unanimous consent to be excused at 2:00 p.m. today until Monday, April 26, 1971. No objections. So ordered.

Mr. Savage asked unanimous consent to be excused Friday, April 23, 1971. No objections. So ordered.

EASE

The Legislature was at ease from 2:05 p.m. until 2:15 p.m.

VISITORS

Mr. Waldo introduced Mr. and Mrs. Ralph Schmohr of DeWitt, Nebraska.

Mr. Luedtke introduced 7 students and their teachers, Carol Hadfield and Gayle Smith, from Elliott School, Lincoln, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 330. Considered. Bracketed for April 27, 1971.

LEGISLATIVE BILL 442. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 1324 for the Sixty-Fourth Day were adopted.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 414. Title read. Explained.

Standing committee amendment found in the Legislative Journal on page 795 for the Fortieth Day was adopted.

Mr. Carpenter moved to advance LB 414 to Enrollment and Review.

Mr. Carpenter requested a Call of the House. The Call showed 44 members present.

Mr. Stromer moved to raise the Call. The motion prevailed with 35 ayes, 2 nays and 12 not voting.

The motion to advance failed with 24 ayes, 9 nays and 16 not voting.

LEGISLATIVE BILL 644. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 796 for the Fortieth Day were adopted.

Mr. Johnson offered the following amendments which were adopted:

1. On page 5, Line 11, strike "powered" and insert "riding" in place of the word stricken.
2. On page 7, Line 2, strike "powered" and insert "riding" in place of the word stricken.
3. On Page 8, Line 18, strike "powered" and insert "riding" in place of the word stricken.
4. On page 11, Line 10, strike "powered" and insert "riding" in place of the word stricken.
5. On Page 14, Line 24, strike "powered" and insert "riding" in place of the word stricken.
6. On Pages 21 and 22, beginning with Line 15 on Page 21, strike the original Sections 8, 9 and 10 and insert the following in place

of the sections stricken:

Section 8. All minibikes, minicycles and trail bikes, as defined herein, and similar 2-wheeled, 3-wheeled or 4-wheeled miniature vehicles offered for sale in this state shall bear the following notice to the customer and user: This vehicle as manufactured or sold is for off-road use only.

Section 9. Nothing in this act shall prohibit occasional necessary movement of vehicles described in Section 8 of this act on streets for purposes of moving the vehicle across streets or a turn around on the streets. All such vehicles when used under Section 9 of this act shall be exempt from all motor vehicle legal requirements.

Section 10. It is the declared purpose of this act to remove from street use and operation minibikes, minicycles and trail bikes as defined herein, and similar 2-wheeled, 3-wheeled or 4-wheeled miniature vehicles whose visibility, power and equipment are inadequate for mixing with normal vehicular traffic upon streets and highways and to exempt such vehicles from motor vehicular regulations.

Mr. Johnson offered the following amendments which were adopted:

Amend L.B. 644 by inserting the following material as a new section 11 and renumbering sections 11 and 12 as sections 12 and 13.

Section 11. That Section 81-805 be amended to read as follows: Add the following material to subsection 7 of Section 81-805, R.R.S. Supp.: Provided that the Game and Parks Commission is herewith also authorized to enact regulations permitting, prohibiting and controlling the use of motor vehicles and minibikes, motorcycles, and off-road recreation vehicles of any and all types, other powered vehicles, or any vehicle not self-propelled. Any person who shall operate any of the above named vehicles without the permission of the Commision, or in a place, time or manner which has been prohibited by the Commission, shall be guilty of a misdemeanor and shall, upon conviction thereof, be punished as provided in subdivision (9) of this section. The Commission may further authorize the supervisor or managing official of any area under its ownership or control to permit, control or prohibit operation of any motor vehicle, or minibike, motorcycle, off-road recreational vehicle of any or all types, other powered vehicle or any vehicle not self-propelled on all or any portion of any area under its ownership or control at any time. Any person operating any such vehicle where prohibited, where not permitted, or in a manner so as to endanger the peace and safety of the public or as to harm or destroy the natural features of such areas shall be guilty of a misdemeanor and shall, upon conviction be punished as provided in subdivision (9) of this act.

Amend the title to conform.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 673. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 796 for the Fortieth Day were adopted.

Advanced to Enrollment & Review with 32 ayes, 0 nays and 17 not voting.

MOTION—Introduce Bill

Mr. Syas moved the introduction of a new bill by the Constitutional Revision Committee to be known as LB 1023. The motion prevailed with 32 ayes, 0 nays and 17 not voting.

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1023. By Constitutional Revision Committee; George Syas, 13th District; Gerald Stromer, 36th District, Harold Moylan, 6th District, Duke Snyder, 14th District, Wally Barnett, 26th District.

A BILL FOR AN ACT for submission to the electors of amendments to Article VII of the Constitution of Nebraska by amending sections 1, 2, 3, 4, 6, 7, 8, 9, and 12 and by repealing sections 13 to 17 relating to education; to recodify, revise, and clarify the provisions of Article VII; to provide for the submission of the proposed amendments to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

REFERENCE COMMITTEE REPORT

LB 1023 was referred to General File.

(Signed) William F. Swanson, Chairman

GENERAL FILE

LEGISLATIVE BILL 264. Title read. Explained. Bracketed until 4/28/71.

LEGISLATIVE BILL 408. Bracketed

LEGISLATIVE BILL 526. Bracket until May 3.

LEGISLATIVE BILL 695. Considered.

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 721. Title read. Explained.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 792. Title read. Explained.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 443. Title read. Explained.

Mr. Carpenter moved to advance to Enrollment and Review.

Mr. Waldo moved to indefinitely postpone.

Mr. Barnett moved the previous question, the question is, "Shall the debate now cease?" The motion prevailed with 38 ayes, 3 nays and 8 not voting.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 27:

Barnett
Clark
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Luedtke
Maresh
Morgan
Orme
Proud
Schmit
Simpson
Snyder
Stahmer
Stromer
Stull
Waldo
Waldron
Warner
Wiltse
Ziebarth

Voting in the negative, 15:

Burbach
Carpenter
Carsten
Klaver
Kokes
Kremer
Mahoney
Marvel
Moylan
Nore
Savage
Skarda
Swanson
Syas
Wallwey

Not voting, 7:

Carstens
Chambers
Craft
Keyes
Kime
Lewis
Whitney

The motion to indefinitely postpone prevailed with 27 ayes, 15 nays and 7 not voting.

ADJOURNMENT

At 4:02 p.m., on a motion by Mr. Proud, the Legislature adjourned until 9:00 a.m., Friday, April 23, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

SIXTY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, April 23, 1971

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> O Lord of our lives, wilt Thou teach us true discrimination, that we may be able to discern the difference between faith and fatalism, between activity and accomplishment, between humility and an inferiority complex, between a passing salute to God, and a real prayer that seeks to find out God's will. We can stand criticism. We can stand a certain amount of pressure. But we cannot stand the necessity of making grave decisions with nothing but our own poor human wisdom. Our heads are not enough and our hearts fail us. Cabbages have heads, but they have no souls. We, who are created in the image of God, are restless and unhappy until we know that we are doing Thy will by Thy help. This is what we pray for, through Jesus Christ our Lord. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Chambers, Clark, Duis, Kime, Lewis and Savage who were excused and Mr. Swanson who was excused until 9:30 a.m.

MEMBERS EXCUSED

Mr. Maresh asked unanimous consent to be excused today at 10:30 a.m. until noon. No objections. So ordered.

Mr. Epke asked unanimous consent to be excused today at 10:30 a.m. until Tuesday, April 27. No objections. So ordered.

Mrs. Orme asked unanimous consent to be excused Friday, April 30. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 195.

A BILL FOR AN ACT to establish a procedure for the acquisition of an electric distribution system by a city or village from a public power district.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Barnett Burbach Carpenter Carsten Craft
DeCamp Epke Goodrich Hasebroock Kennedy
Keyes Klaver Kokes Kremer Luedtke
Mahoney Maresh Marvel Moylan Nore
Orme Proud Schmit Simpson Skarda
Snyder Stahmer Stromer Stull Syas
Waldo Waldron Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 12:

Carstens Chambers Clark Duis Elrod
Holmquist Johnson Kime Lewis Morgan
Savage Swanson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 226.

A BILL FOR AN ACT to amend sections 84-110, 84-111, and 84-112, Revised Statutes Supplement, 1969, relating to Governor's Emergency Fund; to combine the Natural Disaster Fund with the Governor's Emergency Fund as prescribed; to provide additional duties for certain officials as prescribed; to provide for relief to political subdivisions as prescribed; and to repeal the original sections, and also sections 84-119.02, 84-119.03, 84-119.04, and 84-119.05, Revised Statutes Supplement, 1969, and section 84-119.01, Revised Statutes Supplement, 1969, as amended by section 14, Legislative Bill 53, Eighty-second Legislature, First Session, 1971.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Barnett Burbach Carpenter Carsten Carstens
Craft DeCamp Elrod Epke Goodrich
Hasebroock Holmquist Kennedy Keyes Klaver
Kokes Kremer Luedtke Mahoney Maresh
Marvel Morgan Moylan Nore Orme
Proud Schmit Simpson Skarda Snyder
Stahmer Stromer Stull Syas Waldo
Waldron Wallwey Warner Whitney Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Chambers Clark Duis Johnson Kime
Lewis Savage Swanson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 248.

A BILL FOR AN ACT to amend sections 81-263.39 and 81-263.81, Revised Statutes Supplement, 1969, relating to dairy products; to change the name of the Nebraska Dairy Products Advisory Board; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Barnett Burbach Carpenter Carsten Carstens
Craft DeCamp Elrod Epke Goodrich
Hasebroock Holmquist Kennedy Klaver Kokes
Kremer Luedtke Mahoney Maresh Marvel
Morgan Moylan Nore Orme Proud
Schmit Simpson Skarda Snyder Stromer
Stull Waldo Waldron Wallwey Warner
Whitney Wiltse Ziebarth

Voting in the negative, 3:

Keyes Stahmer Syas

Not voting, 8:

Chambers Clark Duis Johnson Kime
Lewis Savage Swanson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 315.

A BILL FOR AN ACT to amend section 37-603, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to provide additional powers and duties for conservation peace officers, deputy conservation peace officers, sheriffs, deputy sheriffs, constables and other police officers as prescribed; to provide for conditions for persons to appear after an arrest as prescribed; to provide penalties; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Barnett Burbach Carpenter Carsten Craft
DeCamp Elrod Epke Goodrich Hasebroock
Holmquist Johnson Kennedy Keyes Klaver
Kokes Kremer Luedtke Mahoney Maresh
Marvel Morgan Moylan Nore Orme
Proud Schmit Skarda Snyder Stahmer
Stromer Stull Syas Waldo Waldron
Wallwey Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 9:

Carstens Chambers Clark Duis Kime
Lewis Savage Simpson Swanson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 387.

A BILL FOR AN ACT to amend section 81-256, Reissue Revised Statutes of Nebraska, 1943, relating to milk and cream testing; to authorize the Director of Agriculture to establish specifications; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett Burbach Carpenter Carsten Carstens
Craft DeCamp Elrod Epke Goodrich
Hasebroock Holmquist Johnson Kennedy Keyes
Klaver Kokes Kremer Luedtke Mahoney
Maresh Marvel Morgan Moylan Nore
Orme Proud Schmit Simpson Skarda
Snyder Stahmer Stromer Stull Syas
Waldo Waldron Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 7:

Chambers Clark Duis Kime Lewis
Savage Swanson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 415. With emergency.

A BILL FOR AN ACT to amend sections 2-1503 and 2-1507, Reissue Revised Statutes of Nebraska, 1943, relating to agriculture; to define terms; to provide additional powers for the Nebraska Soil and Water Conservation Commission; to define additional terms; to set up the Rechanneling Flood Control Fund; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Barnett Burbach Carpenter Carsten Carstens
Craft DeCamp Elrod Epke Goodrich
Hasebroock Holmquist Johnson Kennedy Keyes
Kokes Kremer Luedtke Mahoney Maresh
Morgan Moylan Nore Orme Proud
Schmit Simpson Skarda Snyder Stahmer
Stromer Stull Swanson Syas Waldo
Waldron Wallwey Warner Whitney Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Chambers Clark Duis Kime Klaver
Lewis Marvel Savage

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 478. With emergency.

A BILL FOR AN ACT to amend section 16-206, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first class; to remove the limitation on license tax from the owners and harborers of dogs; to provide for the detachment of territory as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 37:

Barnett Burbach Carpenter Carsten Carstens
DeCamp Elrod Epke Goodrich Hasebroock
Holmquist Johnson Klaver Kokes Kremer
Luedtke Mahoney Maresh Marvel Morgan
Moylan Orme Proud Schmit Simpson
Skarda Snyder Stahmer Stromer Swanson
Waldo Waldron Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 12:

Chambers Clark Craft Duis Kennedy
Keyes Kime Lewis Nore Savage
Stull Syas

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 499.

A BILL FOR AN ACT to amend section 48-124, Reissue Revised Statutes of Nebraska, 1943, and section 48-122, Revised Statues Supplement, 1969, relating to workmen's compensation; to provide for termination of death benefits under certain conditions; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett Burbach Carpenter Carsten Carstens
Craft DeCamp Elrod Epke Goodrich
Hasebroock Holmquist Johnson Kennedy Keyes
Klaver Kokes Kremer Luedtke Mahoney
Maresh Marvel Morgan Moylan Nore
Orme Proud Schmit Simpson Skarda
Snyder Stahmer Stromer Stull Swanson
Syas Waldo Waldron Warner Whitney
Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 7:

Chambers Clark Duis Kime Lewis
Savage Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 513.

A BILL FOR AN ACT to amend section 72-222, Reissue Revised Statues of Nebraska, 1943, relating to public lands and buildings; to provide that rural water districts may acquire land or interests in educational land held by the state; to broaden the power of other subdivisions; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett Burbach Carpenter Carsten Carstens
Craft DeCamp Elrod Epke Goodrich
Hasebroock Holmquist Johnson Kennedy Keyes
Klaver Kokes Kremer Luedtke Mahoney
Maresh Marvel Morgan Moylan Nore
Orme Proud Schmit Simpson Skarda
Snyder Stahmer Stromer Stull Swanson
Syas Waldo Waldron Wallwey Warner
Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 6:

Chambers Clark Duis Kime Lewis
Savage

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 565.

A BILL FOR AN ACT to amend section 81-8,239, Revised Statutes Supplement, 1969, relating to the State Claims Board; to authorize the board to direct payment of certain claims; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett Burbach Carpenter Carsten Carstens
Craft DeCamp Elrod Epke Goodrich
Hasebroock Holmquist Johnson Kennedy Keyes
Klaver Kokes Kremer Luedtke Mahoney
Maresh Marvel Morgan Moylan Nore
Orme Proud Schmit Simpson Skarda
Snyder Stahmer Stromer Stull Swanson
Syas Waldo Waldron Wallwey Warner
Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 6:

Chambers Clark Duis Kime Lewis
Savage

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 633. With emergency.

A BILL FOR AN ACT to amend section 60-1707, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicle inspection; to provide an exception to the penalty for operating a vehicle with an expired certificate of inspection; to make certain acts unlawful; to provide penalties; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Burbach Carpenter Carsten Carstens Craft
DeCamp Elrod Goodrich Hasebroock Holmquist
Johnson Kennedy Keyes Klaver Kremer
Luedtke Mahoney Maresh Marvel Morgan
Moylan Nore Orme Proud Schmit
Simpson Skarda Snyder Stahmer Stromer
Stull Swanson Waldo Waldron Wallwey
Warner Whitney Wiltse Ziebarth

Voting in the negative, 2:

Barnett Syas

Not voting, 8:

Chambers Clark Duis Epke Kime
Kokes Lewis Savage

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 634.

A BILL FOR AN ACT to repeal section 17-707, Reissue Revised Statutes of Nebraska, 1943, relating to second-class cities and villages.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Barnett Burbach Carpenter Carsten Carstens
Craft DeCamp Elrod Epke Goodrich
Hasebroock Holmquist Johnson Kennedy Keyes
Klaver Kokes Kremer Luedtke Maresh
Marvel Morgan Moylan Nore Orme
Proud Schmit Simpson Skarda Snyder
Stahmer Stromer Stull Swanson Syas
Waldo Waldron Warner Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 9:

Chambers Clark Duis Kime Lewis
Mahoney Savage Wallwey Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 680.

A BILL FOR AN ACT relating to criminal procedure; to provide for administration of probation in district, county, and juvenile courts, other than separate juvenile courts; to define terms; to create the Nebraska District Court Judges Association and to provide for its powers, duties, and responsibilities; to create the Office of Probation Administration and to provide for its operation, powers, and responsibilities; to create the Field Probation Service and to provide for its operation, powers, and responsibilities; to provide for the probation, revocation of probation, and discharge from probation of offenders; to provide additional duties for the Parole Administration and parole officers; to provide duties for certain officers as prescribed; to amend section 29-2219, Reissue Revised Statutes of Nebraska, 1943, and sections 29-2209, 29-2215, 29-2216, 83-1,102, 83-1,103, and 83-1,104, Revised Statutes Supplement, 1969; and to repeal the original sections, and also sections 29-2210, 29-2217, 29-2218, 29-2223, 29-2225, 29-2226, 29-2227, 29-2228, 29-2229, 29-2230, 29-2231, 29-2232, 29-2233, 29-2234, 29-2235, 29-2236, 29-2238, and 29-2239, Reissue Revised Statutes of Nebraska, 1943, and sections 29-2224, 29-2237, 29-2240, 29-2241, 29-2242, 29-2243, 29-2244, and 29-2245, Revised Statutes Supplement, 1969.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett
Burbach
Carpenter
Carsten
Carstens
Craft
DeCamp
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Chambers
Clark
Duis
Kime
Lewis
Savage

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 694.

A BILL FOR AN ACT to amend section 39-2509, Revised Statutes Supplement, 1969, relating to highways; to require counties to match funds based on a fiscal year as prescribed; to extend the time funds shall be held in escrow; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett
Burbach
Carpenter
Carsten
Carstens
Craft
DeCamp
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Chambers
Clark
Duis
Kime
Lewis
Mahoney
Savage

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 825.

A BILL FOR AN ACT to amend section 76-902, Revised Statutes Supplement, 1969, relating to real property; to amend exemptions from the tax on transferring title to real estate; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett
Burbach
Carpenter
Carsten
Carstens
Craft
DeCamp
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Chambers Clark Duis Kime Lewis
Mahoney Savage

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 874.

A BILL FOR AN ACT to amend section 23-2203, Reissue Revised Statutes of Nebraska, 1943, relating to the Interlocal Cooperation Act; to redefine terms; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett Burbach Carpenter Carsten Carstens
Craft DeCamp Elrod Epke Goodrich
Hasebroock Holmquist Johnson Kennedy Keyes
Klaver Kokes Kremer Luedtke Mahoney
Maresh Marvel Morgan Moylan Nore
Orme Proud Schmit Simpson Skarda
Snyder Stahmer Stromer Stull Swanson
Syas Waldo Waldron Wallwey Warner
Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 6:

Chambers Clark Duis Kime Lewis
Savage

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 916.

A BILL FOR AN ACT to amend section 32-210, Revised Statutes Supplement, 1969, relating to alcoholic liquor; to eliminate the provision that a person is ineligible to serve as judge or clerk of election if he holds a license of the sale or is engaged in the manufacturing, selling or dispensing of alcoholic liquor; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 28:

Barnett
Burbach
Carpenter
Craft
DeCamp
Elrod
Epke
Goodrich
Hasebroock
Kennedy
Keyes
Luedtke
Mahoney
Maresh
Morgan
Moylan
Orme
Proud
Schmit
Simpson
Skarda
Stahmer
Stromer
Swanson
Waldron
Warner
Wiltse
Ziebarth

Voting in the negative, 11:

Carsten
Johnson
Klaver
Kokes
Kremer
Nore
Snyder
Stull
Syas
Waldo
Waldron

Not voting, 10:

Carstens
Chambers
Clark
Duis
Holmquist
Kime
Lewis
Marvel
Savage
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 750.

A BILL FOR AN ACT relating to volunteer firemen; to require life insurance as prescribed for all volunteer firemen.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative 42:

Barnett
Burbach
Carpenter
Carsten
Carstens
Craft
DeCamp
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Chambers
Clark
Duis
Kime
Lewis
Savage
Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MEMBER EXCUSED

Mr. Waldron asked unanimous consent to be excused this afternoon. No objections. So ordered.

VISITOR

Mr. Nore introduced his wife, Catharine.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 594. Replaced on Select File as amended.
Enrollment and Review amendment to LB 594:

1. In the title, line 6, insert a semicolon after "prescribed".

LEGISLATIVE BILL 670. Replaced on Select File as amended.
Enrollment and Review amendments to LB 670:

1. On page 8, line 22, strike "judgements" and insert "~~judgements~~ judgments".
2. On page 10, line 11, strike "and".

LEGISLATIVE BILL 586. Placed on Select File as amended.
Enrollment and Review amendments to LB 586:

1. Renumber new section 3 as section 2 and original section 2 as section 3.
2. In renumbered section 2, line 8, strike the second comma and show the same as stricken.
3. In standing committee amendment 5, line 12, strike "regular" and insert "regularly"; in lines 13 and 14, strike "upon"; and in line 15, strike the period.
4. In standing committee amendment 7, line 1, insert "the second" after "with".
5. On page 17, lines 13 and 14, strike "to be observed by" and insert "for"; and in line 21, strike "herein" and insert "which term is".
6. On page 18, line 25, strike the first "of" and insert "to".
7. In standing committee amendment 9, line 1, insert "line 20," after the comma.
8. On page 25, line 13, insert an underscored comma after "20".
9. On page 26, line 23, strike "persons" and insert "person".
10. Strike standing committee amendment 13.
11. Add a new section to read:

"Sec. 17. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

12. For correlation purposes, on page 3, line 2, insert ", as amended by section 2, Legislative Bill 22, Eighty-second Legislature, First Session, 1971" after "1969"; and in line 26, strike "sections 71-201 to 71-339" and insert "Chapter 71, articles 2 and 3".

13. For correlation purposes, in new section 2, line 2, insert ", as amended by section 1, Legislative Bill 512, Eighty-second Legislature, First Session, 1971" after "1969"; and in line 13 after the word "Health" insert: ",except that persons practicing in this state on October 23, 1967, the removal of superfluous hair on the human body by electrolysis shall not be required to be licensed hereunder and shall be exempt from the provisions of sections 71-313 to 71-339".

14. In the title, line 17, strike "requirement" and insert "requirements"; in line 20, insert "the" after "of"; at the end of line 20, insert "the"; in lines 21 and 22, strike "facility licensed" and insert "licensed facilities"; in line 23, insert "the" after the first "to"; at the end of line 23, insert "a"; in line 26, strike "and"; and in line 27, insert "; and to declare an emergency" after "sections"; for correlation purposes, on page 28, line 5, and in the title, line 4, strike "and"; and on page 28, line 6, and in the title, line 5, strike "71-313,"; and on page 28, line 7, and in the title, line 7, insert ", section 71-313, Revised Statutes Supplement, 1969, as amended by section 2, Legislative Bill 22, Eighty-second Legislature, First Session, 1971, and section 77-314, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 512, Eighty-second Legislature, 1971" after "1969".

LEGISLATIVE BILL 587. Placed on Select File as amended. Enrollment and Review amendments to LB 587:

1. On page 5, line 27, strike the first comma and show the same as stricken.

2. On page 7, lines 11, 12, and 24, strike the commas.

3. On page 10, lines 18 and 21, strike "the applicant" and insert "he".

4. For correlation purposes, on page 11, line 3, insert ", as amended by section 1, Legislative Bill 300, Eighty-second Legislature, First Session, 1971" after "1969"; and on page 13, line 4, strike "six" and insert "twenty-five".

5. In lieu of standing committee amendment 1, on page 15, line 24, strike "operation" and insert "operations" as in the statutes.

6. On page 17, line 25, strike "or".

7. In new section 12, line 1, strike "Section" and insert "Sec."; in line 1, insert a comma after "71-193.09"; and in line 17, strike ", provided" and insert "; Provided,".

8. On page 19, line 20, strike the first "and";

in line 20 strike "71-139, and 71-162," and insert "and 71-139,"; and in line 21 insert ", and section 71-162, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 300, Eighty-second Legislature, First Session, 1971" after "1969".

9. In the title, line 5, strike "and"; in line 6 strike "71-139, and 71-162," and insert "and 71-139,"; in line 7 insert ", and section 71-162, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 300, Eighty-second Legislature, First Session, 1971" after "1969"; and in line 10 insert "to provide for dental auxiliaries as prescribed;" after the semicolon.

LEGISLATIVE BILL 752. Placed on Select File as amended. Enrollment and Review amendments to LB 752:

1. Strike standing committee amendment 3.
2. Renumber new section 5 as section 4.
3. For correlation purposes, on page 2, line 2, insert ", as amended by section 2, Legislative Bill 234, Eighty-second Legislature, First Session, 1971" after "1969"; on page 2, line 7, insert "and sections 1 and 3 to 17 of this act" after "53-1,118"; on page 4, line 20, insert ", distributorship, wholesaler, or jobber" after "Distributor"; on page 4, lines 20 and 21, strike ", as hereinafter defined,"; on page 4, line 24, insert ", whether the business of the distributor, distributorship, wholesaler, or jobber is conducted under the terms of a franchise or any other form of an agreement with a manufacturer or manufacturers, or has caused alcoholic liquors to be imported into the state or purchased in the state from a manufacturer or manufacturers and was licensed to conduct such a business by the commission on May 1, 1970, or has been so licensed since that date" after "act"; and on page 8, line 18 after the period insert a new paragraph to read as follows:

"(24) The term brand shall mean alcoholic liquors which are identified as the product of a specific manufacturer.

(25) The terms franchise or agreement when used with reference to the relationship between a manufacturer and distributor, shall include one or more of the following: (a) A commercial relationship of a definite duration or continuing indefinite duration which is not required to be in writing; (b) the relationship whereby the franchise is granted the right to offer and sell brands thereof by the franchisor; (c) the relationship whereby the franchise, as an independent business, constitutes a component of franchisor's distribution system; (d) the operation of franchisee's business is substantially associated with the franchisor's brand, advertising or other commercial symbol designating the franchisor; and (e) the operation of the franchisee's business is substantially reliant on the franchisor for the continued supply of beer.

(26) The term franchisor shall have the same meaning as the term manufacturer as defined in subdivision (8) of this section.

(27) The term franchisee shall have the same meaning as the terms distributor, distributorship, wholesaler or jobber as defined in subdivision (11) of this section.

(28) The terms territory or sales territory shall mean the franchisee or distributor's area of sales responsibility for the brand or brands of the manufacturer.".

4. In lieu of the Carpenter amendment 2, in standing committee amendment 2, line 4, insert ", but nothing in this section shall prohibit any such beneficiary from being a minor or a person who is mentally incompetent" after "section".

5. On page 10, line 8, and in the title, line 4, insert ", as amended by section 2, Legislative Bill 234, Eighty-second Legislature, First Session, 1971" after "1969".

LEGISLATIVE BILL 282. Correctly engrossed.

LEGISLATIVE BILL 402. Correctly engrossed.

LEGISLATIVE BILL 432. Correctly engrossed.

LEGISLATIVE BILL 458. Correctly engrossed.

LEGISLATIVE BILL 497. Correctly engrossed.

LEGISLATIVE BILL 523. Correctly engrossed.

LEGISLATIVE BILL 582. Correctly engrossed.

LEGISLATIVE BILL 728. Correctly engrossed.

LEGISLATIVE BILL 796. Correctly engrossed.

LEGISLATIVE BILL 834. Correctly engrossed.

LEGISLATIVE BILL 845. Correctly engrossed.

LEGISLATIVE BILL 890. Correctly engrossed.

LEGISLATIVE BILL 957. Correctly engrossed.

LEGISLATIVE BILL 958. Correctly engrossed.

LEGISLATIVE BILL 961. Correctly engrossed.

LEGISLATIVE BILL 981. Correctly engrossed.

LEGISLATIVE BILL 990. Correctly engrossed.

LEGISLATIVE BILL 398. Correctly enrolled.

LEGISLATIVE BILL 524. Correctly enrolled.

LEGISLATIVE BILL 576. Correctly enrolled.

LEGISLATIVE BILL 583. Correctly enrolled.

LEGISLATIVE BILL 641. Correctly enrolled.

LEGISLATIVE BILL 676. Correctly enrolled.

LEGISLATIVE BILL 682. Correctly enrolled.

LEGISLATIVE BILL 753. Correctly enrolled.

LEGISLATIVE BILL 766. Correctly enrolled.

LEGISLATIVE BILL 841. Correctly enrolled.

LEGISLATIVE BILL 883. Correctly enrolled.

LEGISLATIVE BILL 891. Correctly enrolled.

LEGISLATIVE BILL 912. Correctly enrolled.

LEGISLATIVE BILL 917. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 398, LB 524, LB 576, LB 583, LB 641, LB 676, LB 682, LB 753, LB 766, LB 841, LB 883, LB 891, LB 912, LB 917.

STANDING COMMITTEE REPORTS

Constitutional Revision

LEGISLATIVE BILL 124. Placed on General File as amended.
Standing Committee amendment to LB 124:

1. Strike original sections 1 and 2 and insert the following:

"Section 1. That at the general election in November, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article VII, section 5, of the Constitution of Nebraska, and transferring such section from the Education article to the Judicial article of the Constitution, which is hereby proposed by the Legislature:

"Sec. ~~5.~~ 32. All fines, penalties, and license money, arising under the general laws of the state, except fines and penalties for violation of laws prohibiting the overloading of vehicles used upon the public roads and highways of this state, shall belong and be paid over to the counties respectively, where the same may be levied or imposed, and all fines, penalties, and license money arising under the rules, by-laws, or ordinances of cities, villages, precincts, or other municipal subdivision less than a county, shall belong and to be paid over to the same respectively. All such fines, penalties, and license money shall be appropriated exclusively to the use and support of the common schools in the respective subdivisions where the same may accrue, except that all fines and penalties for violation of laws prohibiting the overloading of vehicles used upon the public roads and highways shall be placed as follows: Seventy-five per cent in a fund for state highways, and twenty-five per cent to the county general fund where the fine or penalty is paid. Neither this section, nor any other section of the Constitution shall be construed to prevent a court from granting in addition to compensatory damages, damages against any person and payable to any other person or imposing other sanctions in judgments finding unlawful business practices or unlawful pollution of the environment, when such relief may be provided by the Legislature."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment to permit damages for unlawful business practices or unlawful pollution of the environment, and to transfer Article VII, section 5, from the Education article to the Judicial article of the Constitution.

For
Against"."

LEGISLATIVE BILL 127. Placed on General File as amended.
Standing Committee amendment to LB 127:

1. Strike original sections 1 and 2 and insert the following:

"Section 1. That at the general election in November, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article VII, section 10, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 10. ~~The general government of the University of Nebraska shall, under the direction of the Legislature, be vested in a board of not less than six nor more than eight regents to be designated the Board of Regents of the University of Nebraska, who shall be elected from and by districts as herein provided. Their terms of office shall be for six years each. Their~~

~~duties and powers shall be prescribed by law; and they shall receive no compensation, but may be reimbursed their actual expenses incurred in the discharge of their duties.~~

~~The Legislature shall divide the state, along county lines, into as many compact regent districts, as there are regents provided by the Legislature, of approximately equal population, which shall be numbered consecutively.~~

~~The Legislature shall redistrict the state after each federal decennial census. Such districts shall not be changed except upon the concurrence of a majority of the members of the Legislature. In any such redistricting, county lines shall be followed whenever practicable, but other established lines may be followed at the discretion of the Legislature. Whenever the state is so redistricted the members elected prior to the redistricting shall continue in office, and the law providing for such redistricting shall where necessary specify the newly established district which they shall represent for the balance of their term.~~ The establishment of the Board of Regents of the University of Nebraska is hereby confirmed and all of its franchises, privileges and immunities heretofore granted are recognized and confirmed. Such board shall consist of not more than nine and not less than seven regents as shall be determined by the Legislature, who shall be elected on a nonpartisan ballot from and by districts and for terms as prescribed by law. Such districts shall be as nearly equal as possible in population. The Board of Regents of the University of Nebraska under the direction of the Legislature shall be vested with the general government of the University of Nebraska, including the campuses in Lincoln, the outstate activities, the University of Nebraska at Omaha, the University of Nebraska Medical Center and such other public educational, research or service institutions which have been authorized or which may in the future be authorized by law."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment to confirm the establishment of the Board of Regents of the University of Nebraska and to provide for the authority of such board.

For

Against"."

LEGISLATIVE BILL 656. Placed on General File as amended. Standing Committee amendment to LB 656:

1. Strike original sections 1 and 2 and insert the following:

"Section 1. That at the general election in November, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article VII, section 11, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 11. ~~No sectarian instruction shall be allowed in any school or institution supported in whole or in part by the public funds set apart for educational purposes, nor shall the state accept any grant, conveyance, or bequest of money, lands or other property to be used for sectarian purposes. Neither the state Legislature nor any county, city or other public corporation, shall ever make any appropriation from any public fund, or grant any public land in aid of any sectarian or denominational school or college, or any educational institution which is not exclusively owned and controlled by the state or a governmental subdivision thereof. No religious test or qualification shall be required of teacher or student, for admission to or continuance in any public school or educational institution supported in whole or in part by public taxation.~~ Appropriation of public funds shall not be made to any school or institution of learning not owned or exclusively controlled by the state or a political subdivision thereof.

All public schools shall be free of sectarian instruction.

The state shall not accept money or property to be used for sectarian purposes; Provided, that the Legislature may provide that the state may receive money from the federal government and distribute it in accordance with the terms of any such federal grants, but no public funds of the state, any political subdivision, or any public corporation may be added thereto.

A religious test or qualification shall not be required of teacher or student for admission or continuance in any school or institution supported in whole or in part by public funds or taxation.

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment to provide that public funds shall not be appropriated to any school not owned or exclusively controlled by the state or a political subdivision; to permit the state to receive money from the federal government and distribute it in accordance with the terms of the grant, but to prohibit adding any state or local funds to such money.
For
Against"

(Signed) George Syas, Chairman

Agriculture and Recreation

LEGISLATIVE BILL 79. Placed on General File as amended.
Standing Committee amendment to LB 79:

1. Strike sections 1 to 9 and insert the following:

"Section 1. That section 81-263.39, Revised Statutes Supplement, 1969, be amended to read as follows:

81-263.39. As used in sections 81-263.37 to 81-263.49 and 81-263.81 to 81-263.86, unless the context otherwise requires:

(1) Dairy products shall mean frozen desserts, milk, cream, whether fresh, sour, storage, aerated or whipping cream, half-and-half, buttermilk, flavored milk drink, fortified milk, skimmed milk, creamed cottage cheese and cottage cheese; Provided, that butter, condensed milk, evaporated milk, powdered milk, and cheese other than cottage cheese shall not be regarded as dairy products;

(2) Frozen desserts shall mean ice cream, ice cream mix, ice milk mix, french ice cream, sherberts, ice milk except that sold in semi-frozen form, water ices, quiescently frozen confections, and those frozen dessert products as defined in sections 81-218 to 81-228;

(3) Retailer shall mean any person engaged within this state in the business ~~(a)~~ of operating any retail establishment with a fixed situs, including drug stores, grocery stores, dairy stores, restaurants and vending machines, where dairy products are consumed or are sold to consumers~~, or (b) of selling dairy products to consumers by home delivery~~;

(4) Distributor shall mean any person engaged in the business of selling dary products at wholesale or retail to consumers, retailers or other distributors. Retailers shall not be regarded as distributors.

Provided, that retailers owning, directly or indirectly, their own facilities for or contracting with others for the performance of a processing, manufacturing or trucking function of a type ordinarily performed by distributors shall be regarded as distributors and delivery by such retailers of dairy products to their retail business locations shall be regarded as delivery ordinarily performed by a distributor where delivery service is made complete to the dairy display case of such retailer, and otherwise subject to all provisions of sections 81-263.37 to 81-263.49 and 81-263.81 to 81-263.86 applicable to distributors, and to those applicable to retailers~~;~~ when selling dairy products to the ultimate consumer. This section shall not be construed to permit a distributor maintaining retail operations to retail products to ultimate consumers at the minimum basic cost to the distributor. All such sales to ultimate consumers shall be made in conformity with section 81-263.39 subsection (6).

(5) Cost of a dairy product to a distributor shall mean the minimum basic cost determined under the provisions of section 81-263.84;

(6) ~~Cost to a retailer shall mean the minimum retail price to the retailer determined under the provisions of section 81-263.84;~~ Cost to the retailer shall mean the minimum basic cost determined under the provisions of section 81-263.84 plus ten per cent of the minimum basic cost as determined by the board where delivery service is made complete to the dairy display case of the retailer by or on behalf of the distributor, thirteen per cent of the minimum basic cost as determined by the board where delivery to the retail store performed by or on behalf of the distributor does not include service of the dairy display case, and fifteen per cent of the minimum basic cost as determined by the board where delivery to the retail store is not performed by or on behalf of the distributor;

(7) Director shall mean the Director of Agriculture; and

(8) Consumer shall mean any person other than a distributor or a retailer who purchases selective dairy products for consumption and not for resale;

(9) Board shall mean the Nebraska Dairy Products Advisory Board;

(10) Jobber shall mean any person who buys dairy products from either distributors or other jobbers for resale either at retail by home delivery or at wholesale to retailers or other jobbers with whom he has no common or mutual financial interest;

and

~~(11) Mimimum wholesale prices, minimum jobber price, or minimum retail price shall mean, respectively, the price determined under the provisions of section 81-263.84; and~~

~~(12)~~ (11) Natural marketing area shall mean a contiguous geographical area of the state in which the economic characteristics of the dairy industry are closely similar and which render such area readily distinguishable from other areas of the state.

Sec. 2. That section 81-263.41, Revised Statutes Supplement, 1969, be amended to read as follows:

81-263.41. It is unlawful for any distributor to engage in any of the following practices:

(1) To sell or offer to sell within the state any dairy product for less than the minimum basic cost ~~wholesale price~~ extablished by the board for the different methods of delivery set forth in section 81-263.84, whether by any discount, premium, rebate, free service, trading stamps in excess of the number given in normal trade, advertising allowance, unreasonable extension of credit, or by any other means; ~~Provided, that a different schedule of prices, not less than minimum basic cost determined under the provisions of subsection (1) of section 81-263.84, may be used for the class of customers comprised of nonprofit Charitable, educational, and religious organizations, licensed hospitals, and governmental agencies;~~

(2) To discriminate in price, directly or indirectly, between different purchasers of dairy products of like grade and quality; ~~Provided~~, a ~~different schedule of prices may be used for the class of customers comprised of nonprofit charitable~~, ~~educational, and religious organizations, licensed hospitals, and governmental agencies as long as such schedule is in compliance with the provisions of subdivision (1) of this section;~~ Provided, that a different schedule of prices, not less than minimum basic cost determined under the provisions of subsection (1) of section 81-263.84, may be used for the class of customers comprised of nonprofit charitable, educational, and religious organizations, licensed hospitals, and governmental agencies;

(3) To pay or grant, or receive or accept, anything of value as a commission, brokerage, or other compensation, or any allowance or discount in lieu thereof except for services rendered in con-

nection with the sale or purchase of dairy products, either to the other party to such transaction or to an agent, representative, or other intermediary therein where such intermediary is acting in fact for or in behalf, or is subject to the direct or indirect control, of any party to such transaction other than the person by whom such compensation is so granted or paid;

(4) To sell or offer to sell any dairy product in such a fashion that the purchaser thereof can obtain at the same time and place, for a stated price, such dairy product along with another product;

(5) To extend credit to a retailer in excess of sixty days with the intent or effect of substantially lessening competition or injuring, destroying or preventing competition;

(6) To make any sale of dairy products where there is in existence a contract, agreement, or understanding that the purchaser thereof shall not use or deal in the products of a competitor. Any contracts in violation of the provisions of this subdivision shall be to that extent void; or

(7) To give, offer to give, furnish, finance, or otherwise make available any free goods to any person, directly or indirectly, in connection with the sale of dairy products to such person or to any other person doing business with such person; or give, offer to give, furnish, finance or otherwise make available any payments, gifts, or grants or anything of value to any retailer, or any employee or agent of any retailer. Nothing in this subdivision shall prevent as to transactions with retailers any of the following:

(a) The furnishing of point of sale advertising material not exceeding fifty dollars in cost not more than once to any one retailer at any retail location;

(b) The advertising by a distributor of his own products through any advertising media he selects which does not involve allowances, payments, or the furnishing of other property to persons purchasing such products in a manner prohibited by this section;

(c) The furnishing of hostesses of demonstrators at any retail store to promote the products of such distributor, and the furnishing of samples for consumption on the premises; or

(d) The sale of equipment made under a bill of sale, conditional sale contract or security agreement describing the property sold and specifying the price and terms of sale, which intrument shall be filed in the office of the county clerk in the county in which the purchaser is located within ten days after delivery of the property described therein. Only equipment for the storage, transportation and display of selected dairy products which is suitable only for use by a retailer and which is surplus to the needs of the distributor may be sold. The selling price shall not be less than the cost to the seller, less ten per cent per year depreciation, plus transportation and installation costs, plus at least six per cent. A conditional sale contract or security agreement shall be for not more than ninety per cent of the purchase price of the equipment, shall be payable in equal monthly installments over a period of not more than thirty-six months, and deferred monthly installments shall bear interest at not less than six per cent per annum.

The prohibitions of the provisions of this subdivision shall include, but not be limited to, the furnishing or sale of equipment, except as provided above, gifts or money, goods, ~~or~~ special labor or services, and loans or other financial aid. Nothing in this subdivision shall prevent, as to transactions with consumers, the furnishing of not more than one sample of a dairy product to any consumer household, not exceeding fifty cents in retail value, in connection with any advertising or promotion program~~.~~ ; or

(e) Between the effective date of this act and the date on which the board determines minimum basic cost, it shall be unlawful for any distributor to sell dairy products below cost, which for the purposes of this subdivision shall mean that portion of all of the expenses of such distributor which, under any system of cost accounting which is in accordance with sound accounting principles and reasonably adapted to the business of such distributor, is fairly allocable to such dairy product or the sale thereof it its customers or to a particular class thereof.

Sec. 3. That section 81-263.42, Revised Statutes Supplement, 1969, be amended to read as follows:

81-263.42. It is unlawful for any retailer to engage in any of the following practices:

(1) To sell or offer to sell any dairy product for less than the ~~minimum retail price established by the board~~ cost to the retailer, whether by any discount, premium, rebate, trading stamps in excess of the number given in normal

trade, or by any other means;

(2) To solicit or receive, directly or indirectly, the benefit of any price, payment, allowance, grant, service or facility prohibited by the provisions of section 81-263.41 where he knows, or in the exercise of reasonable prudence should know, of the illegality of such price, payment, allowance, grant, service or facility; or

(3) To give away any dairy product or sell or offer to sell any dairy product in such fashion that the purchaser thereof can obtain at the same time and place, for a stated price, such dairy product along with another product.

Sec. 4. That section 81-263.84, Revised Statutes Supplement, 1969, be amended to read as follows:

81-263.84. (1) It shall be the duty of the board to make a thorough study of the dairy industry within this state and, based on all relevant information, to determine based on all relevant information available to the board the minimum basic cost to the distributor~~,~~ which shall be a weighted average of such costs of distributors and the minimum basic cost to the jobber which shall be a weighted average of such costs of jobbers~~, and the minimum basic cost to the retailer~~ of the various dairy products (a) where delivery service is made complete to the dairy display case of the retailer by or on behalf of the distributor, (b) where delivery to the retail store performed by or on behalf of the distributor does not include service of the dairy display case, and (c) where delivery to the retail store is not performed by or on behalf of the distributor. ~~Different minimum basic costs to the retailer shall be determined for the various types and natures of the businesses wherein dairy products shall be sold or may be sold at retail.~~ In making such determinations, there shall be considered the distributor cost ~~to the distributor,~~ and the jobber cost ~~to the jobber, and the cost to the retailer~~ which, under any system of cost accounting which is in accordance with sound accounting principles and reasonably adapted to the business of such distributor, or jobber, ~~or retailer,~~ is fairly allocable to each dairy product or the sale thereof to its customers or to a particular class thereof. Such cost shall include, but not be limited to, expenses for labor, administration, rent, interest, depreciation, power, raw and process ingredients, materials, supplies, maintenance of equipment, selling, local and national advertising, trading stamps not in excess of the number given in normal trade, transportation, delivery, credit losses, licenses and other fees, taxes other than income taxes, and insurance. The board shall also determine different costs for the different natural marketing areas which it may find within the state.

(2) ~~After making such determinations of cost, the board shall determine, for the different natural marketing areas which it may find within the state, the minimum wholesale price, the minimum retail price at which the various dairy products may be sold, taking into account the various methods of delivery specified in subsection (1) of this section, and further taking into account different types of packaging. In determining the minimum retail price, the board shall take into consideration the various types and natures of the businesses wherein dairy products shall be sold or may be sold at retail in any natural marketing area and may establish a different minimum retail price for each such type of business. Such prices shall be so determined as to best protect the dairy industry in the state, insure a sufficient quantity of pure and wholesome dairy products, and be most in the public interest. The board shall take into consideration the balance between production and consumption of dairy products, the cost of production and distribution, a reasonable return on the necessary investment, the purchasing power of the consumers, and prices in adjacent natural marketing areas and states, so that minimum prices which are fair and equitable to the dairy industry, retailers, and the consumer will result.~~ The board may, ~~also,~~ if evidence warrants it, establish discount rates on a cost-justified basis resulting from volume sales, credit practices, the utilization of central billing, and other relevant factors. ~~The minimum prices determined by the board shall not apply to sales to the class of customers comprised of nonprofit charitable, educational, and religious organizations, licensed hospitals, or governmental agencies, but sales shall not be made at a price below minimum basic cost as determined under the~~

~~provisions of subsection (1) of this section~~.

(3) The board shall from time to time review and change its determinations made under the provisions of subsections (1) and (2) of this section.

(4) The determinations or redeterminations required by the provisions of subsections (1) to (3) of this section shall be made only after a public hearing notice of which has been given to all interested parties by publication once in one or more newspapers of general circulation throughout the state or natural marketing area concerned not less than ten nor more than thirty days prior to the hearing. Any determination or redetermination shall be based solely on the evidence adduced at such hearing.

(5) In determining or redetermining minimum ~~prices~~ basic cost, the board shall order the date when such prices shall become effective, which date shall be not less than thirty nor more than forty-five days after the date of the order.

Sec. 5. That original sections 81-263.39, 81-263.41, 81-263.42, and 81-263.86, Revised Statutes Supplement, 1969, are repealed.

Sec. 6. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

(Signed) Loran Schmit, Chairman

COMMITTEE MEETING

Mr. Swanson announced that the Executive Board would have a meeting today at 12:45 p.m. in Room 2017.

VISITORS

Mr. DeCamp introduced 63 eighth grade students and 16 sponsors from Holt County Class I.

Mrs. Craft introduced Mr. and Mrs. Billie Golden and their daughter Jodell, from North Platte, Nebraska.

RESOLUTIONS

LEGISLATIVE RESOLUTION 45. LR 45 found in the Legislative Journal on page 1376 for the Sixty-Sixth Day was adopted by a vote of 25 ayes, 2 nays and 22 not voting.

LEGISLATIVE RESOLUTION 49.

Introduced by Terry Carpenter, 48th District.

WHEREAS, the State of Nebraska has been a pioneer in the field of power generation using nuclear reactions as an energy service without having the benefit of other such plants to study; and

WHEREAS, a study of the costs of construction and operation of such nuclear facilities would indicate the desirability of continuing to look toward nuclear powered plants as a power generation method to satisfy future demands for power in this state; and

WHEREAS, power generation in this state has long been a matter of state concern. NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Legislative Council appoint a committee of five members of the Legislature to study the costs of construction of nuclear fueled power generation facilities, the costs of operation of such facilities and the feasibility of additional such facilities in this state.
2. That the committee have the power to subpoena witnesses to make the study for which it is appointed.
3. That the help of the Auditor of Public Accounts and the Attorney General be solicited and utilized by the committee as it shall deem appropriate.
4. That the committee report its findings with its recommendations to the next regular session of the Legislature.

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 50.

Introduced by Orval A. Keyes, 3rd District.

WHEREAS, in past years there has been increased emphasis on programs for mentally and physically handicapped persons on the state, intermediate and local levels; and

WHEREAS, this emphasis has resulted in programs being initiated on the state, intermediate and local levels, some of which are only partially funded; and

WHEREAS, these programs are not coordinated across the state by a central agency,

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Executive Board of the Legislative Council appoint an interim study committee with the specific purpose of recommending legislation which would coordinate all of the mentally and physically handicapped programs in the State of Nebraska.
2. That such committee report its findings and recommendations to the next regular session of the Legislature.

Referred to the Executive Board.

SELECT FILE

LEGISLATIVE BILL 496. Bracketed.

LEGISLATIVE BILL 573. Enrollment and Review amendments found in the Legislative Journal on page 1404 for the Sixty-Eighth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 997. Enrollment and Review amendment found in the Legislative Journal on page 1404 for the Sixty-Eighth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 636. Enrollment and Review amendments found in the Legislative Journal on page 1404 for the Sixty-Eighth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 666. Enrollment and Review amendment found in the Legislative Journal on page 1404 for the Sixty-Eighth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 94.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 223.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 224.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 225.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 996. Enrollment and Review amendments found in the Legislative Journal on page 1404 for the Sixty-Eighth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 738.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 475.

Advanced to Enrollment and Review for engrossment.

NOTICE OF COMMITTEE HEARING

Committee on Committees

The Committee on Committees will meet at 1:00 p.m. on Tuesday, May 11, in the Legislative Council Hearing Room for the purpose of hearing the following appointment submitted by Governor J. J. Exon:
Stanley A. Matzke-Director, Dept. of Economic Development

(Signed) Richard F. Proud, Chairman
Committee on Committees

GENERAL FILE

LEGISLATIVE BILL 800. Title Read. Explained.

Mr. Stull offered the following amendment:
To amend LB 800 to also include: All county officials shall be elected on a non-partisan basis.

Mr. Skarda moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 27 ayes, 0 nays and 22 not voting.

The Stull amendment was adopted by a vote of 21 ayes, 10 nays and 18 not voting.

Mr. Goodrich asked unanimous consent to add his name to the bill. No objections. So ordered.

Mr. Stromer asked unanimous consent to withdraw his name from the bill. No objections. So ordered.

Mr. Stromer moved to indefinitely postpone LB 800. The motion prevailed with 22 ayes, 10 nays and 17 not voting.

LEGISLATIVE BILL 293. Title Read. Explained.

Standing Committee amendments found in the Legislative Journal on page 809 for the Forty-First Day were adopted by a vote of 21 ayes, 0 nays and 28 not voting.

Mr. Carpenter moved to advance to Enrollment & Review.

Mr. Carpenter requested a Call of the House. The Call showed 38 members present.

Mr. Carpenter moved the call be raised. The motion prevailed with 33 ayes, 0 nays and 16 not voting.

LB 293 failed to advance with 21 ayes, 5 nays and 23 not voting.

MEMBER EXCUSED

Mr. DeCamp asked unanimous consent to be excused at 2:30 for the remainder of the afternoon. No objections. So ordered.

RECESS

At 11:52 a.m., on a motion by Mr. Swanson, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:04 p.m., Speaker Hasebroock presiding.

The roll was called and all members were present except Messrs. F. Carstens, Chambers, Clark, Duis, Epke, Kime, Lewis, Moylan, Savage and Waldron who were excused and Messrs. Kennedy, Klaver who were absent.

EXECUTIVE BOARD REPORT

The Executive Board has authorized a contract for the rebuilding and remodeling of the voting machine with the Omis Corporation of Chicago, Illinois.

(Signed) William S. Swanson, Chairman

MEMBER EXCUSED

Mr. Elrod asked unanimous consent to be excused at 2:00 p.m. for the remainder of the day. No objections. So ordered.

MOTION—Return LB 588 to Select File

Mr. Johnson moved to return LB 588 from Final Reading to Select File for the following specific amendment:

1. On page 3, line 19, after the comma, insert "poultry,".

The motion to return prevailed with 25 ayes, 0 nays and 24 not voting.

SELECT FILE

LEGISLATIVE BILL 588. The Johnson amendment found above was adopted by a vote of 26 ayes, 0 nays and 23 not voting.

Advanced to Enrollment and Review for engrossment.

RESOLUTIONS

LEGISLATIVE RESOLUTION 51.

Introduced by Rudolph Kokes, 41st District; Herbert Nore, 27th District.

WHEREAS, investigation by the United States Bureau of Reclamation has shown that a multipurpose water development project in Loup, Garfield, Valley, Greeley, Howard, Merrick and Nance Counties, Nebraska would provide large benefits for irrigation, recreation and fish and wildlife to the people of the State of Nebraska; and

WHEREAS, studies completed by the Nebraska Soil and Water Conservation Commission for the Nebraska Water Plan show that the project would be desirable and compatiable with total State Water Resources Development; and

WHEREAS, House Bill, H. R. 869 and Senate Bill, S. 352, for authorization and construction of this Project were introduced by Congressman Dave Martin and Senators Roman L. Hruska and Carl T. Curtis and are presently being considered by the House of Representatives and the Senate of the United States; and

WHEREAS, in 1968 the University of Nebraska released a study of the economic impact that irrigation crop production has on the economy of the entire State of Nebraska, and applying the results of this study to the North Loup Division shows the development would add about $36,000,000.00 annually to business in Nebraska; and

WHEREAS, local support for the North Loup Project has always been strong and the owners and operators of the irrigable land are highly in favor of the Project.

NOW, THEREFORE, BE IT RESOLVED by the Members of the Nebraska Legislature in the Seventy-Ninth Session Assembled:(sic)

(1) That the Legislature memoralizes the 92nd Congress of the United States and the respective Interior Committees thereof, to support the proposals of the Bureau of Reclamation for the North Loup Division and approve the above legislation for its authorization and construction.

(2) That funds be provided to the United States Bureau of Reclamation in Fiscal Year 1971-72 for preconstruction planning of the North Loup Division.

(3) That copies of this resolution, suitably engrossed, be transmitted by the Clerk of the Legislative,(sic) to the United States Senate and House of Representatives of the 92nd Congress, to Honorable Henry Jackson, Chairman of the Senate Interior Committee, and Honorable Wayne

Aspinall, Chairman of the House Interior Committee, and to each member from Nebraska in the Senate and House of Representatives of the United States.

Laid over.

UNANIMOUS CONSENT–Unbracket Bills

Mr. Whitney asked unanimous consent to unbracket the constitutional amendments proposed for the primary election. No objections. So ordered.

VISITORS

Mr. C. Carsten introduced 26 fourth grade students and their teacher, Viola Maloy, from Elmwood, Nebraska.

The Speaker introduced Mr. and Mrs. Arthur Higby and family from Cuba, New York.

Mr. Holmquist introduced 5 students from Dana College, Blair, Nebraska.

Speaker Hasebroock introduced Rev. Rex Spicer and 11 members of St. John's Lutheran Church, Fenton, Iowa.

GENERAL FILE

LEGISLATIVE BILL 303. Considered.

Mr. Whitney offered the following amendment which was adopted:

Delete in the Title the words "primary election in May" and insert "general election in November"

And in line 1, page 3, delete the words "primary election in May" and insert "general election in November".

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 339. Title read. Explained.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 502. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 625 for the Thirty-Second Day was adopted.

Mr. Syas offered the following amendment which was adopted:

1. In the title, line 8, and on page 2, line 1,
strike "general" and insert "primary"; and in the title,
line 9, and on page 2, line 2, strike "November" and
insert "May".

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 504. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 721 for the Thirty-Seventh Day was adopted.

Mr. Whitney offered the following amendment which was adopted:
Amend the Committee amendment by striking page 2 and inserting page 3. Strike page 4, add to page 5.

Mr. Syas offered the following amendment which was adopted:
1. In the title, line 10, and on page 2, line 1,
strike "general" and insert "primary"; and in the title,
line 11, and on page 2, line 2, strike "November" and
insert "May".

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 604. Title read. Explained.

Mr. Syas offered the following amendment which was adopted:
1. In the title, line 12, and on page 3, line 1,
strike "general" and insert "primary"; and in the title,
line 12, and on page 3, line 2, strike "November" and
insert "May".

Advanced to Enrollment & Review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 621. Title read. Explained.

Mr. Syas offered the following amendment which was adopted:
1. In the title, line 7, and on page 2, line 1,
strike "general" and insert "primary"; and in the title,
line 8, and on page 2, line 2, strike "November" and
insert "May".

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 688. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 679 for the Thirty-Fifth Day was adopted.

Mr. Syas offered the following amendment which was adopted:
1. In the title, line 11, and on page 2, line 1,
strike "general" and insert "primary"; and in the title,
line 11, and on page 2, line 2, strike "November" and
insert "May".

Advanced to Enrollment & Review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 762. Title read. Explained.

Mr. Syas offered the following amendment which was adopted:

1. In the title, line 9, and on page 2, line 1, strike "general" and insert "primary"; and in the title, line 10, and on page 2, line 2, strike "November" and insert "May".

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

UNANIMOUS CONSENT—Order of Business

Mr. Stahmer asked unanimous consent to place LB 822 at the top of General File for Monday, April 26, 1971. No objections. So ordered.

PRESIDENT MARSH PRESIDING

LEGISLATIVE BILL 754. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 846 for the Forty-Third Day was adopted.

Mr. Goodrich offered the following amendments which were adopted:

1. Insert a new section 1 to read as follows:

Section 1. That section 53-118, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

53-118. The rules and regulations established by the commission shall include, among such other things as the commission may determine, the following: (1) Fixing and determining the nature, form, and capacity of all containers used for alcoholic liquors, which rules and regulations shall provide for the sale of imported beer in such capacity of containers as are provided by the producer thereof; (2) determining the nature of and the representations to be shown upon the labels attached to the containers; Provided, that the commission shall require that the labels attached to all original packages of alcoholic liquors sold or offered for sale in this state shall set forth in plain and legible print in the English language the quantity of such liquors in full gallons, quarts, pints, or half pints, exclusive of the original package containing it, or in fractions or in multiples thereof; and provided further, that no original package of alcoholic liquor, except beer, sold or offered for sale in the original package in this state shall contain less than one half pint, except that licensees holding a railroad or airline license may dispense on the railroad or airline alcoholic liquor from miniature containers; (3) prescribing the conditions as to the issuance of duplicate licenses in lieu of those lost or destroyed; (4) determining for what violations of the rules and regulations

licenses shall be suspended or revoked; (5) establishing
standards of purity, sanitation, honest advertising, and
representation; and (6) including any and all the other
details which are necessary or convenient to the enforcement
of the intent, purpose, and requirements of this act. In
the case of manufacturers and distributors of alcoholic
liquors, the commission shall require that the labels
attached to all containers of such liquors, which are intended for sale in this state, shall set forth, among other
things, in plain legible print in the English language the
grade and quality of such liquors, together with their
alcoholic content, except in the case of beer, and their
age and, if the liquors to be sold in this state be a
blended product, also the other ingredients contained in such
blended product.
2. Renumber original section 1 and 2, as 2 and 3.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 354. Title Read. Explained.

Mr. Keyes moved to indefinately postpone. The motion failed with 14 ayes, 15 nays and 20 not voting.

Laid over.

LEGISLATIVE BILL 345. Bracketed for Friday, May 7, 1971.

LEGISLATIVE BILL 578. Title Read. Explained.

Advanced to Enrollment & Review with 27 ayes, 1 nay and 21 not voting.

LEGISLATIVE BILL 743. Title Read. Explained.

Standing Committee amendments found in the Legislative Journal on page 878 for the Forty- Fourth Day were adopted.

Mr. Wallwey offered the following amendment which was adopted:
1. On page 3, line 11 insert ", to be assessed as costs" after "foreclosures".

Mr. Wallwey offered the following amendment which was adopted:
1. On page 3, line 24, after the period insert: "Any member of a county board who, upon a motion duly made by one member of such board to remove a county attorney from office who has failed to foreclose liens, does not vote for such motion, or any member who votes to retain a county attorney in office after it has been brought to the board's attention that a county attorney has failed to foreclose liens, shall be subject to removal

from office as provided in sections 23-2001 to 23-2009.".

Mr. Wallwey offered the following amendment which was adopted:

1. Add a new section 1 to read as follows:

"Section 1. That section 77-1917, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-1917. Any person, entitled to redeem any lot or parcel of land, may do so at any time after the decree of foreclosure and before the final confirmation of the sale by paying to the clerk of the district court the amount found due against the same, with interest and costs to the date of redemption and, in addition thereto, where the land has been sold at sheriff's sale to a purchaser other than the plaintiff, any subsequent taxes paid by such purchaser, as shown by tax receipts filed by such purchaser with the clerk of the district court, with interest at ~~seven~~ nine per cent per annum from the date or dates of payment of such taxes, and also interest on the purchase price at the rate of ~~seven~~ nine per cent per annum, for the use of the purchaser, from the date of sale to the date of redemption.".

2. Renumber original section 1 as section 2.

3. Strike original section 2 and insert the following:

"Sec. 3. That original sections 77-1917 and 77-1918, Reissue Revised Statutes of Nebraska, 1943, are repealed.".

Mr. Goodrich offered the following amendment:

1. On page 3, line 16, insert "No fee shall be allowed the county attorney for such foreclosures in counties having a population of more than two hundred thousand inhabitants." after the period.

Mr. Barnett offered the following amendment to the Goodrich amendment which was adopted:

Amend the Goodrich amendment to read 100,000 population.

The Goodrich amendment as amended was adopted.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 640. Title Read. Explained.

Advanced to Enrollment & Review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 295. Title Read. Explained.

Standing Committee amendments found in the Legislative Journal on page 880 for the Forty-Fourth Day were adopted.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on April 23, 1971 at 9:25 a.m.: LB 725A.

(Signed) Barbara Jackson, Enrolling Clerk

ADJOURNMENT

At 3:45 p.m., on a motion by Mr. Nore, the Legislature adjourned until 9:00 a.m., Monday, April 26, 1971.

Vincent D. Brown
Clerk of the Legislature

SEVENTIETH DAY—APRIL 26, 1971

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

SEVENTIETH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, April 26, 1971

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Eternal God, we know Thou art high above us, yet deep within us. Wilt Thou give to this Senate, before facing this day, the strategic issues of finance confronting our state, a moment of composure and perspective by thinking on Thee, who dost face the problems of the universe.
>
> May we not be apathetic, but rather filled with a desire to finish the work before us. Help us to understand what our state needs to do, and prepare us to evaluate the cost of this doing.
>
> May we ever seek peace and harmony, but never a selfish peace, and with wider vision may we, steadfastly and faithfully, work to meet the imperative needs facing the people of our state. In our Lord's name. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Kime and Epke who were excused and Mr. Waldo who was excused until 2:00 and Mr. F. Carstens who was excused until 10:30.

MEMBER EXCUSED

Mr. Kennedy asked unanimous consent to be excused at 2:00 p.m. today and all day Tuesday and Wednesday, April 27 and 28. No objections. So ordered.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 462. Replaced on Select File as amended. Enrollment and Review amendments to LB 462:

1. Strike the Carstens amendment 1 and E & R amendment to page 3, line 5.
2. In the Carstens amendment 2, line 2, strike "23" and insert "22"; and in lines 3 and 4, strike "24" and insert "23".
3. In the title, line 9, insert "from sales tax and income tax at a rate to be fixed by the Legislature" after "service".

LEGISLATIVE BILL 238. Replaced on Select File as amended. Enrollment and Review amendments to LB 238:

1. In standing committee amendment 1, line 4, strike "23" and insert "22".
2. On page 4, line 20, insert "of" after "control".

LEGISLATIVE BILL 679. Placed on Select File as amended. Enrollment and Review amendments to LB 679:

1. In lieu of the Stahmer amendment, on page 2, line 3, insert "of whom not to exceed five may be young adults between the ages of sixteen and twenty-one" after "Governor".
2. On page 2, line 9, insert "it" after "render".
3. In lieu of the Carpenter amendments to section 4, on page 3, line 1, strike "open and closed"; on page 3, strike lines 4 and 5 and insert "in schools, colleges, universities, and communities;"; on page 3, line 12, strike "and"; on page 3, line 16, strike the period and on page 3, after line 16, insert:

"(9) Develop comprehensive programs for the prevention, control, and abatement of drug abuse;

(10) Be authorized to accept and administer loans and grants from the federal government and from other sources, public or private, for the purpose of carrying out any functions, which loans and grants shall not be expended for other than the purposes for which they are provided;

(11) Exercise all incidental powers necessary to carry out the purposes of this act; and

(12) Employ, compensate, and prescribe the powers and duties of such officers, employees, and consultants as may be necessary for the performance of the duties prescribed in this act in accordance with the laws of the state as may be necessary to carry out the provisions of this act.".

4. In lieu of the Carpenter amendment to

section 5, on page 3, insert "The commission shall appoint an executive secretary, who shall act as director and who shall exercise administrative supervision of the programs of the commission. In the interim between meetings of the commission, he shall have authority to perform, in the name of the commission, all functions and duties delegated to him by the commission. He shall be a person fully trained and experienced in those areas involved in this act. The commission may delegate the powers and duties vested in it by this act to the secretary." at the end of line 20.

5. On page 3, line 22, strike the first comma and insert "and shall".

6. On page 4, line 3, insert "of the commission" after "quorum".

7. In lieu of section 8 added by the Carpenter amendment, insert a new section to read:

"Section 1. As used in this act, unless the context otherwise requires, drug shall mean (1) articles recognized in the official United States Pharmacopoeia, official Homeopathic Pharmacopoeia of the United States, or official National Formulary, or any supplement to any of them; (2) substances intended for use in the diagonsis, cure, mitigation, treatment, or prevention of disease in man or animals; (3) substances, other than food, intended to affect the structure or any function of the body of man or animals; and (4) substances intended for use as a component of any article specified in subdivisions (1), (2), or (3) of this subdivision; but does not include devices or their components, parts, or accessories.".

8. Renumber original sections 1 to 7 as sections 2 to 8.

9. Strike the Carpenter amendment to the title.

LEGISLATIVE BILL 549. Placed on Select File as amended. Enrollment and Review amendments to LB 549:

1. For correlation purposes, on page 2, line 2, page 3, line 2, and in the title, line 3, insert ", as amended by section 4, Legislative Bill 494, Eighty-second Legislature, First Session, 1971" after "1943"; on page 2, line 4, strike "No" and insert "Except as provided in section 1, ~~of this act~~ Legislative Bill 494, Eighty-second Legislature, First Session, 1971 no"; and in line 11, strike "Any" and insert "Except as provided in section 1, ~~of this act~~ Legislative Bill 494, Eighty-second Legislature, First Session, 1971 any".

2. In the title, line 5, insert "any" after "of".

LEGISLATIVE BILL 747. Placed on Select File as amended. Enrollment and Review amendments to LB 747:

1. In the standing committee amendment, line 2, strike the second comma; and in line 6, insert a period after "Law".
2. On page 2, line 4, strike "All cities and villages" and insert "~~All cities and villages~~ Each city and village".
3. In the title, strike lines 4 to 8 and "ballot" in line 9, and insert "development; to require a minimum standards housing ordinance only where an urban renewal authority has been created".

LEGISLATIVE BILL 908. Placed on Select File as amended. Enrollment and Review amendments to LB 908:

1. On page 2, line 4, strike "bill" and insert "act"; and in line 23, strike "severably" and insert "severally".
2. On page 3, line 2, strike "severably" and insert "severally"; in line 15, strike "that other" and insert "such"; in line 15, strike the comma; in line 19, insert "(1)" after "brought"; in line 20, strike the semicolon and insert ", (2)"; in lines 23 and 24, strike "; and," and insert ", and (3)"; and in line 24, strike "where the hospital is" and insert "a hospital".
3. On page 4, line 5, strike "that governing" and insert "the"; in line 6, strike "decided" and insert "decides"; and in line 10, strike "to" and insert "in".

LEGISLATIVE BILL 926. Placed on Select File as amended. Enrollment and Review amendment to LB 926:

1. In the title, lines 2 and 3, strike "metropolitan and primary classes" and insert "primary class".

LEGISLATIVE BILL 476. Placed on Select File as amended. Enrollment and Review amendments to LB 476:

1. On page 2, line 25, insert an underscored comma after "1971".
2. In the title, strike lines 4 to 7 and insert "Retirement Fund; to terminate funding of prior service benefits as".

LEGISLATIVE BILL 620. Placed on Select File as amended. Enrollment and Review amendment to LB 620:

1. On page 3, lines 17 and 18, strike ", and amendments thereto".

LEGISLATIVE BILL 355. Placed on Select File as amended.
Enrollment and Review amendment to LB 355:

1. In lieu of the Clark amendment, in standing committee amendment 1, line 3, insert "holes" after "exploration".

LEGISLATIVE BILL 734. Placed on Select File as amended.
Enrollment and Review amendment to LB 734:

1. In the title, line 4, insert "or lease-purchase" after "lease".

LEGISLATIVE BILL 474. Correctly engrossed.

LEGISLATIVE BILL 510. Correctly engrossed.

LEGISLATIVE BILL 512. Correctly engrossed.

LEGISLATIVE BILL 630. Correctly engrossed.

LEGISLATIVE BILL 986. Correctly engrossed.

LEGISLATIVE BILL 988. Correctly engrossed.

LEGISLATIVE BILL 1010. Correctly engrossed.

LEGISLATIVE BILL 1019. Correctly engrossed.

LEGISLATIVE BILL 195. Correctly enrolled.

LEGISLATIVE BILL 226. Correctly enrolled.

LEGISLATIVE BILL 248. Correctly enrolled.

LEGISLATIVE BILL 315. Correctly enrolled.

LEGISLATIVE BILL 387. Correctly enrolled.

LEGISLATIVE BILL 415. Correctly enrolled.

LEGISLATIVE BILL 478. Correctly enrolled.

LEGISLATIVE BILL 499. Correctly enrolled.

LEGISLATIVE BILL 513. Correctly enrolled.

LEGISLATIVE BILL 565. Correctly enrolled.

LEGISLATIVE BILL 633. Correctly enrolled.

LEGISLATIVE BILL 634. Correctly enrolled.

LEGISLATIVE BILL 680. Correctly enrolled.

LEGISLATIVE BILL 694. Correctly enrolled.

LEGISLATIVE BILL 750. Correctly enrolled.

LEGISLATIVE BILL 825. Correctly enrolled.

LEGISLATIVE BILL 874. Correctly enrolled.

LEGISLATIVE BILL 916. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 195, LB 226, LB 248, LB 315, LB 387, LB 415, LB 478, LB 499, LB 513, LB 565, LB 633, LB 634, LB 680, LB 694, LB 750, LB 825, LB 874, LB 916, and LR 47.

RESOLUTIONS

LEGISLATIVE RESOLUTION 51.

Mr. Kremer asked unanimous consent to add his name to LR 51. No objections. So ordered.

Mr. Kokes offered the following amendment which was adopted:
Amend LR 51 to read Eighty-Second Legislature, First Session and correct subparagraph (3) the word Legislative to read Legislature.

LR 51 found in the Legislative Journal on page 1463 for the Sixty-Ninth Day was adopted by a vote of 37 ayes, 0 nays and 12 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 626.

A BILL FOR AN ACT to amend sections 70-629 and 70-667, Reissue Revised Statutes of Nebraska, 1943, relating to public power and public power and irrigation districts; to provide for assessments; to confer on public power and public power and irrigation districts the powers granted in Chapters 46 and 31, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto; to provide duties for natural resources districts as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett
Clark
Hasebroock
Klaver
Mahoney
Nore
Simpson
Stull
Warner
Burbach
Craft
Holmquist
Kokes
Maresh
Orme
Skarda
Swanson
Whitney
Carpenter
DeCamp
Johnson
Kremer
Marvel
Proud
Snyder
Syas
Wiltse
Carsten
Duis
Kennedy
Lewis
Morgan
Savage
Stahmer
Waldron
Ziebarth
Chambers
Goodrich
Keyes
Luedtke
Moylan
Schmit
Stromer
Wallwey

Voting in the negative, 0.

Not voting, 5:

Carstens
Elrod
Epke
Kime
Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 653.

A BILL FOR AN ACT to amend section 16-115, 23-102, 23-1504, 46-1,132, 48-160, 60-1403, 75-105, 76-512, 77-1857, 81-873, and 84-402, Reissue Revised Statutes of Nebraska, 1943, relating to the seal; to authorize the use of ink stamp seals as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett
Clark
Goodrich
Keyes
Luedtke
Moylan
Schmit
Stromer
Wallwey
Burbach
Craft
Hasebroock
Klaver
Mahoney
Nore
Simpson
Stull
Warner
Carpenter
DeCamp
Holmquist
Kokes
Maresh
Orme
Skarda
Swanson
Whitney
Carsten
Duis
Johnson
Kremer
Marvel
Proud
Snyder
Syas
Wiltse
Chambers
Elrod
Kennedy
Lewis
Morgan
Savage
Stahmer
Waldron
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Carstens
Epke
Kime
Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 793. With emergency.

A BILL FOR AN ACT relating to charitable trusts which are private foundations within the meaning of the Internal Revenue Code of 1954; to provide for the regulation of such trust as prescribed; to provide for interpretation; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Barnett
Burbach
Carpenter
Carsten
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Carstens
Epke
Kime
Waldo

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 818. With emergency.

A BILL FOR AN ACT specifically to appropriate the sum of four thousand three hundred seventy-six dollars or so much thereof as may be necessary, out of the General Fund of the State of Nebraska to pay the premiums on the official bonds of the State Treasurer and deputy state treasurer for the term commencing January 7, 1971, and to pay the premium for a policy of insurance on money and securities in connection with the office of the State Treasurer, for the period ending January 9, 1975; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Barnett Burbach Carsten Chambers Clark
Craft DeCamp Duis Elrod Goodrich
Hasebroock Holmquist Johnson Kennedy Keyes
Klaver Kokes Kremer Lewis Luedtke
Mahoney Maresh Marvel Morgan Moylan
Nore Orme Proud Savage Schmit
Simpson Skarda Snyder Stahmer Stromer
Stull Swanson Syas Waldron Wallwey
Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 5:

Carpenter Carstens Epke Kime Waldo

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 873. With emergency.

A BILL FOR AN ACT relating to bonds; to authorize the Nebraska Highway Bond Commission, any county, city, village, school district, drainage district, irrigation district, public power district, public power and irrigation district, metropolitan utilities district, the Board of Regents of the University of Nebraska, the Board of Trustees of the Nebraska State Colleges, vocational technical colleges, sanitary and improvement districts, rural water districts, airport authorities, hospital authorities, or any other municipal corporation or governmental subdivision of the state which has the power to issue bonds or other evidences of indebtedness to issue bonds or other evidences of indebtedness to replace mutilated, destroyed, stolen or lost bonds or other evidences of indebtedness as prescribed; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Barnett Burbach Carsten Chambers Clark
Craft DeCamp Duis Elrod Goodrich
Hasebroock Holmquist Johnson Kennedy Keyes
Klaver Kokes Kremer Lewis Luedtke
Mahoney Maresh Marvel Morgan Moylan
Nore Orme Proud Savage Schmit

Simpson Skarda Snyder Stahmer Stromer
Stull Swanson Syas Waldron Wallwey
Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 5:

Carpenter Carstens Epke Kime Waldo

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 594. Enrollment and Review amendment found in the Legislative Journal on page 1443 for the Sixty-Ninth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 670. Enrollment and Review amendments found in the Legislative Journal on page 1443 for the Sixty-Ninth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 586. Enrollment and Review amendments found in the Legislative Journal on page 1443 for the Sixty-Ninth Day were adopted.

Messrs. Kennedy and Skarda offered the following amendments which were adopted:

1. Strike all the material in section 6 as subsection (5) on page 19 lines 19 to 23.
2. Renumber subsections 6, 7, and 8 of section 6 as subsections 5, 6, and 7 of section 6.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 587. Enrollment and Review amendments found in the Legislative Journal on page 1444 for the Sixty-Ninth Day were adopted.

Mr. Proud asked unanimous consent to print the following amendments in the Legislative Journal. No objections. So ordered.

Strike the Standing Committee amendments and insert:

1. Amend page 15, line 24, by striking "operation" and inserting "~~operation~~ operations".
2. Amend page 16, line 25, by striking "State" and show same as stricken matter.
3. Amend page 18 by striking lines 6 to 11 and inserting:

"(7) To the performance by a licensed dental hygienist, under the supervisions of a licensed dentist, of the oral prophylaxis procedure, which shall include the scaling and polishing of teeth and such additional procedures as are prescribed in accordance with rules and regulations adopted by the Department of Health; or

(8) To the performance by a dental auxiliary other than a licensed dental hygienist, under the supervision of a licensed dentist, of duties prescribed in accordance with rules and regulations adopted by the Department of Health.";

line 16 by striking "such" and show as stricken matter:
Lines 17 and 18 by striking "and other dental auxiliaries".

4. Amend page 19 by striking lines 1 to 16 and inserting:
"under the supervision of a licensed dentist may perform the scaling and polishing of teeth in the oral prophylaxis procedure and such additional procedures as are prescribed in accordance with rules and regulations adopted by the Department of Health, provided that only a licensed dentist or a licensed dental hygienist may perform the scaling and polishing of teeth in the oral prophylaxis procedure.

Sec. 13. Any licensed dentist, public institution or school may employ dental auxiliaries, in addition to licensed dental hygienists. Such dental auxiliaries, under the supervision of a licensed dentist, may perform such duties as are prescribed in accordance with rules and regulations adopted by the Department of Health; Provided, that only a licensed dentist or a licensed dental hygienist may perform the scaling and polishing of teeth in the oral prophylaxis procedure.

Sec. 14. The Board of Examiners in Dentistry shall recommend rules and regulations to the Department of Health governing the performance of duties by licensed dental hygienists and other dental auxiliaries. The Department of Health shall adopt rules and regulations for such purpose upon the recommendations being submitted by the Board of Examiners in Dentistry."

5. Renumber original section 13 as section 15.

Laid over.

LEGISLATIVE BILL 752. Enrollment and Review amendments found in the Legislative Journal on page 1445 for the Sixty-Ninth Day were adopted.

Mr. Carpenter offered the following amendment which was adopted:
Add the Emergency Clause.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 759.

Advanced to Enrollment and Review for engrossment.

VISITORS

Mr. Warner introduced 51 fifth grade students and their teachers, Mesdames Burst and Edwards and Mr. Stock of Eagle, Nebraska.

MOTION–Return LB 759 to Select File

Mr. Ziebarth moved to return LB 759 to Select File for the following specific amendment:

Strike the Carpenter amendment adopted April 14.

The motion to return prevailed with 25 ayes, 18 nays and 6 not voting.

SELECT FILE

LEGISLATIVE BILL 759. Mr. Ziebarth moved to adopt the above amendment.

Mr. Elrod requested a Call of the House. The Call showed 43 members present.

Mr. Elrod moved the Call be raised. The motion prevailed with 41 ayes, 0 nays and 8 not voting.

The Ziebarth amendment was adopted by a vote of 25 ayes, 17 nays and 7 not voting.

Advanced to Enrollment and Review for engrossment with 26 ayes, 12 nays and 11 not voting.

MOTION–Return LB 759 to Select File

Mr. Carpenter moved to return LB 759 to Select File for the following sepecific amendment:

Strike the enacting clause.

The motion lost with 13 ayes, 25 nays and 11 not voting.

MOTION–Return LB 462 to Select File

Mr. Warner moved to return LB 462 to Select File for the following specific amendment:

1. On page 2, strike section 1 and insert the following:

"Section 1. Beginning September 30, 1972, and on November 30, 1972, February 28, 1973, and June 30, 1973, and on the same dates thereafter, the State Treasurer shall place so much of all funds collected by a general sales tax and income tax into a special fund, to be known as the Public School Property Tax Relief Fund, as shall equal the amount necessary to provide aid to schools as provided by Chapter 79, article 13, Revised Statutes Supplement, 1969. Such amount to be placed in the Public School Property Tax Relief Fund shall be determined prior to such dates by the State Department of Education.".

2. Add a new section 2 to read as follows:

"Sec. 2. The funds each district as defined in section 79-1331, Revised Statutes Supplement, 1969, shall receive from the appropriation set forth in section 1 of this act shall be determined by calculating such district's share of the Public School Property Tax Relief Fund for the school year 1972-1973 on the same basis as its share of the amount of the appropriation to the School Foundation and Equalization Fund for the July 1, 1971 to June 30, 1972 fiscal year and divide such sum by four which will give the district's increase in state aid to education for the quarter for which the appropriation in section 1 of this act is made. The amount of such appropriation that shall be paid to a district shall be offset by a reduction in property taxes according to the following formula: (1) For districts in which the average assessed valuation is less than the state average:

$$\frac{\text{District's increase in state aid}}{\text{State average assessed valuation per pupil} \times \text{district's average daily membership}} \times 94\% = \text{Minimum reduction in General Fund levy}$$

(2) For districts in which the average assessed valuation is greater than the state average:

$$\frac{\text{Districts increase in state aid}}{\text{The district's Assessed Valuation}} \times 94\% = \text{Minimum reduction in General Fund levy}$$

Any district which fails to reduce its property tax levy by one of the formulas in subsections (1) or (2) of this section shall not receive any of the appropriation set forth in section 1 of this act.".

3. Redesignate section 2 as section 3.

4. Strike the emergency clause.

Mr. Carpenter requested a Call of the House. The Call showed 44 members present.

Mr. Carpenter moved the Call be raised. The motion prevailed with 29 ayes, 11 nays and 9 not voting.

The motion to return lost with 24 ayes, 16 nays and 9 not voting.

VISITORS

Mr. Syas introduced 16 students and their teachers, Messrs. Hillman and Ulmer, of St. Paul Luthern School, Omaha, Nebraska.

Mr. Fred Carstens introduced Mr. and Mrs. Roland Hardin of Blue Springs - Beatrice, Nebraska, FHA Farm Family of the Year for Nebraska, 1971, and their seven children; Sally, Rodney, Robert, Gail, Douglas, Randy and Gregory. Accompanying the group were Ray Lichtenwalter, County Supervisor for FHA from Beatrice and Kenneth Bowen, Former State Senator and now State Director for FHA.

Mr. Maresh introduced 18 fourth grade students and their teacher, Mrs. Hajny, of Clay Center School, Clay Center, Nebraska.

UNANIMOUS CONSENT–Unbracket LB 178 and LB 178A

Mr. Simpson asked unanimous consent to unbracket LB 178 and 178A and consider on Final Reading April 27. No objections. So ordered.

STANDING COMMITTEE REPORT

Revenue

LEGISLATIVE BILL 172. Placed on General File as amended.
Standing Committee amendment to LB 172:

1. Strike section 1 and insert:

"Section 1. That section 77-611, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-611. The State Board of Equalization and Assessment, after having valued and assessed all of the railroad property in this state, shall, within thirty days thereof, unless an appeal is taken from said assessment as provided in section 77-613, make return to the county clerk of each and every county in which any portion of the railroad property as designated in sections 77-609 to 77-620 may be located, to be used as the basis of levy for the county and governmental subdivisions through which any railroad or part thereof may extend; Provided, that in order to insure the uniform and equitable assessment of railroad property, adjustments shall be made in the amount of assessed value certifies to the county clerk when it is determined by the State Board of Equalization and Assessment that any class of property, real or personal, within such county has not been assessed in accordance with section 77-201, and if it is determined that any class of property, real or personal is being assessed at a rate of less than thirty per cent, the State Board of Equalization and Assessment shall adjust and reduce the per cent of assessment applied against railroad property to the same level of assessment for any such class of property within such county, and shall then certify the resulting adjusted assessed value to the county clerk as provided in this section. In determining whether real estate or any class of real estate within a county has been assessed in accordance with section 77-201, an assessment ratio shall be used, weighted to reflect the proportionate value which each class of real estate bears to the total value of real estate within the county.

Sec. 2. That section 77-1239, Revised Statutes Supplement, 1969, be amended to read as follows:

77-1239. The Tax Commissioner shall prepare a schedule of actual values upon the several types of motor vehicles already manufactured or being manufactured, except dealer's vehicles on hand, in accordance with section 77-201; Provided, that in order to insure the uniform and equitable assessment of motor vehicles, adjustments shall be made in the amount of assessed value certified to the county clerk as provided in section 77-1239.02 when it is determined by the State Board of Equalization and Assessment that any class of property, real or personal, within such county has not been assessed in accordance with section 77-201, and if it is determined that any class of property, real or personal, is being assessed at a rate of less than thirty per cent, the Tax Commissioner shall adjust and reduce the per cent of assessment applied against motor vehicles to the same level of assessment for any such class of property within such county, and shall then certify the resulting adjusted assessed value to the county clerk as provided in section 77-1239.02. In determining whether real estate, or any class of real estate, has been assessed in accordance with section 77-201, an assessment ratio shall be used, weighted to reflect the proportionate value which each class of real estate bears to the total value of real estate within the county.

Sec. 3. That section 77-1263, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-1263. It shall be the duty of the Tax Commissioner to make the computations required by section 77-1262 and to certify the results thereof to the various county assessors, who shall use such figures in the assessment of all livestock; Provided, that in order to insure the uniform and equitable assessment of livestock, adjustments shall be made in the amount of assessed value certified to the county clerk when it is determined by the State Board of Equalization and Assessment that any class of property, real or personal, within such county has not been assessed in accordance with section 77-201, and if it is determined that any class of property, real or personal, is being assessed at a rate of less than thirty per cent, the Tax Commissioner shall adjust and reduce the per cent of assessment applied against livestock to the same level of assessment for any such class of property within such county, and shall then certify the resulting adjusted assessed value to the county clerk. In determining whether real estate or any class of real estate within a county has been assessed in accordance with section 77-201, an assessment ratio shall be used, weighted to reflect the proportionate value which each class of real estate bears to the total value of real estate within the county.

Sec. 4. This act shall become operative on January 1, 1974.

Sec. 5. That original sections 77-611 and 77-1263, Reissue Revised Statutes of Nebraska, 1943, and section 77-1239, Revised Statutes Supplement, 1969, are repealed."

(Signed) Rudolf Kokes, Chairman

RECESS

At 11:48 a.m., on a motion by Speaker Hasebroock, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:02 p.m., President Marsh presiding.

The roll was called and all members were present except Messrs. Epke, Kennedy and Kime who were excused and Mr. Chambers who was excused until 2:30 p.m. and Mr. Waldo who was excused until 2:45 p.m.

MESSAGE FROM THE GOVERNOR

April 23, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
Legislative Chambers
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Reengrossed Legislative Bill No. 591, and Engrossed Legislative Bills Nos. 78, 374, 401, 435, 530, 535, 547, 554, 564, 568, 579, 599, 614, 615, 645, 654, 660, 660A, 675, 720, 725, 725A, 726, 847, 858, and 962. These bills were signed by me on April 23, 1971 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

COMMUNICATION

April 22, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State Capitol Building
Lincoln, Nebraska

Dear Mr. Brown:

We would like to call the attention to the Legislature to the enclosed article on televised legislative converage (sic) as written by Joel Fowler and included in the Spring, 1970 issue of the publication entitled Static.

The Nebraska ETV Commission is delighted to be working cooperatively with the Legislature in presentation of this most important program service to the people of Nebraska via the Nebraska ETV Network. The Network continues to receive many excellent comments from viewers throughout every section of the State.

Sincerely,

(Signed) Jack McBride
General Manager
Nebraska Educational Television Commission

JMcB/ce
Enclosure

INVITATION

An invitation was extended to the members to attend the German Heritage Days Celebration in McCook on May 1 and 2, 1971.

STANDING COMMITTEE REPORTS

Constitutional Revision

LEGISLATIVE BILL 302. Placed on General File as amended.
Standing Committee amendments to LB 302:

1. On page 3, after line 6, insert the following:

"Article III, Sec. 10. Beginning with the year 1971, regular sessions of the Legislature shall be held annually, commencing at 12:00 o'clock (noon) on the first Tuesday in January of each year. The duration of regular sessions held shall not exceed ninety legislative days in odd-numbered years unless extended by a vote of four-fifths of all members elected to the Legislature, and shall not exceed sixty legislative days in even-numbered years unless extended by a vote of four-fifths of all members elected to the Legislature. Bills and resolutions under consideration by the Legislature upon adjournment of a regular session held in the odd-numbered year may be considered at the next regular session, as if there had been no such adjournment. ~~The Lieutenant Governor shall preside, but shall vote only when the Legislature is equally divided~~. A majority of the members elected to the Legislature shall constitute a quorum; the Legislature shall determine the rules of its procedings and be the judge of the election, returns, and qualifications of its members, shall choose its own officers, including a Speaker to preside. ~~when the Lieutenant Governor shall be absent, incapacitated, or shall act as Governor.~~ No member shall be expelled except by a vote of two-thirds of all members elected to the Legislature, and no member shall be twice expelled for the same offense. The Legislature may punish by imprisonment any person not a member thereof who shall be guilty of disrespect to the Legislature by disorderly or contemptuous behavior in its presence, but no such imprisonment shall extend beyond twenty-four hours at one time, unless the person shall persist in such disorderly or contemptous behavior.".

2. On page 5, after line 16 insert the following:

"Article IV, Sec. 16. ~~In case of the death, impeachment and notice thereof to the accused, failure to qualify, resignation, absence from the state, or other disability of the Governor, the powers, duties and emoluments of the office for the residue of the term, or until the disability shall be removed, shall devolve upon the Lieutenant Governor.~~ In case of the conviction of the Governor on impeachment, his removal from office, his resignation or his death, the Lieutenant Governor, the Speaker of the Legislature and such other persons designated by law shall in that order be Governor for the remainder of the Governor's term.

In case of the death of the Governor-elect, the

Lieutenant Governor-elect, the Speaker of the Legislature and such other persons designated by law shall become Governor in that order at the commencement of the Governor-elect's term.

If the Governor or the person in line of succession to serve as Governor is absent from the state, or suffering under an inability, the powers and duties of the office of Governor shall devolve in order of precedence until the absence of inability giving rise to the devolution of powers ceases. After January 1, 1975, the Lieutenant Governor shall serve on all boards and commissions in lieu of the Governor whenever so designated by the Governor, shall perform such duties as may be delegated him by the Governor, and shall devote his full time to the duties of his office.".

3. On page 5, line 19, strike ", 20,".

4. On page 5, after line 26, insert the following:

""Constitutional amendment to eliminate the
Lieutenant Governor as the presiding officer
of the Legislature.
For
Against" ".

(Signed) George Syas, Chairman

Agriculture and Recreation

LEGISLATIVE BILL 855. Advanced to General File and bracketed until next session.

(Signed) Loran Schmit, Chairman

VISITORS

Mr. Kokes introduced 19 students from St. Peter and Paul School and Rev. Father Thomas Mullowney, Sister Patricia Heirigs, Mr. and Mrs. Fred Schmidt and Mrs. Eugene Jorgensen from St. Paul, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 567. Title read. Explained.

Mr. Skarda offered the following amendment which was adopted by a vote of 21 ayes, 2 nays and 26 not voting:

Page 19, line 17, strike "(21)" and insert "(4)".

Mr. Skarda offered the following amendment which was adopted by a vote of 24 ayes, 11 nays and 14 not voting:

Effective date, January 1, 1972.

Mr. Skarda moved to advance to Enrollment and Review and requested a record vote.

Voting in the affirmative, 14:

Carpenter DeCamp Elrod Goodrich Keyes
Klaver Mahoney Morgan Savage Schmit
Skarda Stahmer Waldron Ziebarth

Voting in the negative, 26:

Barnett Burbach Carsten Carstens Craft
Hasebroock Holmquist Johnson Kokes Kremer
Lewis Luedtke Maresh Marvel Nore
Orme Proud Simpson Snyder Stromer
Stull Swanson Syas Wallwey Whitney
Wiltse

Not voting, 9:

Chambers Clark Duis Epke Kennedy
Kime Moylan Waldo Warner

The motion to advance failed with 14 ayes, 26 nays and 9 not voting.

Mr. Whitney moved to indefinitely postpone LB 567. The motion prevailed with 26 ayes, 15 nays and 8 not voting.

SPEAKER HASEBROOCK PRESIDING

LEGISLATIVE BILL 939. Title read. Explained. Standing Committee amendments considered. Laid over.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on April 26, 1971 at 9:30 a.m.: LB 398, LB 524, LB 576, LB 583, LB 641, LB 676, LB 682, LB 753, LB 766, LB 841, LB 883, LB 891, LB 912 and LB 917.

(Signed) Sandra Photen, Enrolling Clerk

ADJOURNMENT

At 3:50 p.m., on a motion by Mr. Carpenter, the Legislature adjourned until 9:00 a.m., Tuesday, April 27, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

SEVENTY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, April 27, 1971

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Marsh presiding.

PRAYER

Prayer was offered by Rev. Ronald L. Bump.

> O God, We're grateful for Life as we receive it from your Hand . . . As we now attempt to order this Life for the benefit of all whom we serve, precipitate in us that wisdom which is sensitive to your will and plans . . . Keep us from those errors which might thwart or oppress human personality, and teach us to strive for that society in which all are welcome members, participating with equal rights, responsibility, and respect . . . May our efforts reflect the very best we have to offer, to the glory of Thy Holy Name. Amen.

ROLL CALL

The roll was called and all members were present except Mr. Kennedy who was excused.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 586. Replaced on Select File as amended.
Enrollment and Review amendments to LB 586:

1. In the Kennedy-Skarda amendment 1, line 2, insert ", showing old matter as stricken" after "23".

2. In the Kennedy-Skarda amendment 2, insert parentheses around subsection numbers; and in line 2 insert ", showing old numbers as stricken and new numbers as added" after "6".

LEGISLATIVE BILL 636. Replaced on Select File as amended. Enrollment and Review amendment to LB 636:

1. In the title, line 5, insert "; to repeal sections 57-232 and 57-233, Reissue Revised Statutes of Nebraska, 1943" immediately after "penalties".

LEGISLATIVE BILL 588. Replaced on Select File as amended. Enrollment and Review amendment to LB 588:

1. In the title, line 4, insert "poultry or" after "hauling".

LEGISLATIVE BILL 756. Placed on Select File as amended. Enrollment and Review amendment to LB 756:

1. On page 3, line 10, reinstate "between the"; reinstate the stricken matter in lines 11 and 12 and in reinstated line 11, strike "fifty" and insert "~~fifty~~ sixty".

LEGISLATIVE BILL 791. Placed on Select File as amended. Enrollment and Review amendments to LB 791:

1. On page 3, lines 18 and 19, strike "the Interstate Motor Carriers Act, included in"; and strike line 20 and insert "and the".

2. For correlation purposes, on page 3, line 2, insert ", as amended by section 4, Legislative Bill 564, Eighty-second Legislature, First Session, 1971" after "1943"; and on page 4, line 24, strike "two dollars" and insert "four dollars; the process thus served shall indicate on the face of the document that it is served on the Secretary of State as agent for a nonresident defendant in an action for damages resulting from the use or operation of a motor vehicle".

3. On page 7, line 2, strike the comma; in line 4, strike "this act" and insert "sections 75-348 to 75-358"; and in line 21, strike "subsection" and insert "subdivision".

4. On page 8, lines 3 and 6, strike "this act" and insert "sections 75-348 to 75-358"; in line 4, strike "effect" and insert "collect"; strike lines 7 and 8 and insert "Sec. 4. That original sections 75-348"; and in line 9 insert ", and section 25-530, Reissue Revised Statutes of Nebraska, 1943, as amended by section 4, Legislative Bill 564, Eighty-second Legislature, First Session, 1971" after "1969".

5. In the title, strike lines 2 to 17 and insert:
"FOR AN ACT relating to motor carriers; to provide exemptions and exceptions; to provide requirements for the lawful operation of certain carriers; to provide for the designation of an agent and provide his duties; to amend sections 75-348 and 75-352, Revised Statutes Supplement, 1969, and section 25-534, Reissue Revised Statutes of Nebraska, 1943, as amended by section 4, Legislative Bill 564, Eighty-second Legislature, First Session, 1971; and to repeal the original sections.".

LEGISLATIVE BILL 856. Placed on Select File as amended.
Enrollment and Review amendment to LB 856:
1. In the title, line 5, strike "3 and Class 4" and insert "2 and 3".

LEGISLATIVE BILL 929. Placed on Select File as amended.
Enrollment and Review amendment to LB 929:
1. In new section 9, line 3, strike "cash".
2. In the title, line 5, insert "to redefine terms;" after the semicolon; and in line 11, insert "to provide for transition; to provide for a fund, its use and source; to provide an operative date;" after the semicolon.

LEGISLATIVE BILL 999. Placed on Select File as amended.
Enrollment and Review amendment to LB 999:
1. In the title, line 5, insert "for county buildings" after "appropriation"; and in line 7, strike "for county buildings" and insert "without a vote of the people".

LEGISLATIVE BILL 773. Placed on Select File as amended.
Enrollment and Review amendment to LB 773:
1. On page 3, line 6, strike "department" and insert "departments".

LEGISLATIVE BILL 1002. Placed on Select File as amended.
Enrollment and Review amendment to LB 1002:
1. On page 5, insert an underscored period after "days" in line 22; and in line 25, strike the period and show the same as stricken.

LEGISLATIVE BILL 520. Placed on Select File as amended.
Enrollment and Review amendment to LB 520:
1. In the title, strike lines 2 to 4 and insert:
"FOR AN ACT to amend section 42-318, Reissue Revised Statutes of Nebraska, 1943, relating to husband and wife; to eliminate an exception; and to repeal the original section, and also

section 43-322, Reissue Revised Statutes of Nebraska, 1943.".

LEGISLATIVE BILL 911. Placed on Select File.

LEGISLATIVE BILL 889. Placed on Select File as amended. Enrollment and Review amendments to LB 889:

1. In the Waldron amendment, line 4, strike the first period.

2. In the Waldron amendment 2, line 2, strike "salaries" and insert "salary".

3. In the title, strike lines 5 and 6 and through the semicolon in line 7 and insert "the Legislature; to provide that the salary of members of the Legislature shall be as set by law;".

LEGISLATIVE BILL 673. Placed on Select File as amended. Enrollment and Review amendment to LB 673:

1. In the title, line 6, strike "to"; and strike lines 7 and 8 and insert "to repeal the original section; and to declare an emergency.".

LEGISLATIVE BILL 695. Placed on Select File as amended. Enrollment and Review amendments to LB 695:

1. In new section 2, line 1, strike "Section" and insert "Sec." and supply paragraphing.

2. In the title, line 2, strike "sections 88-401 and" and insert "section"; and strike lines 4 to 8 and insert "to public warehouses; to require the State Railway Commission to prepare and furnish receipts; to provide for fees; to change registration provisions; and to repeal the original section.".

LEGISLATIVE BILL 721. Placed on Select File.

LEGISLATIVE BILL 792. Placed on Select File as amended. Enrollment and Review amendment to LB 792:

1. In the title, strike lines 4 and 5 and insert "insurance; to make revocation of certificates of authority permissive rather than mandatory; and to".

LEGISLATIVE BILL 303. Placed on Select File.

LEGISLATIVE BILL 339. Placed on Select File.

LEGISLATIVE BILL 502. Placed on Select File as amended. Enrollment and Review amendments to LB 502:

1. In standing committee amendment 1, line 3, insert a period after "Senator".

2. In the title, line 5, strike "eliminate the" and insert "repeal obsolete".

LEGISLATIVE BILL 504. Placed on Select File as amended.
Enrollment and Review amendments to LB 504:

(Note: There is a discrepancy in paging between the bill as introduced and as printed. Reference to page numbers in the standing committee and Syas amendments and the following amendments is to the bill as introduced.)

1. Strike the Whitney amendments.
2. In the title, line 5, strike "6,".

LEGISLATIVE BILL 94. Correctly engrossed.

LEGISLATIVE BILL 223. Correctly engrossed.

LEGISLATIVE BILL 224. Correctly engrossed.

LEGISLATIVE BILL 225. Correctly engrossed.

LEGISLATIVE BILL 475. Correctly engrossed.

LEGISLATIVE BILL 573. Correctly engrossed.

LEGISLATIVE BILL 666. Correctly engrossed.

LEGISLATIVE BILL 738. Correctly engrossed.

LEGISALTIVE BILL 996. Correctly engrossed.

LEGISLATIVE BILL 997. Correctly engrossed.

LEGISLATIVE BILL 1011. Correctly engrossed.

LEGISLATIVE BILL 626. Correctly enrolled.

LEGISLATIVE BILL 653. Correctly enrolled.

LEGISLATIVE BILL 793. Correctly enrolled.

LEGISLATIVE BILL 818. Correctly enrolled.

LEGISLATIVE BILL 873. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 626, LB 653, LB 793, LB 818, and LB 873.

MESSAGE FROM THE GOVERNOR

April 26, 1971

Mr. President, Mr. Speaker,
and Members of the Legislature
State House
Legislative Chambers
Lincoln, Nebraska

Dear Senators:

I am returning herewith LB 87 without my signature and with my objections. Despite strong sentiment in the Legislature to the contrary, I cannot agree to the fragmentation and fractionalization of the tax base as proposed. To earmark the expenditure of 30 millions of dollars which is to be extracted from a limited number of citizens is unacceptable by any standards. In my opinion, LB 87 is, for the most part, a hastily conceived measure; an unsound and unfair adventure in taxation and appropriation techniques.

I respectfully submit that should this proposal become law you would be setting a precedent that at first blush appears attractive, but one which eliminates reasonable approaches to fiscal management.

The Governor, most of the members of this Legislature, and certainly the overwhelming majority of the people of this state desire to hold the line on the primary source of state revenues.

We seriously jeopardize the prospects of holding the line on the sales and income taxes if we dilute, as proposed in LB 87, possible supplemental revenues of 30 millions of dollars as provided for special earmarking in this measure. Most of this revenue should be available to meet this state's future basic requirements. Have you, as Senators, considered what this amount of money could do in the next five years to reduce property tax loads by additional state aid to education with properly spelled out safeguards to reduce local taxes? I think not!

To me it is shocking that we seem to have some difficulty in this Legislature of passing a measure to eliminate the sales tax on food for the good of all the people while you exercise an unprecedented dash towards passage of LB 87 which would result in a multi-million tax dollar expenditure of unproven and non-priority needs.

I have advised you by letter last Wednesday, April 21, 1971, of a suggested compromise measure which adds reason and some sense of equality to the proposal. That was to place any such cigarette tax increases in the general fund or a sinking fund for capital construction. I remain open-minded with regard to some acceptable solution.

I call to your attention that you are committing construction of a field house, costing millions of dollars, without knowing even how many millions are required. The field house dollar needs should be reviewed and some plan developed, rather than the issuance of a blank check authorization.

Let us review, for the record, the situation with regard to field houses, and their financing, at the other Big Eight Conference institutions.

The following universities are using field houses that are not new:

Colorado
Kansas State
Oklahoma
Oklahoma State

The University of Kansas has recently completed a major addition to their facility all financed out of University athletic funds.

Similarly, Iowa State has just completed a new field house also financed by athletic funds and gifts.

Missouri, who is in the process of completing a new field house, used a combination of 12 million dollars in tax supported funds plus athletic funds. However, Missouri has been fair enough with their citizens not to tax only a minority for such an expensive undertaking.

It would seem reasonable to explore how much in funds might be expected and generated from the athletic programs of the University for such an endeavor. We should recognize that major additions were accomplished to Memorial Stadium without tax dollars through revenue bonds that are about to be completely retired. Could not such continuing revenue be employed for at least a portion of the costs of a new field house?

This administration is consolidating some of the scattered state offices presently renting space outside the Capitol Building. We will continue this effort in our search for realistic economics. The proposed state office building you have approved is not an economy measure.

We do not abandon the proposition that a new state office building may be advisable at some future date on the proposed site. We do reject the idea that is must be done now! We also reject the present state office building proposal for a structure estimated to cost approximately $35.00 per square foot when the most recent luxurious downtown office building in Lincoln was constructed for approximately $25.00 per square foot.

I do not take issue, but applaud your recommended expediture of $695,000 for a recreational building at the Beatrice State Home. However, the natural emotionalism of support for this facility should not be issued to assist in the "selling" of this 30 million dollar package.

With the demand by Nebraska citizens that we proceed with prudence and caution; with the recent actual figures indicating earlier income projections were overly optimistic; and with an obvious need to consider in the future an attempt at some type of property tax relief, I urge caution.

I ask your thoughtful reconsideration of this recently conceived proposal and obligation of committing such dollars to projects that obviously are not critical and should be funded only in a rational and orderly manner.

To, on the one hand be compelled because of fiscal responsibility to hold state government to a carefully developed budget, and on the other to commit construction as specified in LB 87 while other priority needs are asked to wait, is a position as Governor I cannot take. On behalf of the citizens you represent, I urge you to unemotionally reconsider the magnitude of your acts.

Sincerely yours,

(Signed) J. James Exon
Governor

JJE:fw

SPEAKER'S REPORT

In accordance with the provisions of Legislative Resolution 39 of the Eightieth Session, the following are designated to serve in an advisory capacity to the Commission on Law Enforcement and Criminal Justice on the proposed comprehensive revision of Nebraska Criminal Law:

Senator Wally Barnett, Jr.
Senator Claire W. Holmquist
Senator Richard F. Proud
Senator David H. Stahmer
Senator J. James Waldron

(Signed) William H. Hasebroock, Speaker

LOBBYIST REPORT

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of all lobbyists who have registered as of April 22, 1971. Further lists will be submitted on the last legislative day of each week, until all registrations are completed.

(Signed) Vincent D. Brown
Clerk of the Legislature

As of April 22, 1971

Robinson, Leslie - Kearney, Carrole Thompson Company

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 178.

A BILL FOR AN ACT to amend section 43-611, Reissue Revised Statutes of Nebraska, 1943, and section 43-615, Revised Statutes Supplement, 1969, relating to infants; to provide for payment of exactly four hundred dollars by the State Department of Education to the school district for each trainable mentally retarded child enrolled; to provide for contracting with other agencies; to provide for reimbursement to educational service units; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett Burbach Carpenter Carsten Carstens
Chambers Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Holmquist Johnson
Keyes Klaver Kokes Kremer Lewis
Luedtke Mahoney Maresh Morgan Moylan
Nore Proud Savage Schmit Simpson
Skarda Snyder Stahmer Stromer Stull
Swanson Syas Waldo Waldron Warner
Whitney Wiltse Ziebarth

Voting in the negative, 3:

Clark Marvel Orme

Not voting, 3:

Kennedy Kime Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 178A. With Emergency.

A BILL FOR AN ACT to appropriate one hundred eighty-nine thousand four hundred ninety-six dollars from the state General Fund for the period of July 1, 1971 to June 30, 1972, to the State Department of Education for Program 292 to aid in carrying out the provisions of Legislative Bill 178, Eighty-second Legislature, First Session; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Barnett Burbach Carpenter Carsten Chambers
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Johnson Keyes
Klaver Kokes Kremer Lewis Luedtke

Mahoney Maresh Morgan Moylan Nore
Proud Savage Schmit Simpson Skarda
Snyder Stahmer Stromer Stull Swanson
Syas Waldo Waldron Warner Whitney
Wiltse Ziebarth

Voting in the negative, 3:

Clark Marvel Orme

Not voting, 4:

Carstens Kennedy Kime Wallwey

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 427. With emergency.

A BILL FOR AN ACT to amend sections 28-1212, 28-1213, and 28-1214, Revised Statutes Supplement, 1969,relating to crimes and punishments; to change offenses and penalties concerning checks and similar instruments; to provide a fee; to provide for prosecutions; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 47:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Duis
Elrod Epke Goodrich Hasebroock Holmquist
Johnson Keyes Kime Klaver Kokes
Kremer Lewis Luedtke Mahoney Maresh
Marvel Morgan Moylan Nore Orme
Savage Schmit Simpson Skarda Snyder
Stahmer Stromer Stull Swanson Syas
Waldo Waldron Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 2:

Kennedy Proud

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 436. With emergency.

A BILL FOR AN ACT relating to criminal procedure; to provide for the right to speedy trial as prescribed; to repeal sections 29-1202, 29-1203, and 29-1204, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 48:

Barnett
Burbach
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 1:

Kennedy

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 678.

A BILL FOR AN ACT to amend section 39-771, Revised Statutes Supplement, 1969, and section 39-741, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 396, Eighty-second Legislature, First Session, 1971, relating to highways; to redefine terms relating to rules of the road and motor vehicles as prescribed; to provide an exception; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Barnett
Burbach
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
Duis
Elrod

Epke Goodrich Hasebroock Holmquist Johnson
Keyes Kime Klaver Kokes Kremer
Lewis Luedtke Mahoney Maresh Marvel
Morgan Moylan Nore Orme Proud
Savage Schmit Simpson Skarda Snyder
Stahmer Stromer Stull Swanson Syas
Waldo Waldron Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 2:

DeCamp Kennedy

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 757. With emergency.

A BILL FOR AN ACT relating to insurance; to prohibit payment of commissions to persons not agents or brokers; to change licensing requirements as prescribed; to provide for examinations, personnel and procedure; to provide for license revocation under certain conditions; to amend sections 44-147, 44-332, 44-333, 44-334, 44-339, and 44-341, Reissue Revised Statutes of Nebraska, 1943, and sections 44-330 and 44-333.02, Revised Statutes Supplement, 1969; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Burbach Carpenter Carsten Carstens Chambers
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Holmquist Johnson
Keyes Kime Kokes Kremer Lewis
Luedtke Mahoney Maresh Marvel Moylan
Orme Proud Savage Schmit Simpson
Skarda Snyder Stahmer Stromer Stull
Swanson Syas Waldo Waldron Wallwey
Warner Wiltse Ziebarth

Voting in the negative, 2:

Barnett Klaver

Not voting, 4:

Kennedy
Morgan
Nore
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 811.

A BILL FOR AN ACT relating to game and fish; to provide protection for the homing pigeon as prescribed; to provide for violation; and to provide penalties.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Burbach
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 2:

Barnett
Kennedy

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 839.

A BILL FOR AN ACT to amend section 75-128, Revised Statutes Supplement, 1969, relating to the State Railway Commission; to provide an exception for the time of preparation of the transcript; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 48:

Barnett
Burbach
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 1:

Kennedy

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 593. With emergency.

A BILL FOR AN ACT to repeal section 53-160.02, Reissue Revised Statutes of Nebraska, 1943, relating to liquor; to restate that the impact of taxes levied by section 53-160, Reissue Revised Statutes of Nebraska, 1943, is on those engaging in business as a manufacturer or as a distributor at wholesale; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 36:

Burbach
Carpenter
Carsten
Carstens
Craft
DeCamp
Duis
Elrod
Holmquist
Johnson
Keyes
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Moylan
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney

Voting in the negative, 0.

Not voting, 13:

Barnett
Chambers
Clark
Epke
Goodrich

Hasebroock	Kennedy	Kime	Morgan	Nore
Stromer	Wiltse	Ziebarth		

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

VISITORS

Mr. Warner introduced eight ladies of the Busy Belles Extension Club of Lincoln, Nebraska.

Mr. Savage introduced 126 students of Central High School and their teacher Verona Jerabeh from Omaha, Nebraska.

RESOLUTIONS

LEGISLATIVE RESOLUTION 52.

Introduced by Don Elrod, 35th District; Ellen Craft, 45th District; Herb Nore, 22nd District; E. Thome Johnson, 15th District; Gerald Stromer, 36th District.

WHEREAS, the prime intent of Amtrax, formerly Railpax, is to restore, preserve and provide first-class rail passenger service nationwide; and

WHEREAS, Amtrax, formerly Railpax, the government operated and sponsored rail passenger service is scheduled to take effect May 1, 1971; and

WHEREAS, the State of Nebraska stands to lose in rail passenger service and revenue; and

WHEREAS, the state can illafford the loss of rail passenger service and loss of revenue in the form of tax money.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. Memorialize the Congress of the United States to extend the effective date of Amtrax, formerly Railpax.
2. Memorialize the Congress of the United States to return to the original intent of the bill which created Amtrax, formerly Railpax.

Laid over.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on April 27, 1971 at 9:45 a.m.: LB 195, LB 226, LB 248, LB 315, LB 387, LB 415, LB 478, LB 499, LB 513, LB 565, LB 633, LB 634, LB 680, LB 694, LB 750, LB 825, LB 874 and LB 916.

(Signed) Barbara Jackson, Enrolling Clerk

MOTION–Override Governor's Veto

Mr. Luedtke moved to override the Governor's veto on LB 87.

Mr. Skarda moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 42 ayes, 0 nays and 7 not voting.

Whereupon the President stated: "The question shall be, 'Shall the bill pass, notwithstanding the objections of the Governor?' "

Mr. Luedtke requested a Call of the House. Mr. Luedtke moved the Call be raised. The motion prevailed with 48 ayes, 0 nays and 1 not voting.

Voting in the affirmative, 31:

Barnett
Burbach
Carpenter
Carsten
Carstens
Clark
Craft
Duis
Goodrich
Hasebroock
Holmquist
Johnson
Keyes
Kime
Kremer
Lewis
Luedtke
Mahoney
Morgan
Moylan
Nore
Orme
Savage
Schmit
Simpson
Snyder
Swanson
Syas
Waldron
Whitney
Wiltse

Voting in the negative, 14:

Chambers
Elrod
Epke
Klaver
Kokes
Marvel
Proud
Skarda
Stahmer
Stromer
Stull
Wallwey
Warner
Ziebarth

Not voting, 4:

DeCamp
Kennedy
Maresh
Waldo

Having received a constitutional three-fifths majority voting in the affirmative, the bill passed notwithstanding the objections of the Governor.

SELECT FILE

LEGISLATIVE BILL 587. The Proud amendments found in the Legislative Journal on page 1479 for the Seventieth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 462. Enrollment and Review amendments found in the Legislative Journal on page 1471 for the Seventieth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 238. Enrollment and Review amendments found in the Legislative Journal on page 1471 for the Seventieth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 679. Enrollment and Review amendments found in the Legislative Journal on page 1471 for the Seventieth Day were adopted.

Mr. Carpenter offered the following amendment which was adopted by unanimous consent:

Add the emergency clause.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 549. Enrollment and Review amendments found in the Legislative Journal on page 1472 for the Seventieth Day were adopted.

Mr. Carpenter offered the following amendment which was adopted by unanimous consent:

Add the emergency clause.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 747. Enrollment and Review amendments found in the Legislative Journal on page 1473 for the Seventieth Day were adopted.

Mr. Barnett offered the following amendment which was adopted by unanimous consent:

Amend the amendment found in the Legislative Journal, on page 1044, for the Fifty-third Day, as adopted by action shown on page 1333, for the Sixty-fourth Day, by striking, "created an urban renewal authority pursuant to the provisions of the Urban Renewal and Redevelopment Law", and inserting in lieu thereof, "completed an approved workable program or is in the process of the preparation of such a program"

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 908. Enrollment and Review amendments found in the Legislative Journal on page 1473 for the Seventieth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 926. Enrollment and Review amendment found in the Legislative Journal on page 1473 for the Seventieth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 476. Enrollment and Review amendments found in the Legislative Journal on page 1473 for the Seventieth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 620. Enrollment and Review amendment found in the Legislative Journal on page 1473 for the Seventieth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 355. Enrollment and Review amendment found in the Legislative Journal on page 1474 for the Seventieth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 734. Enrollment and Review amendment found in the Legislative Journal on page 1474 for the Seventieth Day was adopted.

Advanced to Enrollment and Review for engrossment.

VISITORS

Mr. Keyes introduced 26 fourth grade students from Carriage Hill School, Papillion, Nebraska, and their teacher, Mrs. McCurry.

Mr. Holmquist introduced 28 students from Districts 40 and 48, Oakland, Nebraska, and their teachers, Mrs. Francis Larson and Mrs. Leonard C. Johnson.

UNANIMOUS CONSENT–Unbracket LB 237

Mr. Stahmer asked unanimous consent to unbracket LB 237. No objections. So ordered.

MOTION–Return LB 237 to Select File

Mr. Stahmer moved to return LB 237 to Select File for the following specific amendment:

In the previous amendment adopted on Select File, after "city" strike "council may" and insert shall.

The motion to return prevailed with 27 ayes, 0 nays and 22 not voting.

SELECT FILE

LEGISLATIVE BILL 237. Mr. Stahmer moved to adopt the above amendment.

Mr. Stahmer requested a Call of the House. The Call showed 33 members present.

Mr. Klaver moved to raise the Call. The motion prevailed with 32 ayes, 0 nays and 17 not voting.

The Stahmer amendment was adopted by a vote of 28 ayes, 0 nays and 21 not voting.

Advanced to Enrollment and Review for engrossment.

STANDING COMMITTEE REPORT

Revenue Committee

STATEMENT ON LB 172.

To correct an error made on the Committee Statement on LB 172 dated April 26, 1971, which stated that there was no opposition to the bill: Arnold Ruhnke, representing the Nebraska Association of County Officials, appeared in opposition to the bill and its amendments.

April 27, 1971 Rudolf C. Kokes, Chairman

UNANIMOUS CONSENT—Order of Day

Mr. Carpenter asked unanimous consent to place LB 679A and LB 680A at the top of General File. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 679A. Title read. Explained.

Mr. Carpenter offered the following amendment which was adopted:
On page 2, line 8, strike the period and insert the following:
" ; Provided, personal services expenditures shall not
exceed eight thousand four hundred and sixteen dollars."

Advanced to Enrollment and Review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 680A. Title read. Explained.

Mr. Carpenter offered the following amendment which was adopted:
On page 2, line 10, strike the period and insert the following:
" ; Provided, personal services expenditures shall not
exceed ninety-seven thousand two hundred dollars."

Advanced to Enrollment & Review with 32 ayes, 0 nays and 17 not voting.

RECESS

At 11:57 a.m., on a motion by Speaker Hasebroock, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:02 p.m., President Marsh presiding.

The roll was called and all members were present except Mr. Kennedy who was excused.

RESOLUTIONS

LEGISLATIVE RESOLUTION 53.

Introduced by John DeCamp, 40th District.

WHEREAS, this body on April 27, 1971, passed LB 427 into law; and

WHEREAS, LB 427 is the latest expression of legislative intent with respect to insufficient fund and no-account checks; and

WHEREAS, many prisoners presently incarcerated in the Nebraska Penal and Correctional Complex might not have been so incarcerated if they had been prosecuted under this latest expression of legislative intent; and

WHEREAS, this group of prisoners represents a drain of tax monies inconsistent with the latest legislative intent; and

WHEREAS, this body seeks to relieve the Nebraska taxpayer of every unnecessary tax burden;

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Board of Pardons review the case of each prisoner presently incarcerated in the Nebraska Penal and Correctional Complex for insufficient fund and no-account check offenses.
2. And if any of these prisoners would not have been so incarcerated if prosecuted under the provisions of LB 427, the Board shall give special study to their case with an end toward giving retroactive effect to LB 427.

Laid over.

GENERAL FILE

LEGISLATIVE BILL 110. Title read. Explained.

Mr. Holmquist moved to indefinitely postpone LB 110.

Mr. DeCamp moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 28 ayes, 10 nays and 11 not voting.

The motion to indefinitely postpone prevailed with 24 ayes, 22 nays and 3 not voting.

UNANIMOUS CONSENT–Withdraw LB 389

Mr. Chambers asked unanimous consent to withdraw LB 389. Laid over.

GENERAL FILE

LEGISLATIVE BILL 939. Considered.

Mr. Stahmer offered the following amendment to the Standing Committee amendments which was adopted:

Page 7, line 3, after "appointed by him" insert a period, and strike from the on line 3, and all of lines 4 to 22, inclusive, and on line 23, delete "to four year terms."

Mr. Whitney offered the following amendment to the Standing Committee amendments which was adopted:

Page 6, line 9, by inserting the following words after the word Governor, "subject to the approval of the Legislature."

Mr. Stahmer offered the following amendment to the Standing Committee amendments which was adopted by a vote of 23 ayes, 12 nays and 14 not voting:

Page 13, line 1, after "pollution," strike Provided, that such standards or criteria and strike all of lines 2 through 6, inclusive.

The Standing Committee amendments found in the Legislative Journal on page 1294 for the Sixty-Third Day were adopted as amended by a vote of 40 ayes, 1 nay and 8 not voting.

Mr. Proud moved to indefinitely postpone LB 939. The motion lost with 5 ayes, 36 nays and 8 not voting.

Advanced to Enrollment & Review with 38 ayes, 5 nays and 6 not voting.

BIRTHDAYS

The members sang Happy Birthday to Lt. Governor Marsh and a belated Happy Birthday to Senator Duis.

VISITORS

Mr. Stull introduced Mr. and Mrs. Pat Sherlock of Alliance, Nebraska and Mrs. John Berckner of Lincoln, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 879. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 1383 for the Sixty-Sixth Day was rejected by a vote of 3 ayes, 24 nays and 22 not voting.

Mr. Goodrich moved to indefinitely postpone LB 879. The motion prevailed with 26 ayes, 12 nays and 11 not voting.

LEGISLATIVE BILL 1003. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page

1188 for the Fifty-Ninth Day were adopted.

Advanced to Enrollment & Review with 28 ayes, 4 nays and 17 not voting.

UNANIMOUS CONSENT–Print in Journal

Mr. F. Carstens asked unanimous consent to print the following amendments to LB 330 in the Journal. No objections. So ordered.

Amendment No. 1:

Amend original section 17, page 11, by striking the original material and inserting in lieu thereof the following material:

Section 19. It shall be unlawful for any person to shoot, take, hunt or kill or to attempt to shoot, take, hunt or kill any wild animal or bird from or with a snowmobile or for any person to carry or possess any shotgun or rimfire rifle while operating or riding on a snowmobile, or for any person to carry or possess any firearm, bow and arrow or other projectile device on a snowmobile unless such bow and arrow or projectile device is enclosed in a carrying case or such firearm is unloaded and enclosed in a carrying case.

Amendment No. 2:

Amend Section 7, L.B. 330, by adding an additional subsection (4):

(4) Which are only operated on land owned or leased by the owner thereof.

Amendment No. 3:

Amend Section 14 to read as follows: Strike all of original Section 14 and substitute the following therefore:

Section 14. Nothing in this act shall prohibit the use of snowmobiles within the right-of-way of any state highway or other public road in any international or other sponsored contest, provided that prior written permission for such contests shall first be obtained by the sponsoring persons or group from the official or board having jurisdiction over the highway or public road upon which the contest is to be held. Any person or persons holding a snowmobile contest on any right -of-way of a public road or highway without first obtaining written permission for same shall be guilty of a misdemeanor and shall, upon conviction thereof, be punished as provided by this act. In permitting such contest, the official or board having jurisdiction may prescribe such restrictions or conditions as they may deem advisable.

Amendment No. 4:

Amend L.B. 330, original section 20, by adding the following material at the end of the section:

Any peace officer, including credentialed Conservation Officers of the Game and Parks Commission, is authorized and empowered to enforce the provisions of this act.

Amendment No. 5:

Amend L.B. 330, Section 13, by adding an additional subsection (6) to read as follows:

(6) It shall be unlawful to operate a snowmobile upon any private lands without first having obtained permission of the owner, lessee or operator of such lands.

Amendment No. 6:

Amend original Section 21, page 12, lines 17 through 19, by striking the following material: ~~in accordance with the procedure provided for equipment used in committing game and fish violations~~ and inserting in lieu thereof: by public auction which shall be conducted by the sheriff of the county in which said conviction occurred.

Amendment No. 7:

Amend page 10, Section 17, lines 21 to 23, by striking the following material:

"(2) public lands and water under the jurisdiction of the Game and Parks Commission, with the Commissioners permission: or"

Amendment No. 8:

Amend the original L.B. 330, Section 22, pages 12 and 13, by striking the entire Section 22.

Amendment No. 9:

Amend the committee amendments to LB 330 on page two to strike the committee amendment and restating the original language.

STANDING COMMITTEE REPORT

(Corrected)

Labor

LEGISLATIVE BILL 651. Advanced to General File as amended.
Standing Committee amendment to LB 651:

1. On page 5, line 16 after the semicolon insert "notwithstanding any of the foregoing provisions of this subsection, all colleges and universities in this state are institutions of higher education for purposes of this section;".
2. On page 9, line 9 strike "four or" and in line 10 strike "more individuals," and show as stricken.
3. On page 13, line 11 after "employer" insert ",other than service which is deemed employment under the provisions of subsections (2) and (3) (a) and (b) of this section or the parallel provisions of another state's law,".
4. On page 13, line 26 after the semicolon insert "(4) An American employer, for the purposes of this subsection, shall mean: (i) an individual who is a resident of the United States; (ii) a partnership if two-thirds or

more the partners are residents of the United States; (iii) a trust if all the trustees are residents of the United States; or (iv) a corporation organized under the laws of the United States or of any state; (5) The term United States for the purpose of this section includes the States, the District of Columbia, and the Commonwealth of Puerto Rico;".

5. On page 17, line 2 after "subdivision" strike "(1)" and insert "(i)".

6. On page 19, line 18 after "1954" insert ", except service performed after December 31, 1971 for a hospital or institution of higher education as provided by section 48-604 (4) (a)".

7. On page 20, line 14 strike "entirely" and insert "principally".

8. On page 24, line 20 strike "sections" and show as stricken and insert "services".

9. On page 26, line 3 strike "1,150.01" and insert "1,150.00".

10. On page 31 strike all of lines 2 and 3 and insert "and (3) notwithstanding any other provisions in this subdivision, no otherwise eligible individual shall be denied benefits with respect to any week in which he is in training with the approval of the commissioner, by reason of the application of the provisions in this subdivision relating to failure to apply for or a refusal to accept suitable work.".

11. On page 34, at the end of line 6 insert ", subsequent to December 31, 1971,", and in line 25 strike "exceeding" and insert "exceeded".

12. On page 36, line 17 insert a comma after "85".

13. On page 37, line 8 after "including" insert "dependents allowances and".

14. On page 38, line 24 after "claiming" insert "extended".

15. On page 40, line 15 to page 42, line 7 strike section 9 of the bill and renumber succeeding sections accordingly.

16. On page 43, line 2 after "account" insert "and two or more employers who are liable for payments in lieu of contributions may jointly apply to the commissioner for establishment of a group account for the purpose of sharing the cost of benefits paid that are attributable to service in the employ of such employers. The commissioner shall prescribe such regulations as he deems necessary with respect to applications for establishment, maintenance and termination of group accounts authorized by this subdivision.".

17. On page 45, line 8 strike "experience" and show as stricken.

18. On page 49, line 12 after "election." insert "Such determinations shall be subject to redetermination, appeal and review in accordance with the provisions of section 48-650.".

19. On page 52, line 21 strike "four" and show as stricken and insert "one" and in line 22 after "sections" insert "and there was no calendar quarter within the preceding calendar year in which such employer paid wages for employment in the total sum of fifteen hundred dollars or more; or if the employer is subject by reason of the provisions of section 48-603 (9), there were no twenty different days, each being in a difference calendar week, within the preceding calendar year within which such employer employed four or more individuals in employment subject to that section".

20. On page 55, line 2 strike "(iii), (iv), (v) and (vi)".

21. On page 59, line 3 strike "48-649,".

(Signed) Harold Moylan, Chairman

Agriculture and Recreation

LEGISLATIVE BILL 934. Indefinitely postponed.

LEGISLATIVE BILL 539. Indefinitely postponed.

(Signed) Loran Schmit, Chairman

ADJOURNMENT

At 4:04 p.m., on a motion by Mr. Mahoney, the Legislature adjourned until 9:00 a.m., Wednesday, April 28, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

SEVENTY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, April 28, 1971

Pursuant to adjournment the Legislature met at 9:05 a.m., President Marsh presiding.

PRAYER

Prayer was offered by Dr. Edward L. Jeambey.

> We acknowledge Thee as the Ever-Living one, ever present with the children of men, to direct, guide and sustain, according to thine own promises.
>
> Help us to keep off the paths on which we might go astray. Keep us on the roads that lead to righteousness and justice and abiding prosperity.
>
> In these days of national and international discord, and times of war and rebellion within and without the country, preserve us from national calamities, and from those national sins that lead to social disintegration and ultimate destruction.
>
> Make us all strong in the fear of God and the love of human brotherhood, and cause this nation to be a blessing to the less blest nations of the world.
>
> We ask these favors in the name of Jesus Christ our Lord. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Kennedy and Johnson who were excused and Mr. Mahoney who was excused until 9:30 a.m.

MEMBER EXCUSED

Mr. Barnett asked unanimous consent to be excused at 9:30 for the balance of the morning. No objections. So ordered.

REPORT OF SECRETARY OF STATE

April 27, 1971

Honorable Speaker and Members of the Legislature
Nebraska Unicameral Legislature
Capitol Building
Lincoln, Nebraska

Dear Speaker Hasebroock:

I am pleased to transmit herewith a certification under my signature that Legislative Bill 87 passed by the Nebraska Unicameral Legislature, over the Governor's Executive Veto was filed in my office on April 27, 1971 at 3:25 p.m. by the Clerk of the Legislature, Vincent D. Brown.

Attached to this communication is my certification.

Respectfully submitted,

(Signed) Allen J. Beermann
Secretary of State

Enclosure

CERTIFICATE

I, Allen J. Beermann, Secretary of State of the State of Nebraska do hereby certify that Legislative Bill 87 passed by the Unicameral Legislature, 82nd Legislature, First Session over the Executive Veto of the Governor, was filed in my office at 3:25 p.m. on April 27, 1971.

Legislative Bill 87 signed by the President and certified by the Clerk of the Legislature was filed in my office by Vincent D. Brown, the Clerk of the Legislature along with the appropriate certification signed by the President, Frank Marsh pursuant to R.R.S. 84-503.

Further, I hereby certify that inasmuch as L.B. 87 carried the emergency clause, I declare the Bill to be effective on and after April 27, 1971.

In Testimony Whereof, I have hereunto set my hand and affixed the Great Seal of the State of Nebraska.

Done at Lincoln this twenty-seventh day of April, in the year of our Lord, one thousand nine hundred and seventy-one.

(Signed) Allen J. Beermann
Secretary of State

(SEAL)

STANDING COMMITTEE REPORT

Constitutional Revision

LEGISLATIVE BILL 763. Placed on General File as amended.
Standing Committee amendment to LB 763:

1. On page 2, line 9, strike "by any reasonable means necessary,"; and in line 21 after "defense" insert "as determined by the courts under such rules as the Legislature may prescribe".

(Signed) George Syas, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 670. Correctly engrossed.

LEGISLATIVE BILL 752. Correctly engrossed.

LEGISLATIVE BILL 759. Correctly engrossed.

(Signed) Duke Snyder, Chairman

UNANIMOUS CONSENT–Expedite LB 939

Mr. Carpenter asked unanimous consent to expedite LB 939. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 282.

A BILL FOR AN ACT relating to ordinances; to shorten the period for publication and effectiveness of certain ordinances; to eliminate application to cities of the metropolitan and primary classes; to amend sections 16-405, 17-613, and 18-130, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Keyes
Kime	Klaver	Kokes	Kremer	Lewis
Luedtke	Maresh	Marvel	Morgan	Moylan
Nore	Orme	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Waldron
Wallwey	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 4:

Chambers	Johnson	Kennedy	Mahoney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 402. With emergency.

A BILL FOR AN ACT to amend section 39-727.14, Revised Statutes Supplement, 1969, relating to rules of the road; to change the provisions for suspension of an operator's license as prescribed; to provide penalties; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Keyes
Kime	Kokes	Kremer	Lewis	Luedtke
Maresh	Marvel	Morgan	Moylan	Nore
Orme	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldo	Waldron	Wallwey
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 5:

Chambers	Johnson	Kennedy	Klaver	Mahoney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 432.

A BILL FOR AN ACT relating to elections; to provide for caucuses to select candidates in villages and school districts of the second class as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Holmquist Keyes
Kime Klaver Kokes Kremer Lewis
Luedtke Maresh Marvel Morgan Moylan
Nore Orme Proud Savage Schmit
Simpson Skarda Snyder Stahmer Stromer
Stull Swanson Syas Waldo Waldron
Wallwey Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 4:

Chambers Johnson Kennedy Mahoney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 458.

A BILL FOR AN ACT to amend section 25-1152, Reissue Revised Statutes of Nebraska, 1943, relating to civil procedure; to extend exemption from civil liability to all persons; to eliminate the requirement of good faith; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Duis
Elrod Epke Goodrich Hasebroock Holmquist
Keyes Kime Klaver Kokes Kremer

Lewis Luedtke Maresh Marvel Morgan
Moylan Nore Orme Proud Savage
Schmit Simpson Skarda Snyder Stahmer
Stromer Stull Swanson Syas Waldo
Waldron Wallwey Warner Whitney Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Johnson Kennedy Mahoney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 497.

A BILL FOR AN ACT relating to cities of the second class and villages; to authorize such cities and villages to provide financial aid to potential medical and dental students under certain terms and conditions.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Holmquist Keyes
Klaver Kokes Kremer Lewis Luedtke
Maresh Marvel Morgan Moylan Nore
Orme Proud Savage Schmit Simpson
Skarda Snyder Stahmer Stromer Stull
Swanson Syas Waldo Waldron Warner
Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 6:

Chambers Johnson Kennedy Kime Mahoney
Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 523. With emergency.

A BILL FOR AN ACT relating to banks; to provide that banks may suspend business during an emergency and for other reasons; to provide for powers of the Director of Banking and officers of banks; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Burbach
Carpenter
Carsten
Carstens
Clark
Craft
DeCamp
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Keyes
Kime
Klaver
Kokes
Kremer
Luedtke
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Barnett
Chambers
Duis
Johnson
Kennedy
Lewis
Mahoney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 582. With emergency.

A BILL FOR AN ACT to amend section 79-201, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 211, Eighty-second Legislature, First Session, 1971, relating to schools; to provide for closing of all or part of a school district's schools in the event of failure to actually receive anticipated receipts; to provide for an exception in the length of a term of school; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 35:

Burbach
Carpenter
Carsten
Carstens
Craft
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Keyes
Kime
Klaver
Kremer
Lewis
Luedtke
Maresh
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Snyder
Stahmer
Stromer
Stull
Swanson

Waldo Waldron Warner Wiltse Ziebarth

Voting in the negative, 8:

Clark DeCamp Marvel Morgan Skarda
Syas Wallwey Whitney

Not voting, 6:

Barnett Chambers Johnson Kennedy Kokes
Mahoney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 796. With emergency.

A BILL FOR AN ACT relating to not for profit corporations which are private foundations within the meaning of the Internal Revenue Code of 1954; to restrict such corporations as prescribed; to provide for interpretation; to provide an exception; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Burbach Carpenter Carsten Carstens Clark
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Keyes Kime
Klaver Kokes Kremer Lewis Luedtke
Mahoney Maresh Marvel Morgan Moylan
Nore Orme Proud Savage Schmit
Simpson Skarda Snyder Stahmer Stromer
Stull Swanson Syas Waldo Waldron
Wallwey Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 4:

Barnett Chambers Johnson Kennedy

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 834.

A BILL FOR AN ACT to amend sections 25-1010, 26-151, and 27-410, Reissue Revised Statutes of Nebraska, 1943, relating to garnishments; to provide that the written interrogatories need not be verified; to provide a presumption; to provide penalties; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Burbach Carpenter Carsten Carstens Clark
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Keyes Kime
Klaver Kokes Kremer Lewis Luedtke
Mahoney Maresh Morgan Moylan Nore
Orme Proud Savage Schmit Simpson
Skarda Snyder Stahmer Stromer Stull
Swanson Syas Waldo Waldron Wallwey
Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 5:

Barnett Chambers Johnson Kennedy Marvel

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 845.

A BILL FOR AN ACT to amend section 19-1309, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages of particular classes; to clarify the use of all purpose levies by first and second class cities and villages; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Burbach Carpenter Carsten Carstens Craft
DeCamp Duis Epke Goodrich Hasebroock
Holmquist Keyes Kime Klaver Kokes
Kremer Lewis Luedtke Mahoney Maresh
Marvel Morgan Moylan Nore Orme
Proud Savage Schmit Simpson Skarda
Snyder Stahmer Stromer Stull Swanson
Syas Waldo Waldron Wallwey Warner
Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 6:

Barnett Chambers Clark Elrod Johnson
Kennedy

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 890.

A BILL FOR AN ACT to amend section 17-405.02, Reissue Revised Statutes of Nebraska, 1943, relating to second-class cities and villages; to redefine contiguous lands; and to repeal the original section.

Whereupon the President stated: "All provisions relative to procedure having been complied with the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Burbach Carpenter Carsten Carstens Clark
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Keyes Kime
Klaver Kokes Kremer Luedtke Mahoney
Maresh Marvel Morgan Moylan Nore
Orme Proud Savage Schmit Simpson
Skarda Snyder Stahmer Stromer Stull
Swanson Syas Waldo Waldron Wallwey
Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 5:

Barnett Chambers Johnson Kennedy Lewis

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 957.

A BILL FOR AN ACT to amend section 26-124, Reissue Revised Statutes of Nebraska, 1943, relating to municipal courts; to provide when the answer day shall be extended as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Burbach Carpenter Carsten Carstens Clark

Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Keyes Kime
Klaver Kokes Kremer Lewis Luedtke
Mahoney Maresh Marvel Morgan Moylan
Nore Orme Proud Savage Schmit
Simpson Skarda Snyder Stahmer Stromer
Stull Swanson Syas Waldo Waldron
Wallwey Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 4:

Barnett Chambers Johnson Kennedy

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 958.

A BILL FOR AN ACT to amend section 44-359, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to broaden the scope of the awarding of attorney fees as prescribed; to provide when no such fee shall be removed; and to repeal the original section, and also section 44-381, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Burbach Carsten Carstens Craft DeCamp
Duis Elrod Goodrich Hasebroock Holmquist
Keyes Klaver Kokes Kremer Lewis
Luedtke Mahoney Maresh Morgan Moylan
Orme Proud Savage Schmit Simpson
Skarda Snyder Stahmer Stromer Stull
Swanson Waldo Waldron Wallwey Warner
Whitney Wiltse Ziebarth

Voting in the negative, 3:

Carpenter Chambers Syas

Not voting, 8:

Barnett Clark Epke Johnson Kennedy
Kime Marvel Nore

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL961. With emergency.

A BILL FOR AN ACT to amend sections 69-109, 69-109.01, 69-110, and 69-111, Revised Statutes Supplement, 1969, relating to personal property; to clarify the provisions thereof; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Burbach Carpenter Carsten Carstens Clark
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Keyes Klaver
Kokes Kremer Luedtke Mahoney Maresh
Morgan Moylan Nore Orme Proud
Savage Schmit Simpson Skarda Snyder
Stahmer Stromer Stull Swanson Syas
Waldo Waldron Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 7:

Barnett Chambers Johnson Kennedy Kime
Lewis Marvel

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 981.

A BILL FOR AN ACT to amend section 77-2007, Reissue Revised Statutes of Nebraska, 1943, relating to inheritance tax; to change the provisions for exempting property as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Burbach Carpenter Carsten Carstens Clark
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Keyes Klaver

Kokes Kremer Lewis Luedtke Mahoney
Maresh Marvel Morgan Moylan Nore
Orme Proud Savage Schmit Simpson
Skarda Snyder Stahmer Stromer Stull
Swanson Syas Waldo Waldron Wallwey
Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 5:

Barnett Chambers Johnson Kennedy Kime

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 990. With emergency.

A BILL FOR AN ACT relating to taxation; to define terms; to exempt certain classes of personal property from taxation; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Burbach Carpenter Carsten Carstens Clark
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Keyes Kime
Klaver Kokes Kremer Lewis Luedtke
Mahoney Maresh Marvel Morgan Moylan
Nore Orme Proud Savage Schmit
Simpson Skarda Snyder Stahmer Stromer
Stull Swanson Syas Waldron Wallwey
Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 5:

Barnett Chambers Johnson Kennedy Waldo

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

VISITORS

Mr. Schmit introduced 25 students and their teacher, Judy Kabourlk of Bruno, Nebraska.

Mr. Duis introduced his wife, Mary, and her mother, Dede Trusdale of Topeka, Kansas.

Mr. Proud introduced his wife, Jean, and their daughter.

Mr. Chambers introduced 25 students of Project Excellence with their teachers, Messrs. Ware, Chambers and Poindexter and Mesdames Henderson and Johnson of Omaha, Nebraska.

Mr. Savage introduced 120 students and their teachers, Messrs. Haar, Strope and Caldwell of Burke Jr. High School, Omaha, Nebraska.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on April 28, 1971 at 9:25 a.m.: LB 653, LB 626, LB 793, LB 818, and LB 873.

(Signed) Barbara Jackson, Enrolling Clerk

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 594. Replaced on Select File as amended.
Enrollment and Review amendment to LB 594:

1. Renumber the emergency clause section as section 5.

LEGISLATIVE BILL 604. Placed on Select File as amended.
Enrollment and Review amendments to LB 604:

1. On page 3, line 10, insert "entity or" after "governmental"; and strike lines 19 to 23 and insert "Constitutional amendment to provide that the state or any local government may exercise any of its powers or perform any of its functions, including financing the same, jointly or in cooperation with any other governmental entity or entities, either within or without the state, except as the Legislature shall provide otherwise by law.".
2. In the title, strike lines 6 and 7 and insert "provide that the state or any local government may exercise any of its powers or perform any of its functions, including financing the same, jointly or in cooperation with any other governmental entity or".

LEGISLATIVE BILL 621. Placed on Select File.

LEGISLATIVE BILL 688. Placed on Select File as amended.
Enrollment and Review amendments to LB 688:

(Note: There is a discrepancy in paging between the bill as introduced and as printed. All references to pages in prior amendments and the following amendments are to the bill as introduced.)

1. On page 3 strike the sentence beginning in line 15.
2. On page 4, line 8, insert "and to eliminate conflicting provisions" after "Constitution".
3. In the title, line 9, insert "and to eliminate conflicting provisions" after "XIII".

LEGISLATIVE BILL 762. Placed on Select File as amended. Enrollment and Review amendment to LB 762:

1. On page 3, lines 4 and 12, strike "said" and insert "such".

LEGISLATIVE BILL 578. Placed on Select File as amended. Enrollment and Review amendment to LB 578:

1. In the title, line 4, insert "to provide for trial by the court without a jury in certain appeals;" after the semicolon.

LEGISLATIVE BILL 178. Correctly enrolled.

LEGISLATIVE BILL 178A. Correctly enrolled.

LEGISLATIVE BILL 427. Correctly enrolled.

LEGISLATIVE BILL 436. Correctly enrolled.

LEGISLATIVE BILL 593. Correctly enrolled.

LEGISLATIVE BILL 678. Correctly enrolled.

LEGISLATIVE BILL 757. Correctly enrolled.

LEGISLATIVE BILL 811. Correctly enrolled.

LEGISLATIVE BILL 839. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 178, LB 178A, LB 427, LB 436, LB 593, LB 678, LB 757, LB 811, LB 839 and LR 51.

RESOLUTIONS

LEGISLATIVE RESOLUTION 54.

Introduced by Duke Snyder, 14th District; Don Elrod, 35th District.

WHEREAS, the 1965 Legislature created the educational service units to provide supplementary educational services to local school districts of this state; and

WHEREAS, it was the intent of the Legislature to create these units as a middle echelon agency of sufficient size and valuation to provide these services on a more economical, efficient and effective basis than could be provided on a county level; and

WHEREAS, LB 998 of this Legislature provides that all counties in the State of Nebraska shall be a part of an educational service unit and an amendment to LB 998 states that educational service units shall be under the supervision of the State Board of Education; and

WHEREAS, with the passage of this bill there will be four administrative agencies, namely: The State Board of Education, educational service units, county superintendents, and local school districts, and two of these agencies serve the middle echelon, namely the county superintendent and the educational service unit, and the role and responsibilities of these agencies urgently need study and definition.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

That the Executive Board of the Legislative Council appoint an interim study committee whose duty it shall be to recommend to the 1972 Legislature specific responsibilities of the educational service units of the State of Nebraska as they relate to the various levels of administration in the system of education.

Referred to the Executive Board.

VISITORS

Mr. Kokes introduced 39 seniors with their teachers, Bev Walsh and Chuck Squier of Ord, Nebraska.

Mr. C. Carsten introduced Mr. D. R. "Skip" Finch, Superintendent of Plattsmouth High School.

Mr. Mahoney introduced 72 ninth grade students and their teachers, Sister Susan Stratman, Mr. Hruska and Miss More of Fremont, Nebraska.

Mr. Nore introduced 34 students and 6 teachers from the Columbus Opportunity Center.

RESOLUTIONS

LEGISLATIVE RESOLUTION 52. Mr. Elrod asked unanimous consent to lay over LR 52 found in the Legislative Journal on page 1504 for the Seventy-First Day until 2:00 p.m. today. No objections. So ordered.

LEGISLATIVE RESOLUTION 53. Mr. DeCamp moved to adopt LR 53 found in the Legislative Journal on page 1509 for the Seventy-First Day.

Mr. DeCamp requested a Call of the House. The Call showed 36 members present.

Mr. Klaver moved the call be raised. The motion lost with 17 ayes, 13 nays and 19 not voting.

Mr. Goodrich moved the call be raised. The motion prevailed with 30 ayes, 6 nays and 13 not voting.

The motion to adopt LR 53 prevailed with 26 ayes, 5 nays and 18 not voting.

Mr. DeCamp requested a copy of LR 53 be sent to the "Board of Pardons". So ordered.

SELECT FILE

LEGISLATIVE BILL 586. Enrollment and Review amendments found in the Legislative Journal on page 1490 for the Seventy-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 636. Enrollment and Review amendment found in the Legislative Journal on page 1491 for the Seventy-First Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 588. Enrollment and Review amendment found in the Legislative Journal on page 1491 for the Seventy-First Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 756. Enrollment and Review amendment found in the Legislative Journal on page 1491 for the Seventy-First Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 791. Enrollment and Review amendments found in the Legislative Journal on page 1491 for the Seventy-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 856. Enrollment and Review amendment found in the Legislative Journal on page 1492 for the Seventy-First Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 929. Enrollment and Review amendments found in the Legislative Journal on page 1492 for the Seventy-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 999. Enrollment and Review amendment found in the Legislative Journal on page 1492 for the Seventy-First Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 773. Enrollment and Review amendment found in the Legislative Journal on page 1492 for the Seventy-First Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1002. Enrollment and Review amendment found in the Legislative Journal on page 1492 for the Seventy-First Day was adopted.

Laid over.

LEGISLATIVE BILL 520. Enrollment and Review amendment found in the Legislative Journal on page 1492 for the Seventy-First Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 911. Mr. Goodrich offered the following amendment which was adopted:

Add the emergency clause.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 889. Enrollment and Review amendments found in the Legislative Journal on page 1493 for the Seventy-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 673. Enrollment and Review amendment found in the Legislative Journal on page 1493 for the Seventy-First Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 695. Enrollment and Review amendments found in the Legislative Journal on page 1493 for the Seventy-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 721.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 792. Enrollment and Review amendment found in the Legislative Journal on page 1493 for the Seventy-First Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 303.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 339.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 502. Enrollment and Review amendments found in the Legislative Journal on page 1493 for the Seventy-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 504. Enrollment and Review amendments found in the Legislative Journal on page 1494 for the Seventy-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

VISITORS

Speaker Hasebroock introduced seventh and eighth grade students from Stanton, Nebraska; their superintendent, Mrs. Bess Waring, and 8 teachers including Mrs. Myrna Vollbrecht who is the State President of the Ladies Auxiliary V.F.W.

Mr. Maresh introduced 24 students from Ong, Nebraska, and their teacher, Roine Birky.

Mr. Calvin Carsten introduced 32 students and their teacher, Miss Mildred Hall of Central Elementary School, Plattsmouth, Nebraska.

MOTION–Change Procedure

Mr. Goodrich moved that the Legislature discontinue the practice of singing "Happy Birthday" and replace it with a verbal notation from the Speaker. The motion failed by a vote of 7 ayes, 18 nays and 24 not voting.

GENERAL FILE

LEGISLATIVE BILL 822. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 1257 for the Sixty-First Day was adopted.

Mr. Goodrich moved to advance to E & R for review.

Mr. Goodrich requested a Call of the House. Mr. Goodrich moved the Call be raised. The motion prevailed with 25 ayes, 0 nays and 24 not voting.

Advanced to Enrollment and Review with 27 ayes, 0 nays and 22 not voting.

UNANIMOUS CONSENT—Withdraw LB 389.

Mr. Chambers renewed his request found in the Legislative Journal on page 1509 for the Seventy-First Day to withdraw LB 389. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 264. Mr. Keyes asked unanimous consent to take up LB 264 first on General File tomorrow. No objections. So ordered.

LEGISLATIVE BILL 330. Considered.

Mr. Snyder offered the following amendment which was adopted:
1. On page 11, line 26, after "intentionally" insert "pursue or".

Mr. F. Carstens asked unanimous consent to withdraw his amendments to LB 330 found in the Legislative Journal on page 1511 for the Seventy-First Day and to substitute the following new amendments. No objections. So ordered.

1. Strike Public Works Committee amendments 1, 2, 7 and 8.
2. In the Public Works Committee amendment 9, lines 15 and 16, strike "secretary" and insert "director".
3. On page 4, after line 22 insert:

"(4) Which are operated only on land owned or leased by the owner thereof.".

4. On page 8, after line 17 insert an additional subsection (6) to read as follows:

"(6) No person shall operate a snowmobile upon any private lands without first having obtained permission of the owner, lessee or operator of such lands.", and strike existing section 14 and insert the following:

"Sec. 14. Nothing in this act shall prohibit the use of snowmobiles within the right-of-way of any state highway or other public road in any international or other sponsored contest; Provided, that prior written permission for such contests shall first be obtained by the sponsoring persons or group from the official or board having jurisdiction over the highway or public road upon which the contest is to be held. Any person or persons holding a snowmobile contest on any right-of-way of a public road or highway without first obtaining written permission for same shall be guilty of a misdemeanor and shall, upon conviction thereof, be punished as provided by this act. In permitting such contest, the official or board having jurisdiction may prescribe such restrictions or conditions as they may deem advisable.".

5. On page 10, line 21 after the semicolon insert "or," and strike subsection (2) and renumber existing subsection (3) as subsection (2).

6. On page 11, strike the original section 19 and insert the following:

"Sec. 19. It shall be unlawful for any person to shoot, take, hunt or kill or to attempt to shoot, take, hunt or kill any wild animal or bird from or with a snowmobile or for any person to carry or possess any shotgun or rimfire rifle while operating or riding on a snowmobile, or for any person to carry or possess any firearm, bow and arrow or other projectile device on a snowmobile unless such bow and arrow or projectile device is enclosed in a car carrying case or such firearm is unloaded and enclosed in a carrying case.".

7. On page 12, line 8 after the period insert: "Any peace officer, including conservation officers of the Game and Parks Commission, may enforce the provisions of this act.", and in line 17 strike "in accordance with the procedure provided", strike all of line 18 and in line 19 strike "violations" and insert "by public auction which shall be conducted by the sheriff of the county in which such conviction occurred"; and strike section 22.

Laid over.

COMMITTEE MEETING—Executive Session

Mr. Marvel announced that the Appropriations Committee will meet at 2:00 p.m. today in the Supreme Court Hearing Room.

RECESS

At 11:55 a.m., on a motion by Mr. Syas, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:03 p.m., Speaker Hasebroock presiding.

The roll was called and all members were present except Messrs. Kennedy and Johnson who were excused and the Appropriations Committee who were excused until 3:25 p.m.

VISITORS

Mr. Swanson introduced students from Irving Jr. High, Lincoln, Nebraska, and their teachers, Libby Swanson, Lisa Rohran, Kathy Krumpacker and Dana Stevens.

Mr. Duis introduced 29 sixth grade students from Kenesaw, Nebraska, and their teacher, Gayle Osborn.

MESSAGE FROM THE GOVERNOR

April 27, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
Legislative Chambers
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills Nos. 398, 441, 524, 576, 583, 641, 676, 682, 753, 766, 841, 883, 891, 912, and 917. These bills were signed by me on April 26, 1971 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

MOTION—Introduce Bill

Mr. Swanson moved the introduction of a new bill by the Government and Military Affairs Committee to be known as LB 1024. The motion prevailed with 32 ayes, 0 nays and 18 not voting.

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1024. By the Government and Military Affairs Committee: Terry Carpenter, 48th District; William F. Swanson, 27th District;P. J. Morgan, 4th District; G. A. Goodrich, 20th District; John DeCamp, 40th District; Sam Klaver, 9th District; Fred Carstens, 30th District; Don Elrod, 35th District.

A BILL FOR AN ACT to authorize and direct the Governor to convey certain real estate to the city of Falls City, Nebraska, as prescribed; and to provide conditions.

REFERENCE COMMITTEE REPORT

LB 1024 was referred to General File.

(Signed) William F. Swanson, Chairman

UNANIMOUS CONSENT–Order of Business

Mr. Carpenter asked unanimous consent to bracket LB 1008, LB 844 and LB 79, in that order, on General File for Tuesday, May 3, 1971. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 52. Mr. Elrod moved to adopt LR 52 found in the Legislative Journal on page 1504 for the Seventy-First Day.

Mr. Klaver requested a record vote.

Voting in the affirmative, 9:

Craft
DeCamp
Elrod
Keyes
Mahoney
Moylan
Skarda
Stromer
Syas

Voting in the negative, 22:

Burbach
Carpenter
Carsten
Carstens
Epke
Goodrich
Hasebroock
Holmquist
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Maresh
Morgan
Schmit
Snyder
Stull
Swanson
Waldo
Warner

Not voting, 18:

Barnett
Chambers
Clark
Duis
Johnson
Kennedy
Marvel
Nore
Orme
Proud
Savage
Simpson
Stahmer
Waldron
Wallwey
Whitney
Wiltse
Ziebarth

The motion to adopt LR 52 failed with 9 ayes, 22 nays and 18 not voting.

GENERAL FILE

LEGISLATIVE BILL 330. Considered.

The F. Carstens amendments found in today's Legislative Journal on page 1534 were adopted.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 152. Considered.

The Carpenter amendment found in the Legislative Journal on page 1015 for the Fifty-First Day was adopted.

Mr. Goodrich asked unanimous consent to withdraw his amendments found in the Legislative Journal on page 1014 for the Fifty-First Day. No objections. So ordered.

Mr. Goodrich offered the following amendment which was adopted by a vote of 15 ayes, 7 nays and 27 not voting:

1. Amend the bill by striking section 2 and inserting the following sections 2 to 5 and renumbering original sections 3 and 4 as sections 6 and 7.

"Sec. 2. The Nebraska Investment Council, out of funds available to it, upon the application of any qualified lending agent as defined under the Federal Higher Education Act of 1965, may purchase all student loans which are federally guaranteed, as to principal and interest, and made to Nebraska residents attending Nebraska institutions, which are offered to the Nebraska Investment Council for purchase and shall give preference to such loans when an investment in such loans would be equally as good as any other investment; Provided, such offer shall be in amounts of five thousand dollars or more from a single lending agent.

Sec. 3. The Nebraska Investment Council may hold such loans or offer them for sale or resale on such terms and conditions as shall be negotiated with purchasers. Conditions of such sale or resale may be, but shall not be limited to, amounts to be retained for service, degree of servicing requirements, conditions of repurchase and responsibility for collection and reports to the guaranteeing agency of the federal government.

Sec. 4. The Nebraska Investment Council may negotiate with the Board of Trustees of the Nebraska State Colleges for the servicing of such loans which may be purchased by the council, retained in its investment portfolio or resold as provided in section 3 of this act. The council may require such security for the performance of the servicing duties as it may deem necessary to insure full compliance of a servicing agreement.

Sec. 5. The Nebraska Investment Council shall obtain the approval of the Department of Health, Education and Welfare, Office of Education, before purchasing, selling, or servicing loans pursuant to sections 2 to 5 of this act.".

2. On page 4, line 26, strike "shall" and insert "may".

Mr. Whitney offered the following amendment which was adopted:

1. Amend the Carpenter amendment 1 section 7, line 13 by striking the period and inserting "; Provided, that any investments made prior to the effective date of this act may be retained in kind, notwithstanding the provisions of section 72-1246, until such time as in the discretion of the Nebraska Investment Council same may be sold for the best advantage of the retirement fund.".

Mr. Carpenter offered the following amendment which was adopted:
Add the emergency clause.

PRESIDENT MARSH PRESIDING

Advanced to Enrollment & Review with 32 ayes, 1 nay and 16 not voting.

MEMBER EXCUSED

Mr. Kremer asked unanimous consent to be excused for the remainder of the day. No objections. So ordered.

VISITORS

Mr. Keyes introduced Mr. and Mrs. Arthur C. Grube, Papillion, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 404. Considered.

Mr. Swanson offered the following amendment which was adopted by a vote of 27 ayes, 11 nays and 11 not voting:

1. On page 2, line 7, after the period, insert "From the total amount of financial assistance to which each school district is entitled from the School Foundation and Equalization Fund, two dollars per pupil in average daily membership for the preceding school year shall be deducted

and placed in a special fund to be used for the purposes of this act.".

Mr. Swanson offered the following amendment which was adopted by a vote of 26 ayes, 10 nays and 13 not voting:

Strike the Standing Committee amendments.

Mr. Swanson offered the following amendment which was adopted:

Insert after line 18:

The Department may publish or cause to be published such information material as it deems necessary, and it may, at its discretion, charge appropriate fees therefore; and shall make such materials available at cost to all individuals, schools, private and public institutions, and organizations. The proceeds of all such fees paid to the Department shall be deposited in a Department of Education Fund and shall be used, by the Department, for publishing such information material.

Mr. Carpenter offered the following amendment which was adopted:

Page 4, Line 3, strike "at least one" and insert "each". Line 3, strike "service" insert system.

Mr. Whitney offered the following amendment which was adopted by a vote of 19 ayes, 8 nays and 22 not voting:

Insert after the Swanson amendment, "Provided any school district which cannot receive a satisfactory T.V. signal for a clear picture will not have the charge per pupil deducted from state aid.

Advanced to Enrollment & Review with 33 ayes, 2 nays and 14 not voting.

MEMBER EXCUSED

Mr. F. Carstens asked unanimous consent to be excused Friday, April 30, 1971. No objections. So ordered.

MOTION—Suspend Rules

Mr. Marvel moved to suspend the rules and introduce the following six bills from the Appropriations Committee and place them on General File and bracket for Monday, May 3, 1971. The motion prevailed with 36 ayes, 0 nays and 13 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1025. By the Appropriations Committee: Richard Marvel, 33rd District; Robert L. Clark, 42nd District; John S. Savage, 10th District; Fern Hubbard Orme, 29th District; Herb Nore, 22nd District.

A BILL FOR AN ACT making appropriations for the state government for the period July 1, 1971 to June 30, 1972; to recite limits and conditions on the expenditure of funds from the appropriations so made; and to declare an emergency.

LEGISLATIVE BILL 1026. By the Appropriations Committee: Richard Marvel, 33rd District; Robert L. Clark, 47th District; John S. Savage, 10th District, Fern Hubbard Orme, 29th District; Elmer Wallwey, 17th District; David H. Stahmer, 8th District.

A BILL FOR AN ACT to provide for the payment of the salaries of the officers of the Nebraska state government and payments to be made as provided by Chapter 68, article 6, Reissue Revised Statutes of Nebraska, 1943, for the year ending June 30, 1972; to provide for the payment thereof; and to declare an emergency.

LEGISLATIVE BILL 1027. By the Appropriations Committee: Richard Marvel, 33rd District; Robert L. Clark, 4th District; Fern Hubbard Orme, 29th District; Herb Nore, 22nd District; Elmer Wallwey, 17th District; David H. Stahmer, 8th District.

A BILL FOR AN ACT making appropriations for nonstate operational expenditures and governmental assistance for the fiscal year beginning July 1, 1971 and ending June 30, 1972; to recite limits and conditions on the expenditure of funds from the appropriations so made; and to declare an emergency.

LEGISLATIVE BILL 1028. By the Appropriations Committee: Richard Marvel, 33rd District; Robert L. Clark, 47th District; John S. Savage, 10th District; Fern Hubbard Orme, 29th District; Herb Nore, 22nd District; David H. Stahmer, 8th District; Ramey C. Whitney, 44th District; Elmer Wallwey, 17th District.

A BILL FOR AN ACT to amend Laws 1969, Chapter 484, section 1, relating to appropriations; to change appropriations; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1029. By the Appropriations Committee: Richard Marvel, 33rd District; Robert L. Clark, 47th District; John S. Savage, 10th District; Fern Hubbard Orme, 29th District; Elmer Wallwey, 17th District; David H. Stahmer, 8th District.

A BILL FOR AN ACT to amend section 2, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, sections 6, 17, 30, and 32, Legislative Bill 1096, Eightieth Session, Nebraska State Legislature, 1969, and section 58, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, relating to appropriation of funds not otherwise appropriated; to change appropriations as prescribed; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 1030. By the Appropriations Committee: Richard Marvel, 33rd District; Fern Hubbard Orme, 29th District; John S. Savage, 10th District; Robert L. Clark, 47th District; Elmer Wallwey, 17th District; David H. Stahmer, 8th District.

A BILL FOR AN ACT to amend sections 81-1302, 81-1303, 81-1304, 81-1305, 81-1306, 81-1307, 81-1310, 81-1311, 81-1312, and 81-1313, Revised Statutes Supplement, 1969, relating to the state personnel system; to create the Department of Personnel as prescribed; to redefine terms; to provide duties for the Director of Personnel as prescribed; to transfer the duties of state personnel service and Personnel Director to the Department of Personnel and Director of Personnel as prescribed; to provide for the salary of the Director of Personnel; and to repeal the original sections, and also section 81-1317, Revised Statutes Supplement, 1969.

ADJOURNMENT

At 4:13 p.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Thursday, April 29, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

SEVENTY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, April 29, 1971

Pursuant to adjournment the Legislature met at 9:02 a.m., President Marsh presiding.

PRAYER

Prayer was offered by Rev. Ronald L. Bump.

> O God, with the fever of life all around us we struggle to give meaningful form to our living . . . We rejoice with a solemn joy when we've been able to weave the tough fiber of love into the fabric of our society; we agonize, O God, over those moments when the needed answer seemed lost in our own inability to understand or to communicate . . . Thank you for the moments when we've been helpful; forgive us for those times when we've been in the way . . . And walk among us now, we pray, that what we do in word and deed may anticipate that day when Thy will shall be done in all places by all people . . . Amen.

ROLL CALL

The roll was called and all members were present except Mr. Chambers who was absent.

MEMBERS EXCUSED

Mr. Morgan asked unanimous consent to be excused on Friday, April 30. No objections. So ordered.

Mr. Waldron asked unanimous consent to be excused Friday, April 30, until 10:00. No objections. So ordered.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 587. Replaced on Select File as amended. Enrollment and Review amendment to LB 587:

1. The Proud amendments being identical to the Standing Committee amendments as amended by the Kennedy amendment, strike the Proud amendments and reinstate the Standing Committee amendments as amended by the Kennedy amendment and E & R amendments adopted 4/26/71.

LEGISLATIVE BILL 679. Replaced on Select File as amended. Enrollment and Review amendments to LB 679:

1. On page 3, insert "; and" at the end of line 16.
2. Add a new section to read:

"Sec. 9. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, line 5, strike the first "and"; and in line 6, insert "; and to declare an emergency" after "commission".

LEGISLATIVE BILL 549. Replaced on Select File as amended. Enrollment and Review amendments to LB 549:

1. In line 8 of E & R 1, adopted 4/27, strike "line 11" and insert "line 10"; and in lines 7 and 10, insert a comma after "1971".
2. Add a new section to read:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, line 6, strike "and"; and in line 7, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 747. Replaced on Select File as amended. Enrollment and Review amendment to LB 747:

1. In the title, as amended, strike "where an urban renewal authority has been created" and insert "as prescribed".

LEGISLATIVE BILL 237. Replaced on Select File as amended. Enrollment and Review amendment to LB 237:

1. In the title, line 2, strike "section 14-102" and insert "sections 14-102 and 14-3,103"; in line 7, insert "to provide a duty respecting sidewalks;" after the semicolon; and in line 8, strike "section" and insert "sections".

LEGISLATIVE BILL 921. Placed on Select File as amended. Enrollment and Review amendments to LB 921:

(Note: All references in the following amendments and accompanying certificate are to the Skarda amendments or the amendments thereto except amendment 16.)

1. Strike the amendment to the title page.

2. In section 1, line 4, strike "said" and insert "such".

3. In line 1 of sections 2 to 16, strike "Section" and insert "Sec.".

4. In section 2, redesignate subdivisions as (1) to (4); in lines 6 and 8, strike "and" and insert "or"; in lines 9 and 11, strike the period and insert a semicolon; in line 16, strike the period and insert "; and"; in line 10, strike "A part time" and insert "Part-time"; in line 15, strike "which" and insert "as"; and in line 17 insert "the" after "mean".

5. In section 3, line 3, strike "herein provided" and insert "provided in this act".

6. In section 4, line 4, strike "deed" and insert "deeds"; in lieu of the Mahoney amendment, in line 6, insert ", no two of whom shall be from the same office," after "employees"; in line 9, strike "provided, the county board shall" and insert "with the county board to"; in lines 11 and 12, strike "set forth in this section"; in lines 15, 17, and 18 and 19, strike "from the effective date of this act"; in line 16 and lines 17 and 18, strike "the initial term of office of"; in line 20, strike "herein" and insert "in this section"; and in line 24, insert "the" after "of".

7. In section 5, line 1, strike "such" and insert "the"; in line 4, strike "County Board of Commissioners" and insert "county board"; and in line 6, strike "herein" and insert "in this act".

8. In section 6, line 7, strike "herein" and insert "in this act".

9. In section 7, lines 1 and 6, strike the comma; in lieu of the Goodrich amendment, in lines 14 and 16, strike "may" and insert "shall"; and in line 22, strike "that" and insert "as".

10. In section 9, line 1, strike "at" and insert "on".

11. In section 10, line 7, strike "said" and insert "such"; in line 13, strike "the said" and insert "such"; and in line 15, strike "herein" and insert "in this section".

12. In section 11, line 9, strike "as herein provided"; in line 11, strike "herein provided" and insert "provided in this section"; and in line 12, strike "herein" and insert "of this act".

13. In section 13, line 4, strike "provided," and insert "but".

14. In section 14, line 1, strike "in" and insert "of"; in line 2, insert "there is" after "if"; in line 4, strike "said" and insert "such"; and in line 7, strike "Section" and insert "sections".

15. In section 15, line 2, strike "Section 25-1937" and insert "section 25-1937, Reissue Revised Statutes of Nebraska, 1943".

16. In the title, strike lines 2 to 11 and insert:
"FOR AN ACT relating to counties; to provide a civil service system as prescribed for employees of counties having a population of more than three hundred thousand inhabitants; and to declare an emergency.".

LEGISLATIVE BILL 238. Correctly engrossed.

LEGISLATIVE BILL 355. Correctly engrossed.

LEGISLATIVE BILL 462. Correctly engrossed.

LEGISLATIVE BILL 476. Correctly engrossed.

LEGISLATIVE BILL 620. Correctly engrossed.

LEGISLATIVE BILL 734. Correctly engrossed.

LEGISLATIVE BILL 908. Correctly engrossed.

LEGISLATIVE BILL 926. Correctly engrossed.

LEGISLATIVE BILL 282. Correctly enrolled.

LEGISLATIVE BILL 402. Correctly enrolled.

LEGISLATIVE BILL 432. Correctly enrolled.

LEGISLATIVE BILL 458. Correctly enrolled.

LEGISLATIVE BILL 497. Correctly enrolled.

LEGISLATIVE BILL 523. Correctly enrolled.

LEGISLATIVE BILL 582. Correctly enrolled.

LEGISLATIVE BILL 796. Correctly enrolled.

LEGISLATIVE BILL 834. Correctly enrolled.

LEGISLATIVE BILL 845. Correctly enrolled.

LEGISLATIVE BILL 890. Correctly enrolled.

LEGISLATIVE BILL 957. Correctly enrolled.

LEGISLATIVE BILL 958. Correctly enrolled.

LEGISLATIVE BILL 961. Correctly enrolled.

LEGISLATIVE BILL 981. Correctly enrolled.

LEGISLATIVE BILL 990. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 282, LB 402, LB 432, LB 458, LB 497, LB 523, LB 582, LB 796, LB 834, LB 845, LB 890, LB 957, LB 958, LB 961, LB 981, and LB 990.

UNANIMOUS CONSENT–Order of Business

Mr. Duis asked unanimous consent to bracket LB 768 on General File for May 5. No objections. So ordered.

Mr. Whitney asked unanimous consent to place LB 1020 at the top of General File and place LB 730 at the bottom of General File. No objections. So ordered.

Mr. Holmquist asked unanimous consent to bracket LB 987 on General File for May 6. No objections. So ordered.

Mr. Warner asked unanimous consent to bracket LB 699 after LB 768 on General File for May 5. No objections. So ordered.

Mr. Syas asked unanimous consent to bracket LB 54 on General File for May 5. No objections. So ordered.

COMMITTEE MEETING–Executive Session

Mr. Waldron announced that the Miscellaneous Committee would meet at 8:30 a.m., Monday, May 3, in the Legislative Council Hearing room.

Mr. Morgan announced that the Judiciary Committee would meet at 1:00 p.m. Monday, May 3 in the West Lounge.

INVITATION

Mr. Carsten extended an invitation by the Nebraska City Chamber of Commerce to the Legislature and its employees to the Arbor Day Celebration at Nebraska City on Sunday, May 2. The program will include a formal dedication of the marina at 11:00 and a parade at 2:00 p.m. ending at Arbor Lodge with the program featuring Governor Exon.

VISITORS

Mr. F. Carstens introduced 60 sixth grade students and their teachers, Mesdames Soderberg and Dry and Jess Snedina of Beatrice Public School, Beatrice, Nebraska.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 474.

A BILL FOR AN ACT to amend section 60-311.03, Revised Statutes Supplement, 1969, relating to motor vehicles; to change requirements for classification as local trucks; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft Duis Elrod Epke
Goodrich Hasebroock Holmquist Johnson Kennedy
Klaver Kremer Luedtke Mahoney Maresh
Marvel Morgan Moylan Nore Orme
Proud Savage Schmit Simpson Skarda
Snyder Stahmer Stromer Stull Syas
Waldo Waldron Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 2:

Kokes Lewis

Not voting, 5:

Chambers DeCamp Keyes Kime Swanson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 510. With emergency.

A BILL FOR AN ACT to amend section 44-386, Revised Statutes Supplement, 1969, relating to insurance; to provide an exception for unincorporated mutual associations to continue in business as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carstens	Clark	Craft
DeCamp	Duis	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Keyes
Klaver	Kokes	Kremer	Lewis	Luedtke
Mahoney	Maresh	Marvel	Moylan	Nore
Orme	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldo	Waldron	Wallwey
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 5:

Carpenter	Carsten	Chambers	Kime	Morgan

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 512. With emergency.

A BILL FOR AN ACT to amend section 71-314, Revised Statutes Supplement, 1969, relating to cosmetology; to provide an exemption; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carsten	Clark	Craft
DeCamp	Duis	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Kime
Klaver	Kokes	Kremer	Lewis	Luedtke
Mahoney	Maresh	Marvel	Morgan	Moylan
Nore	Orme	Proud	Savage	Schmit

Simpson
Stull
Wallwey
Skarda
Swanson
Warner
Snyder
Syas
Wiltse
Stahmer
Waldo
Ziebarth
Stromer
Waldron

Voting in the negative, 0.

Not voting, 5:

Carpenter
Carstens
Chambers
Keyes
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 630.

A BILL FOR AN ACT to amend section 26-102, Revised Statutes Supplement, 1969, as amended by section 2, Legislative Bill 12, Eighty-second Legislature, First Session, 1971, relating to municipal courts; to increase the number of judges for cities of the metropolitan class as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 48:

Barnett
Clark
Epke
Kennedy
Kremer
Marvel
Proud
Snyder
Syas
Whitney
Burbach
Craft
Goodrich
Keyes
Lewis
Morgan
Savage
Stahmer
Waldo
Wiltse
Carpenter
DeCamp
Hasebroock
Kime
Luedtke
Moylan
Schmit
Stromer
Waldron
Ziebarth
Carsten
Duis
Holmquist
Klaver
Mahoney
Nore
Simpson
Stull
Wallwey
Carstens
Elrod
Johnson
Kokes
Maresh
Orme
Skarda
Swanson
Warner

Voting in the negative, 0.

Not voting, 1:

Chambers

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 986.

A BILL FOR AN ACT to amend section 66-411, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicle fuel; to provide for time to pay motor vehicle fuel tax; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft DeCamp Duis Elrod
Goodrich Hasebroock Holmquist Johnson Kennedy
Keyes Kime Klaver Lewis Luedtke
Mahoney Maresh Morgan Moylan Nore
Orme Proud Savage Schmit Simpson
Skarda Snyder Stahmer Stromer Stull
Swanson Syas Waldron Warner Whitney
Wiltse

Voting in the negative, 1:

Wallwey

Not voting, 7:

Chambers Epke Kokes Kremer Marvel
Waldo Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 988.

A BILL FOR AN ACT to create the Commission on Fire Fighting Personnel Standards and Education as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Johnson Kennedy
Keyes Kime Klaver Kokes Kremer
Lewis Luedtke Mahoney Maresh Marvel
Morgan Moylan Nore Orme Proud
Savage Schmit Simpson Skarda Snyder

Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 2:

Holmquist
Wallwey

Not voting, 1:

Chambers

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1010. With emergency.

A BILL FOR AN ACT to amend sections 18-206 and 29-2206, Reissue Revised Statutes of Nebraska, 1943, relating to criminal procedure; to provide for an installment payment program for offenders who cannot afford to pay their fines in one lump sum; to provide for punishment for failure to make payments; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Barnett
Burbach
Carpenter
Carsten
Carstens
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wiltse
Ziebarth

Voting in the negative, 1:

Kokes

Not voting, 3:

Chambers
Wallwey
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1019. With emergency.

A BILL FOR AN ACT relating to the Legislature; to create the Nebraska Law Enforcement and Justice Advisory Committee to consist of the members of the Committee on Judiciary; to provide duties for the committee; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 47:

Barnett
Burbach
Carpenter
Carsten
Carstens
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 2:

Chambers
Orme

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

VISITORS

Mr. Johnson introduced 26 students and their teacher, Mr. Leon Allemong of Scribner Public School, Scribner, Nebraska.

Mr. Skarda introduced 25 students and their teachers, Messrs. Chaney and Chambers and Mrs. Hytree of Omaha Tech High, Omaha, Nebraska.

RESOLUTIONS

LEGISLATIVE RESOLUTION 55.

Introduced by Terry Carpenter, 48th District.

WHEREAS, there is an immediate and pressing need for a new building for the University of Nebraska College of Law; and

WHEREAS, the Legislature is considering a proposal that the Nebraska

Educational Telecommunications Building now under construction be used for the College of Law; and

WHEREAS, it would be most economical to delay further construction on such building until a determination is made as to whether it will be used for the College of Law.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

That the State Building Commission is requested to take all necessary steps to delay further construction on, and purchase of materials for, such building until a decision on the use of the building is made by the Legislature.

Laid over.

SELECT FILE

LEGISLATIVE BILL 1002.

Mr. Stahmer moved to advance to Enrollment and Review for engrossment.

Mr. Stahmer requested a Call of the House. The Call showed 44 members present.

Mr. Nore moved the call be raised. The motion lost with 21 ayes, 19 nays and 9 not voting.

Mr. Klaver moved the call be raised. The motion prevailed with 32 ayes, 6 nays and 11 not voting.

Advanced to Enrollment and Review for engrossment with a vote of 25 ayes, 16 nays and 8 not voting.

LEGISLATIVE BILL 594. Enrollment and Review amendment found in the Legislative Journal on page 1528 for the Seventy-Second Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 604. Enrollment and Review amendments found in the Legislative Journal on page 1528 for the Seventy-Second Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 621.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 688. Enrollment and Review amendments found in the Legislative Journal on page 1528 for the Seventy-Second Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 762. Enrollment and Review amendment found in the Legislative Journal on page 1529 for the Seventy-Second Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 578. Enrollment and Review amendment found in the Legislative Journal on page 1529 for the Seventy-Second Day was adopted.

Advanced to Enrollment and Review for engrossment.

MOTION—Return LB 929 and LB 462 to Select File

Mr. Simpson moved to return LB 929 to Select File for the following specific amendment:

Amend Section 10, line 6 by adding after municipal "and Justice of the Peace".

The motion to return prevailed with 31 ayes, 1 nay and 17 not voting.

Mr. Morgan moved to return LB 462 to Select File for the following specific amendment:

Strike the Carpenter amendment adopted on April 16, 1971.

The motion to return prevailed with 27 ayes, 18 nays and 4 not voting.

VISITORS

Mr. Maresh introduced 28 fourth grade students and their teachers, Mesdames Bovee and Volkmer of Exeter Public School, Exeter, Nebraska.

Mr. Johnson introduced 33 students and their teacher, Mrs. Mike O'Hara of District No. 8 of North Bend, Nebraska.

SELECT FILE

LEGISLATIVE BILL 929. Mr. Simpson moved the adoption of his amendment found in today's Journal.

Mr. Simpson requested a Call of the House. Mr. Simpson moved the Call be raised. The motion prevailed with 26 ayes, 0 nays and 23 not voting.

The Simpson amendment was adopted by a vote of 27 ayes, 0 nays and 22 not voting.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 462. Mr. Morgan moved the adoption of his amendment found in today's Journal. The motion prevailed with 26 ayes, 1 nay and 22 not voting.

Advanced to Enrollment and Review for engrossment.

Mr. Carpenter asked unanimous consent to expedite LB 462. No objections. So ordered.

MOTION—Return LB 191 to Select File

Mr. Waldron moved to return LB 191 to Select File for the following specific amendments:

1. On page 2, line 16, of the bill as printed for final reading, strike "at the time the deposit is made" and insert "pursuant to section 76-715".
2. Strike the emergency clause.

The motion to return prevailed with 33 ayes, 0 nays and 16 not voting.

SELECT FILE

LEGISLATIVE BILL 191. The Waldron amendments found above were adopted by a vote of 29 ayes, 0 nays and 20 not voting.

Advanced to Enrollment and Review for engrossment.

MOTION—Lighting System

Mr. Goodrich moved that the Executive Committee be instructed to investigate the lighting system used by the news media (in the balconies) and attempt to devise a system that would achieve the same end in a much less irritating manner. The motion prevailed.

COMMITTEE MEETING—Executive Session

Mr. Marvel announced that the Appropriations Committee would meet at 12:00 noon in the Supreme Court Hearing Room.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on April 29, 1971 at 9:50 a.m.: LB 178, LB 178A, LB 427, LB 436, LB 593, LB 678, LB 757, LB 811, and LB 839.

(Signed) Barbara Jackson, Enrolling Clerk

EXECUTIVE BOARD MEETING

Mr. Swanson announced that the Executive Board would meet at 1:00 p.m. today in Room 2017.

RECESS

At 11:44 a.m. on a motion by Mr. Calvin Carsten, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:03 p.m., President Marsh presiding.

The roll was called and all members were present.

UNANIMOUS CONSENT—Unbracket LB 188

Mr. Proud asked unanimous consent to unbracket LB 188. No objections. So ordered.

MOTION—Suspend Rules

Mr. Carpenter moved to suspend the rules to introduce a new bill to be known as LB 1031 and to place at the top of General File. The motion prevailed with 38 ayes, 0 nays and 11 not voting.

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1031. By the Government and Military Affairs Committee: Terry Carpenter, 48th District; William F. Swanson, 27th District; G. A. Goodrich, 20th District; Don Elrod, 35th District; P. J. Morgan, 4th District.

A BILL FOR AN ACT relating to public land and buildings; to provide for review of suggested architects and plans and specifications of the state office building and field house as provided by Legislative Bill 87, Eighty-second Legislature, First Session, 1971; and to repeal sections 72-718.01 and 72-718.02, Revised Statutes Supplement, 1969.

VISITORS

Mr. Warner introduced 49 fourth grade students from Eagle, Nebraska, and their teachers, Judy Dougherty and Francis Stall.

Mr. Epke introduced 24 seventh and eighth grade students from Benedict, Nebraska, and their teacher, Mrs. Carol Ellis; Superintendent, Mr. Sewart Catlett and 2 parents.

Mr. Waldron introduced 11 students from Ansley High School, Nebraska, and their teachers, Wilbur N. Gard, Supt., and Mrs. Patricia Case.

GENERAL FILE

LEGISLATIVE BILL 1031. Considered.

Advanced to Enrollment & Review with 39 ayes, 0 nays and 10 not voting.

EXECUTIVE BOARD REPORT

1. INTERIM STUDIES–RESOLUTIONS
Must be in by Wednesday, May 5, 1971.

2. LIGHTING SYSTEM
Vincent Brown and George Gerdes will investigate with lighting engineers and members of the news media.

3. BILLS ON GENERAL FILE
Each member may select one bill and one alternate bill either of which may be his own or the bill of any other Senator and present his selection to Speaker Hasebroock by Monday, May 3, 1971.

After consultation with the Executive Board, Speaker Hasebroock will then determine order of bills on General File.

(Signed) William F. Swanson, Chairman

INVITATION

Mr. Luedtke extended an invitation from the Lincoln Bar Association to the members to a luncheon to be held Friday, April 30, 12:00 noon, at the Cornhusker Hotel Ballroom in observance of Law Day USA. Clayton Yeutter will discuss the theme "Channel Change Through Law and Reason".

GENERAL FILE

LEGISLATIVE BILL 264. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 810 for the Forty-First Day were adopted by a vote of 38 ayes 0 nays and 11 not voting.

Mr. Burbach offered the following amendment which was adopted:

Section 1. As used in this act, unless the context otherwise requires:

(1) District shall mean a school district approved for continued legal operation under rules and regulations established by the State Board of Education pursuant to subdivision (c), subsection (5) of section

79-328, Revised Statutes Supplement, 1969:

(2) Department shall mean the State Department of Education; and

(3) Operating expense or operating budget shall mean all expenses for operation of the district, but shall not include expenses for capital outlay, for bonded indebtedness, or for capital investment for vehicles for the transportation of pupils and fixed charges as indicated on the annual Finance Report.

Strike Section 2 and 3 and insert the following:

Sec. 2. There is hereby established in the state treasury a special fund to be known as the School Tax Relief Fund. Such fund shall consist of such sums as are necessary to meet requirements of this act and shall be administrered (sic) by the State Board of Education.

Sec. 3. Each district shall receive aid from the School Tax Relief Fund in the amount determined pursuant to section 6 of this act.

Sec. 4. At a date set by the State Board of Education, each district shall certify to the department the average daily membership of resident and nonresident pupils in the district for the preceding school year.

Sec. 5. At a date set by the State Board of Education each district shall annually certify to the department on forms prescribed and furnished by the Auditor of Public Accounts its proposed budget for the fiscal year. Such forms shall be consistent with provisions of the Uniform Budget Act and the Auditor of Public Accounts shall determine information necessary to carry out the purpose of this act after consultation with and approval of the State Board of Education.

Strike Sections 6, 7, 8, 9, 10, 11, and 12 and insert five new sections as follows:

Sec. 6. In addition to aid from the School Foundation and Equalization Fund pursuant to sections 79-1330 to 79-1334.01 inclusive, each public school district in this state shall receive annually one hundred fifty dollars per pupil in Kindergarten through Grade 12, based on the average daily membership for such district for the immediately preceding school year and subject to the conditions of sections 7 and 8 of this act. Payments to district from the school tax relief fund for each school year shall be made on the following schedule: One-fourth on September 30, one fourth on January 15, one-fourth on March 15, and one-fourth on May 15. The first payment from the school tax relief fund shall be made on September 30, 1972. The first payment to each operating district shall be equal to one-fourth (1/4) of the total amount of State Aid received under the Act in the preceding fiscal year.

Sec. 7. To qualify for payments pursuant to section 6 of this act, the district shall prepare its annual budget for operation of the district with an estimate of the funds required from all sources including property tax levies but excluding any payments pursuant to section 6 of this act. The district shall then determine the amount to be received pursuant to section 6 of this act, and reduce the amount to be raised by the property tax levy by that amount. In no case shall the amount of state aid be greater than the amount raised by local property taxes. Each district, in preparing its budget, shall take into account any anticipated increase or decrease in enrollment for the ensuing year.

Sec. 8. In the event that any district increases its budget per pupil for operating expenses by more than eight percent over the preceding year, the amount to be received by such district shall be reduced by three times the percentage by which the budget per pupil for operating expenses exceeds 108% of the budget per pupil for operating expenses for the immediately preceding year.

Sec. 9. All funds deducted from districts pursuant to subsections (7) and (8) shall be redistributed to other eligible districts.

Sec. 10. When the membership of a district counted on the last Friday in September increases five per cent (5%) or more above the membership of the preceding year on the corresponding date, as reported on the fall accreditation and approval report, the total financial support of Sec. 79-1336 of the School Foundation and Equalization Fund shall be increased by the per cent of increase of the student membership over the previous year.

Mr. Waldo asked unanimous consent to have his name added to LB 264. No objections. So ordered.

Mr. Whitney offered the following amendment to the Burbach amendment which was adopted by a vote of 24 ayes, 0 nays and 25 not voting.

Sec. 8., lines 2, 5 and 6, delete the words "per pupil".

Mr. F. Carstens offered the following amendment to the Burbach amendment which was adopted:

Amend as follows: Sec. 11. Twenty per cent (20%) of the School Tax Relief Fund shall be applied to the equalization Sec. 79-1336 and 79-1337 of the School Foundation and Equalization Fund.

Mr. Burbach offered the following amendment to the Burbach amendment which was adopted:

Sec. 6., line 4, after "annually" before "one" add a minimum of.

SPEAKER HASEBROOCK PRESIDING

MEMBERS EXCUSED

Messrs. Swanson and Marvel asked unanimous consent to be excused at 3:30 p.m. for the remainder of the day. No objections. So ordered.

Mr. Epke asked unanimous consent to be excused at noon Friday, April 30, 1971. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 264. Mr. Carpenter offered the following amendments:

That section 79-458, Revised Statutes Supplement, 1969, be amended to read as follows:

79-458. Within ten days previous to the annual district meeting or school election, the secretary shall take, or cause to be taken by some person appointed for the purpose by the school board, by a majority vote thereof, the census of his district and then make, or cause to be made, a list in writing of the names of all the children belonging thereto, from birth to twenty-one years, together with the names of all the taxpayers in the district~~; Provided, that such enumeration of children shall not affect the manner of distribution or appointment of school funds~~. Such enumeration of children shall separately identify the mentally handicapped and the physically handicapped children of the district. The classification of the mentally handicapped children shall be made by a duly licensed psychologist or by a duly licensed practitioner of medicine and surgery. A copy of the list, verified by the oath of the person taking such census, by an affidavit appended to or endorsed thereon, setting forth that it is a correct list of the names of all children belonging in the district, from birth to twenty-one years, and that it was taken within ten days preceding the annual meeting or school election, shall be returned with the annual report of the secretary to the county superintendent; Provided, in cities of the primary, first, and second classes, thirty days shall be allowed for taking the census, but such census shall be completed on or before the last day of June; and provided further, that the board of education of a Class IV school district may, at its option, establish a permanent and continuing census or enumeration of school children. In a Class IV school district the list in writing of the names of the children and taxpayers shall not be required to be reported to the county superintendent but the names of all of the children belonging to such Class IV school district, from birth to twenty-one years, shall instead be kept in a depository maintained by such school district and subject to inspection at all times. Such record shall not or need not include the names of all the taxpayers in the district.

(1) Amend section 7, subsection (1) as follows:

(1) Multiply the average per pupil cost for each class of district by the ~~average daily membership~~ school census, as described in Section 79-458, for each district in the class;

(2) In section 12, following "79-1344.01" insert, "and also 79-458,"

Mr. Carpenter moved the adoption of the above amendments and requested a record vote.

Mr. Waldo requested a Call of the House. The Call showed 46 members present.

Mr. Klaver moved the call be raised. The motion prevailed with 36 ayes, 3 nays and 10 not voting.

Voting in the affirmative, 20:

Burbach Carpenter Carstens Chambers DeCamp
Goodrich Klaver Kokes Mahoney Morgan
Moylan Nore Proud Savage Schmit
Skarda Snyder Stahmer Syas Wallwey

Voting in the negative, 16:

Carsten Clark Craft Duis Epke
Holmquist Johnson Keyes Kime Kremer
Maresh Stull Waldo Waldron Warner
Whitney

Not voting, 13:

Barnett Elrod Hasebroock Kennedy Lewis
Luedtke Marvel Orme Simpson Stromer
Swanson Wiltse Ziebarth

The motion to adopt the Carpenter amendments prevailed with 20 ayes, 16 nays and 13 not voting.

Mr. Carpenter asked unanimous consent to add his name to LB 264. Mr. Keyes objected.

Mr. Carpenter moved to advance to Enrollment and Review and requested a record vote.

Mr. Carpenter requested a Call of the House. The Call showed 46 members present.

Mr. Simpson moved the call be raised. The motion prevailed with 39 ayes, 4 nays and 6 not voting.

Voting in the affirmative, 24:

Burbach
Carpenter
Carsten
Carstens
Chambers
DeCamp
Duis
Goodrich
Hasebroock
Holmquist
Kennedy
Klaver
Kokes
Mahoney
Maresh
Moylan
Nore
Schmit
Stahmer
Stull
Waldo
Waldron
Wallwey
Wiltse

Voting in the negative, 15:

Barnett
Clark
Epke
Keyes
Kime
Kremer
Lewis
Morgan
Proud
Savage
Simpson
Skarda
Snyder
Warner
Whitney

Not voting, 10:

Craft
Elrod
Johnson
Luedtke
Marvel
Orme
Stromer
Swanson
Syas
Ziebarth

The motion to advance lost by a vote of 24 ayes, 15 nays and 10 not voting.

LEGISLATIVE BILL 188. Title Read. Explained.

Mr. Proud asked unanimous consent to print the following amendments in the Journal. No objections. So ordered.

1. On page 3 add a new section 2 to read as follows:

"Sec. 2. That section 31-735, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

31-735. At such time as the board of trustees shall designate, which time shall be not more than twelve months after the judgment of the district court creating said district, and each two years thereafter, the board of trustees shall cause an election to be held, at which election a board of trustees of five in number shall be elected. Such trustees shall be owners of real estate located in the district. The election shall be conducted at a location or place within the boundaries of the district unless there is no building within the district or all of the owners in the district shall consent to an election outside the district, and the polling place shall remain open to the voters for not less than four consecutive hours between eight a.m. and eight p.m. of the date of election. Notice of such election shall be given by the clerk of said board by written notice addressed to each owner of real estate located in the district and mailed to his last-known post-office address, at least fifteen days prior to said election. Said notice shall state the time, place, and purpose of said meeting. Any person may cast one vote for each trustee, for each acre of unplatted land or fraction thereof and one vote for each platted lot which he may own in the district. ~~, either entirely in his own right or jointly with others.~~ Any corporation, public, private, or municipal, owning any land or lot in the district, may vote at such election the same as an individual. The executor, administrator, guardian, or trustee of any person or estate interested shall have the right to vote. Should two or more persons or officials claim the right to vote on the same tract, the board of trustees shall determine the party entitled to vote. Such board shall select one of their number chairman and one of their number clerk. In case of a vacancy on said board the remaining trustees shall fill the vacancy on said board until the next election.".

2. Renumber section 2 as section 3; and in line 20 after "constructing" insert "sidewalks,".

3. Strike standing committee amendment 2.

4. On page 4, line 6, after "improvements" insert ", other than for public parks, playgrounds and recreational facilities,"; in line 7 strike the new matter and reinstate the stricken matter and after "department" insert ", and plans for public parks, playgrounds and recreational facilities shall be approved by the planning department and the parks and recreation department"; in line 10 after "municipality" insert "; Provided, approval of any proposed public park, playground or recreational facility by the governing body of such municipality shall be deemed to be approval by the planning department and parks and recreation department"; in line 11 after "with" insert "the master plan and the"; in line 13 after "no" strike "such" and show the same as stricken and insert "master plan and construction specifications and".

5. Renumber section 3 as section 4 and insert two new sections to read as follows:

"Sec. 5. That section 31-751, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

31-751. After the equalization of such special assessments as required by sections 31-727 to 31-762, the same shall be levied by the board of trustees upon all lots or parcels of ground within the district which are benefited by reason of said improvement, such levy to be made within six months after acceptance of the improvement by the board of trustees; Provided, that failure to levy assessments within such six-month period shall not invalidate assessments made after the six-month period. The same may be relevied, if for any reason the levy thereof is void or not enforceable, in an amount not exceeding the previous levy. Such levy shall be enforced as other special assessments and any payments thereof under previous levies shall be credited to the person or property making the same. All assessments made for such purposes shall be collected in the same manner as general taxes and shall be subject to the same penalties.

Sec. 6. That section 31-753, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

31-753. All special assessments provided for in section 31-739 shall become due in fifty days after the date of the levy and may be paid within that time without interest, but if not so paid they shall bear interest thereafter at the rate of seven per cent per annum until delinquent. Such assessments shall become delinquent in equal annual installments over such periods of years, not exceeding ten, as the board of trustees may determine at the time of making the levy. Delinquent installments shall bear interest at the rate of nine per cent per annum until paid and shall be collected in the usual manner for the collection of taxes. If at any one time three annual installments of said assessments against any parcel of property are delinquent and unpaid, then and in that event all of the remaining installments of assessments against that parcel of property will thereupon become delinquent and the county treasurer of the county in which the land is situated shall institute proceedings to collect the total amount then delinquent following the procedure or procedures prescribed by law for the collection of special assessment.".

6. Renumber section 4 as section 7.

7. On page 9, line 19 after "31-711.02" strike "and" and insert ", 31-735,"; and in line 20 after "31-740" insert ", 31-751, and 31-753".

8. Strike standing committee amendment 4.

Pending.

UNANIMOUS CONSENT–Withdraw LB 780

Mr. Waldron asked unanimous consent to withdraw LB 780. Laid over.

ADJOURNMENT

At 4:18 p.m., on a motion by Mr. Klaver, the Legislature adjourned until 9:00 a.m., Friday, April 30, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

SEVENTY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, April 30, 1971

Pursuant to adjournment the Legislature met at 9:04 a.m., President Marsh presiding.

PRAYER

Prayer was offered by Rev. Ronald L. Bump.

> Our Father, we think again this morning about your mighty acts on behalf of the human spirit. . . . A Pharaoh stands helpless as a remnant of people escape his clutches, and all the power of an Empire cannot overcome a single Man. To resist Thy Power is surely disaster . . . Therefore, help us, we pray, to pledge again eternal hostility against all that would tyrannize or belittle the human spirit and rekindle within us, we humbly ask, unfaltering vigilance for that Truth which can only come from Thee . . . We pray in response to Thy generous Love. Amen.

ROLL CALL

The roll was called and all members were present except Mrs. Orme and Messrs. F. Carstens and Morgan who were excused and Mr. Waldron who was excused until 9:30 a.m.

MEMBERS EXCUSED

Mr. Stull asked unanimous consent to be excused at 2:00 p.m. for the remainder of the day. No objections. So ordered.

Mr. Duis asked unanimous consent to be excused at 10:30 a.m. for the remainder of the Day. No objections. So ordered.

Mr. Swanson asked unanimous consent to be excused Monday, May 3, 1971. No objections. So ordered.

Mr. Keyes asked unanimous consent to be excused today from 9:30 a.m. until 10:00 a.m. No objections. So ordered.

VISITORS

Mr. Wiltse introduced 22 Kindergarten through Eighth Grade students from District 12, and their teachers, Mesdames Eilers and Riekens, Tecumseh, Nebraska.

COMMITTEE MEETINGS—Executive Session

Mr. Marvel announced the Appropriations Committee would meet in the Supreme Court Hearing Room at 12:00 noon today.

Mr. Holmquist announced a Public Works Committee meeting would be held at 11:30 a.m., today.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 94.

A BILL FOR AN ACT relating to the Nebraska Armory Board; to provide that funds of the board shall be deposited in the Military Department Cash Fund; and to repeal Chapter 55, article 3, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett
Craft
Goodrich
Keyes
Lewis
Moylan
Simpson
Burbach
DeCamp
Hasebroock
Kime
Luedtke
Nore
Skarda
Carpenter
Duis
Holmquist
Klaver
Mahoney
Proud
Snyder
Carsten
Elrod
Johnson
Kokes
Maresh
Savage
Stahmer
Clark
Epke
Kennedy
Kremer
Marvel
Schmit
Stromer

Stull Syas Waldo Wallwey Warner
Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 6:

Carstens Chambers Morgan Orme Swanson
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 223.

A BILL FOR AN ACT relating to law enforcement; to create a cash fund for the Nebraska Law Enforcement Training Center; and to prescribe the name of the fund and its purpose.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett Burbach Carpenter Carsten Clark
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Johnson Kennedy
Keyes Kime Klaver Kokes Kremer
Lewis Luedtke Mahoney Maresh Marvel
Moylan Nore Proud Savage Schmit
Simpson Skarda Snyder Stahmer Stromer
Swanson Syas Waldo Wallwey Warner
Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 6:

Carstens Chambers Morgan Orme Stull
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 224.

A BILL FOR AN ACT relating to public assistance; to create a cash fund in the Department of Health; and to prescribe the name of the fund and its purpose.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett Burbach Carpenter Carsten Clark
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Johnson Kennedy
Keyes Kime Klaver Kokes Kremer
Lewis Luedtke Maresh Marvel Moylan
Nore Proud Savage Schmit Simpson
Snyder Stahmer Stromer Stull Swanson
Syas Waldo Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 7:

Carstens Chambers Mahoney Morgan Orme
Skarda Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 225.

A BILL FOR AN ACT to amend section 81-1423, Revised Statutes Supplement, 1969, relating to the Nebraska Commission on Law Enforcement and Criminal Justice; to restrict the use of funds of the commission as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Burbach Carpenter Carsten Clark Craft
DeCamp Duis Elrod Epke Goodrich
Hasebroock Holmquist Johnson Kennedy Keyes
Klaver Kokes Kremer Lewis Luedtke
Maresh Marvel Moylan Nore Proud
Savage Schmit Simpson Skarda Snyder
Stahmer Stromer Stull Swanson Syas
Waldo Wallwey Warner Whitney Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Barnett
Carstens
Chambers
Kime
Mahoney
Morgan
Orme
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 475.

A BILL FOR AN ACT to amend section 79-901, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to prevent a Class IV school district from establishing a retirement system for new employees supplemental to the School Employees Retirement System; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett
Burbach
Carpenter
Carsten
Clark
Craft
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Luedtke
Mahoney
Maresh
Marvel
Moylan
Nore
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Carstens
Chambers
DeCamp
Lewis
Morgan
Orme
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 573. Laid over.

LEGISLATIVE BILL 666.

A BILL FOR AN ACT to amend section 53-102, Reissue Revised Statutes of Nebraska, 1943, relating to liquor; to provide that persons over sixteen may possess beer or handle beer containers and beer under certain conditions; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 30:

Burbach Carpenter Carsten Clark Craft
DeCamp Elrod Epke Goodrich Hasebroock
Holmquist Johnson Keyes Klaver Kokes
Kremer Luedtke Mahoney Moylan Proud
Savage Simpson Skarda Stahmer Swanson
Waldo Wallwey Warner Whitney Ziebarth

Voting in the negative, 11:

Barnett Chambers Kennedy Maresh Marvel
Nore Schmit Snyder Stromer Stull
Syas

Not voting, 8:

Carstens Duis Kime Lewis Morgan
Orme Waldron Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 728.

A BILL FOR AN ACT to amend sections 42-102, 42-106, and 42-107, Reissue Revised Statutes of Nebraska, 1943, and section 42-104, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 42, Eighty-second Legislature, First Session, 1971, relating to marriage licenses; to remove certain disqualifications for marriage; to provide the time for making application for a marriage license and the contents of the application; to provide what information shall be in marriage records; to provide for refusal to grant a marriage license; to provide for furnishing forms of application, license and certificates of marriage and cost thereof; and to repeal the original sections, and also section 42-124, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 27:

Barnett
Burbach
Carsten
Chambers
Clark
DeCamp
Duis
Elrod
Epke
Hasebroock
Johnson
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Moylan
Schmit
Simpson
Skarda
Stromer
Swanson
Wallwey
Warner
Wiltse
Ziebarth

Voting in the negative, 14:

Carpenter
Goodrich
Holmquist
Kennedy
Kime
Lewis
Maresh
Marvel
Savage
Snyder
Stahmer
Syas
Waldo
Whitney

Not voting, 8:

Carstens
Craft
Morgan
Nore
Orme
Proud
Stull
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 738.

A BILL FOR AN ACT to amend section 39-2105, Revised Statutes Supplement, 1969, relating to highways; to provide for the Department of Roads to determine alternate service to interstate highways; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett
Burbach
Carpenter
Carsten
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Moylan
Nore
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Carstens Keyes Morgan Orme

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 996.

A BILL FOR AN ACT to amend sections 79-1801, 79-1819, and 79-1821, Reissue Revised Statutes of Nebraska, 1943, and section 79-1801.01, Revised Statutes Supplement, 1969, relating to private business and trade schools; to increase permit fees and bonds as prescribed; to redefine a term; to provide additional requirements when the applicant's place of business is outside the state; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett Burbach Carpenter Carsten Chambers
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Kime Klaver Kokes Kremer
Luedtke Mahoney Maresh Marvel Moylan
Nore Proud Savage Schmit Simpson
Skarda Snyder Stahmer Stromer Stull
Swanson Syas Waldo Waldron Wallwey
Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 5:

Carstens Keyes Lewis Morgan Orme

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 997.

A BILL FOR AN ACT to amend section 79-101, Reissue Revised Statutes of Nebraska, 1943, relating to education; to define a term; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Barnett Burbach Carpenter Carsten Chambers
Craft DeCamp Duis Elrod Hasebroock
Johnson Kennedy Klaver Kokes Kremer
Luedtke Mahoney Maresh Marvel Moylan
Nore Savage Schmit Simpson Skarda
Stahmer Stromer Stull Swanson Syas
Waldo Waldron Wallwey Warner Whitney
Ziebarth

Voting in the negative, 5:

Clark Goodrich Holmquist Lewis Snyder

Not voting, 8:

Carstens Epke Keyes Kime Morgan
Orme Proud Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1011. With emergency.

A BILL FOR AN ACT to amend section 28-417, Revised Statutes Supplement, 1969, relating to crimes and punishments; to change the procedure for determining the sentence for a person convicted of the crime of kidnapping; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Burbach Carpenter Carsten Clark Craft
DeCamp Duis Elrod Epke Goodrich
Hasebroock Holmquist Johnson Kennedy Klaver
Kokes Kremer Lewis Luedtke Mahoney
Maresh Marvel Moylan Nore Proud
Savage Simpson Skarda Snyder Stahmer
Stromer Swanson Waldo Waldron Wallwey
Warner Whitney Wiltse Ziebarth

Voting in the negative, 6:

Barnett Chambers Kime Schmit Stull
Syas

Not voting, 4:

Carstens Keyes Morgan Orme

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

VISITORS

Mr. DeCamp introduced the eighth grade students and their teachers, Messrs. Rasmussen and Pahls of Atkinson School, Atkinson, Nebraska.

Mr. Schmit introduced 15 students and their teacher, Dorothy Kemerling of District No. 36, Malmo, Nebraska.

Mr. Wallwey introduced 23 students and their teacher, Mrs. Lena Miller of Winside Public School, Winside, Nebraska.

Mr. Kennedy introduced 60 seventh grade students and their teachers, Mrs. Ruth Casey and Sister Patricia Thais of Norfolk Catholic Jr. High, Norfolk, Nebraska.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 586. Replaced on Select File as amended.
Enrollment and Review amendments to LB 586:

1. On page 23, line 4, strike "71,329" and insert "71-329".
2. In line 4 of E & R Amendment 13, adopted 4/26/71, strike "line 13" and insert "line 15".
3. In E & R Amendment 14, adopted 4/26/71, line 14, strike "77-314" and insert "71-314"; and in line 16, insert "First Session," after the second comma.

LEGISLATIVE BILL 791. Replaced on Select File as amended.
Enrollment and Review amendment to LB 791:

1. In the title as amended, line 8, strike "25-534" and insert "25-530".

LEGISLATIVE BILL 856. Replaced on Select File as amended.
Enrollment and Review amendment to LB 856:

1. Strike the amendment to the title.

LEGISLATIVE BILL 520. Replaced on Select File as amended.
Enrollment and Review amendment to LB 520:

1. In the title as amended, line 6, strike "43-322" and insert "42-322".

LEGISLATIVE BILL 889. Replaced on Select File as amended. Enrollment and Review amendment to LB 889:

1. In the title, lines 9 and 10, strike "general election in November" and insert "primary election in May".

LEGISLATIVE BILL 679A. Placed on Select File as amended. Enrollment and Review amendments to LB 679A:

1. On page 2, line 11, strike "fund" and insert "funds"; in line 12 strike "sum" and insert "sums"; and in line 14 strike "General Fund" and insert "proper funds".
2. In the Carpenter amendment, line 3, strike "and".

LEGISLATIVE BILL 680A. Placed on Select File.

LEGISLATIVE BILL 939. Placed on Select File as amended. Enrollment and Review amendments to LB 939:
(Note: All reference to pages in the following amendments and accompanying certificates are to the standing committee amendments.)

1. On page 1, line 3, strike the first comma; strike both commas in line 7, in line 18, strike "so"; and strike the comma in lines 18 and 22.
2. On page 3, line 23, strike the first comma.
3. On page 5, line 1, strike "is" and insert "are"; and in line 14 insert "biological properties of any waters" after "or".
4. In the last line of the Whitney amendment strike "legislature.' " and insert "Legislature'.".
5. On page 6, line 23, strike ". One" and insert ", one".
6. On page 7, line 23, strike the period.
7. On page 8, line 1, strike "uncompleted" and insert "unexpired".
8. On page 9, strike lines 3 to 5 and insert:
"(5) The members of the council, while engaged in the performance of their official duties,"; in line 6 strike "council,"; and in line 8, insert a comma after "addition".
9. On page 10, line 4, strike the comma; in line 6, strike "he" and insert "The"; in line 7, strike "thereof"; in lines 10 and 11, strike the semicolon and insert a comma; in line 19 strike "of" and insert "and"; in lines 20 and 26 insert "executive" before "secretary"; and in line 24 strike "the secretary" and insert "him".
10. On page 11, lines 1 and 2, strike "the secretary" and insert "him".

11. On page 13, line 22, strike the comma; in line 25 insert "(a)" after "To"; in line 25 strike ", to issue notices of" and insert "and give notice thereof,"; in line 26 strike "hearing and" and insert "(b) issue such"; and in line 27 strike "to" and insert "(c)".

12. On page 14, line 1, strike "to" and insert "(d)"; in line 4, strike "members" and insert "member"; in line 5 strike "of it"; in line 22 insert "a bureau, division, or section of" after "and"; in line 24 insert "each" after the second "to"; and in line 27 strike "hereunder" and insert "in this act".

13. On page 16, line 21, strike "state and" and insert "the Attorney General or".

14. On page 18, lines 18 and 26, strike the comma; and strike line 27 and insert "filing in the office of the Secretary of State.".

15. On page 19, strike line 1 and through the period in line 2; in line 9, insert "the" after "into"; and in line 23 strike "and" and insert "or".

16. On page 20, line 22, strike "and" and insert "or".

17. On page 21, line 18, strike "herein" and insert "in this subsection".

18. On page 22, line 5, strike "section 14" and insert "section 9"; and in line 9 strike the second "of" and insert "or".

19. On page 24, line 4, strike the comma.

20. On page 25, line 3, strike the comma; in line 21 strike "herein provided" and insert "provided in this section"; and in line 24 strike "herein provided" and insert "provided for in this section".

21. On page 26, line 8, insert "in the district court" after "actions"; and in line 11, insert a comma after "jurisdiction".

22. On page 27, lines 1 and 18, strike "hereunder" and insert "under this act"; in line 12, strike the comma; and in line 25, strike "such waters" and insert "waters with fish".

23. On page 29, line 17, strike the semicolon and insert a period.

24. On page 30, line 5, strike the semicolon and insert a period; and in lines 26 and 27 strike "to the court".

25. On page 31, line 7, strike the comma; strike line 8 and insert "enforcing such judgment as may be proper and necessary."; and in line 9 strike "with section 71-3009.".

26. On page 33, line 24, strike "section" and insert "act".

27. On page 35, line 26, strike "herein" and insert "in this section".

28. On page 37, line 6, strike "hereto" and insert "to this section"; and in line 8, strike "13" and insert "12".

29. On page 38, line 22, strike "will" and insert "shall"; and in line 23 strike "for" and insert "from obtaining a".

30. On page 39, line 22, strike "of a village".

31. On page 40, line 20, strike "hereunder" and insert "under this act".

32. On page 41, lines 9 and 14, strike "hereunder" and insert "under this act"; in lines 18 and 20, strike "through" and insert "to"; renumber section 23 as section 24; and in line 27 strike "24" and insert "23".

33. On page 42, in line 2, strike "such an" and insert "an unlawful"; in line 3, insert "of junk" after "accumulation": renumber section 24 as section 23; and in line 15 strike "23" and insert "24".

34. On page 43, line 5, strike "stipulated by" and insert "set forth in"; and in line 19, strike "herein" and insert "in this section".

35. On page 44, lines 6 and 16, strike "hereunder" and insert "adopted pursuant to this act".

36. On page 47, line 7, strike "Board" and insert "Department".

37. On page 48, line 14, strike "a" and insert "as"; in line 21, insert "sections 71-3001 to 71-3012, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto," after "that"; and in line 22 strike through the comma.

38. The term defined therein appearing no place else in the bill, on page 5, strike lines 8 to 12; and in section 2, renumber subdivisions (19) and (20) as subdivisions (18) and (19).

39. In the title, strike lines 2 to 14 and insert:

"FOR AN ACT to adopt the Environmental Protection Act; and to repeal sections 71-3001 to 71-3012, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, sections 28-1035 to 28-1039, sections 71-4101 to 71-4109, and sections 71-4501 to 71-4521, Revised Statutes Supplement, 1969.".

LEGISLATIVE BILL 822. Placed on Select File.

LEGISLATIVE BILL 502. Correctly engrossed.

LEGISLATIVE BILL 588. Correctly re-engrossed.

LEGISLATIVE BILL 636. Correctly engrossed.

LEGISLATIVE BILL 673. Correctly engrossed.

LEGISLATIVE BILL 695. Correctly engrossed.

LEGISLATIVE BILL 721. Correctly engrossed.

LEGISLATIVE BILL 756. Correctly engrossed.

LEGISLATIVE BILL 773. Correctly engrossed.

LEGISLATIVE BILL 792. Correctly engrossed.

LEGISLATIVE BILL 911. Correctly engrossed.

LEGISLATIVE BILL 999. Correctly engrossed.

LEGISLATIVE BILL 474. Correctly enrolled

LEGISLATIVE BILL 510. Correctly enrolled.

LEGISLATIVE BILL 512. Correctly enrolled.

LEGISLATIVE BILL 630. Correctly enrolled.

LEGISLATIVE BILL 986. Correctly enrolled.

LEGISLATIVE BILL 988. Correctly enrolled.

LEGISLATIVE BILL 1010. Correctly enrolled.

LEGISLATIVE BILL 1019. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed: LB 474, LB 510, LB 512, LB 630, LB 986, LB 988, LB 1010, and LB 1019.

UNANIMOUS CONSENT—Withdraw LB 780

Mr. Waldron renewed his request found in the Legislative Journal on page 1566 for the Seventy-Third Day to withdraw LB 780. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 587. Enrollment and Review amendment found in the Legislative Journal on page 1544 for the Seventy-Third Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 679. Enrollment and Review amendments found in the Legislative Journal on page 1544 for the Seventy-Third Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 549. Enrollment and Review amendments found in the Legislative Journal on page 1544 for the Seventy-Third Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 747. Enrollment and Review amendment found in the Legislative Journal on page 1544 for the Seventy-Third Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 237. Enrollment and Review amendment found in the Legislative Journal on page 1544 for the Seventy-Third Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 921.

Mr. Proud asked unanimous consent to pass over LB 921. Mr. Skarda objected.

Mr. Proud moved to pass over. The motion lost with 17 ayes, 6 nays and 26 not voting.

Enrollment and Review amendments found in the Legislative Journal on page 1544 for the Seventy-Third Day were adopted.

Messrs. Klaver and Mahoney asked unanimous consent to have their names added to LB 921. No objections. So ordered.

Mr. Snyder moved to advance to Enrollment and Review for engrossment.

Mr. Skarda requested a Call of the house. The Call showed 41 members present.

Mr. Proud moved the Call be raised. The motion lost with 21 ayes, 7 nays and 21 not voting.

Mr. Proud moved the Call be raised. The motion prevailed with 26 ayes, 6 nays and 17 not voting.

The motion to advance failed with 21 ayes, 9 nays and 19 not voting.

VISITORS

Mr. Maresh introduced 26 eighth grade students and their teachers, Mrs. Swisher and Miss Post of Fairmont Public School, Fairmont, Nebraska.

Mr. Kime introduced 26 eighth grade students and their teacher, Wayne Fields of Basset, Nebraska.

Mr. Wiltse introduced 38 seniors and their teachers, Messrs. Drevo and Collins of Johnson-Brock School, Johnson, Nebraska.

Mr. Ziebarth introduced 113 eighth grade students and their teachers, Messrs. Kuper, Beck and Choquette, Mesdames Cole and Knepper and Miss Vic of the C. L. Jones School, Minden, Nebraska.

MESSAGE FROM THE GOVERNOR

April 28, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
Legislative Chambers
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills Nos. 195, 226, 248, 315, 387, 415, 499, 513, 565, 633, 634, 680, 694, 750, 825, 874, 916, and Reengrossed Legislative Bill No. 478. These bills were signed by me on April 28, 1971 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:FW

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on April 30, 1971 at 10:00 a.m.: LB 282, LB 402, LB 432, LB 458, LB 497, LB 523, LB 582, LB 796, LB 834, LB 845, LB 890, LB 957, LB 958, LB 961, LB 981, and LB 990.

(Signed) Barbara Jackson, Enrolling Clerk

STANDING COMMITTEE REPORT

Agriculture and Recreation

LEGISLATIVE BILL 537. Placed on General File as amended. Standing Committee amendments to LB 537:

1. On page 2, line 1, insert ", each natural resources subdistrict," after "district"; in line 7, strike "board of directors" and insert "supervisors"; in lines 9, 11, and 13, insert "or natural resources subdistrict" after "district"; and in line 13, insert "The board of each natural resources subdistrict shall consult with the board of the natural resources district of which it is a part to insure consistency of its plan with the long-range plan of the district and shall file a copy of its plan with the district board." after the period.

2. Add two new sections to read:

"Sec. 2. That section 23-922, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

23-922. As used in this act, unless the context otherwise requires:

(1) Governing body shall mean, in the case of a city, the council; in the case of a village, cemetery district, community hospital for two or more adjoining counties, mosquito abatement district, road improvement district, sanitary and drainage district, or sanitary and improvement district, the board of trustees; in the case of a county, the county board; in the case of a township, the town board; in the case of a school district, the school board; in the case of a rural and suburban fire protection district, reclamation district, natural resources district, natural resourses subdistrict, or hospital district, the board of directors; in the case of a health district, the board of health; in the case of a regional library, the regional library commission; in the case of an educational service unit, the board; in the case of an area vocational technical school, the school district board of education or the governing board of the area vocational technical school; in the case of a junior college district, the board of education of the junior college district; in the case of an airport authority, the airport authority board; and in the case of a watershed district, watershed conservancy district, or weed eradication and control district, the district supervisors;

(2) Levying board shall mean any governing body which has the power or duty to levy a tax;

(3) Fiscal year shall mean the twelve-month period used by each governing body in determining and carrying on its financial and taxing affairs;

(4) Tax shall mean any general or special tax levied against persons, property, or business, for public purposes, as provided by law, but shall not include any special assessment;

(5) Auditor shall mean the Auditor of Public Accounts;

(6) Cash reserve shall mean funds required for the period before revenue would become available for expenditure;

(7) Public funds shall mean all money, including nontax money, used in the operation and functions of governing bodies;

(8) Adopted budget statement shall mean a proposed budget statement which has been adopted or amended and adopted as provided in section 23-925; and such term shall include additions, if any, to an adopted budget statement made by a supplemental budget which has been adopted as provided in section 23-929.

Sec. 3. That original section 23-922, Reissue Revised Statutes of Nebraska, 1943, is repealed.".

LEGISLATIVE BILL 538. Placed on General File as amended. Standing Committee amendments to LB 538:

1. On page 2, strike lines 1 to 9 and insert:

"Section 1. The State of Nebraska is hereby divided into twelve districts, based on the recognized river basins of the state, to be known as natural resources districts. Because of the natural differences within certain of such districts and the territory included therein, certain of such districts are further divided into subdistricts to be known as natural resources subdistricts. The boundaries of such districts shall be as shown on the map and in the legal descriptions, both entitled and on file in the office of the Clerk of the Legislature. Such districts and subdistricts shall in all respects be governed by the provisions of Chapter 2, article 32. The boundaries for the thirty-three natural resources districts established by the Nebraska Soil and Water Conservation Commission on August 20, 1970, are hereby abolished and shall have no legal significance from and after the effective date of this act."; in line 26, insert "and subdistricts" after "districts"; and at the end of line 26, insert "The Nebraska Soil and Water Conservation Commission may assist the natural resources districts and subdistricts in completing their formation on or before January 1, 1972, and all such districts and subdistricts shall commence operation on that date with full authority to exercise the powers, duties, and responsibilities provided by sections 2-3201 to 2-3261.".

LEGISLATIVE BILL 540. Placed on General File as amended. Standing Committee amendments to LB 540:

1. On page 2, line 4, insert "that has not been divided into subdistricts, and each subdistrict of a

district that has been so funded," after "district"; and in lines 7, 14, 15, 20, and 22, insert "or subdistrict" after "district".

2. On page 3, lines 7, 12, 15, and 17, insert "or subdistrict" after "district"; in line 10, insert "or subdistrict" after the first "district"; and in line 19, insert "or subdistrict's" after "district's".

3. On page 4, lines 1, 6, and 15, insert "or subdistrict" after "district".

LEGISLATIVE BILL 541. Placed on General File as amended. Standing Committee amendments to LB 541:

1. Insert a new section to read:

"Section 1. That section 2-1526, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

2-1526. The district may make available, on such terms as it shall prescribe but not in competition with private business or industry, to landowners within the district, agricultural and engineering machinery and equipment, ~~fertilizer, seeds and~~ seedlings, labor, and such other material or equipment or services as will assist such landowners to carry on operations upon their lands for the conservation of soil and water resources and for the prevention and control of soil erosion. The district may, in the ordinary course of business dispose of any machinery and equipment, fertilizer, and seeds on hand on the effective date of this act.".

2. Renumber original sections 1 and 2 as sections 2 and 3.

3. On page 2, line 16, strike "2-3224" and insert "2-3227"; in line 22, strike "section" and insert "sections 2-1526 and "; and in line 23, strike "is" and insert "are".

LEGISLATIVE BILL 542. Placed on General File as amended. Standing Committee amendments to LB 542:

1. Strike beginning with line 10 on page 5 through line 17 on page 7, showing all old matter stricken.

2. On page 9, line 7, strike "(3)" and insert "(2)"; in line 9, strike "twenty" and insert "fifteen"; in line 11 insert "and three members to be appointed by the Governor subject to confirmation by the Legislature" after "district"; in line 11 insert "Of the members appointed by the Governor, one shall represent municipal users of water, one shall represent gravity irrigators, and one shall represent pump irrigators." after the period; in line 12 strike "section 3" and insert "subsection (3)"; in line 13 strike "act" and insert "section"; and after line 13 insert a new subsection to read:

"(3) The initial membership of the Board of Natural Resources, except for the appointive members, shall be determined at the general election in November, 1972. The person receiving the highest number of votes for the board of each natural resources district shall be elected to membership on the Board of Natural Resources. The initial elective members of the board shall, by such method as they may choose, divide themselves into two groups of six each and designate one group to serve for a term of two years and one group to serve for a term of four years. Their successors shall be elected by the boards of directors of the respective natural resources districts from among their own membership. An elective member of the Board of Natural Resources shall serve as such only so long as he continues to serve as a director of the natural resources district which he represents. The initial appointive members of the Board of Natural Resources shall be appointed by the Governor on or before December 15, 1972, and shall take office on the first Thursday after the first Tuesday in January, 1973, subject to removal if not confirmed by the Legislature. At the time of making the appointments, the Governor shall designate one member to serve a term of two years and two to serve for a term of four years. Successors to the initial members of the Board of Natural Resources shall each serve for a term of four years. Any vacancy on the Board of Natural Resources shall be filled for the unexpired term in the same manner as successors are named. No member of the board shall serve for more than two consecutive four-year terms. The board shall have all authority conferred by law on the Nebraska Soil and Water Conservation Commission.".

3. On page 10, strike the sentence beginning in line 1, showing all old matter as stricken.

4. Strike section 3 and renumber original section 4 as section 3.

5. On page 11, line 4, strike "Fifteen" and insert "Nine"; and at the end of line 6, insert "The board shall meet at such times and places as may be necessary for the performance of its duties but not less often than once each calendar quarter.".

6. Strike original sections 5 and 6 and renumber original sections 7 to 10 as sections 4 to 7.

7. On page 12, strike line 17 and insert "water, and a"; strike beginning with the comma in line 18 through "irrigators" in line 20; at the end of line 20, insert "The board may reimburse the actual expenses necessarily incurred by the advisor appointed by the Governor, the representative of agricultural users of water, and the representative of commercial and industrial users while performing duties in connection with this act."; in line 23 insert "or subdistricts" after "districts"; and at the end of line 25 insert "Any funds that the board

would otherwise distribute to any soil and water conservation district which has so merged shall be distributed by the board to the natural resources district or subdistrict into which such merger has been made.".

8. Insert a new section to read:

"Sec. 8. Except for the issuance of certificates of election and the making of appointments, this act shall become operative on the first Thurday (sic) after the first Tuesday in January, 1973.".

9. Renumber original section 11 as section 9.

LEGISLATIVE BILL 543. Placed on General File as amended. Standing Committee amendments to LB 543:

1. Strike section 1 and renumber original sections 2 to 11 as sections 1 to 10.

2. On page 4, lines 9 and 15, insert "and natural resources subdistricts" after "districts"; and in line 27, insert "soil and water conservation districts," after "including".

3. On page 5, insert "soil and water conservation districts," at the end of line 22.

4. On page 7, lines 12 and 20, insert "or subdistrict" after "district"; in line 13, strike "this act" and insert "~~this act~~ Legislative Bill 538, Eighty-second Legislature, First Session, 1971,"; and in line 25, insert "or subdistricts" after "districts".

5. On page 8, lines 2, 4, 8, 11, and 15, insert "or subdistrict" after "district"; in line 24, strike "or districts" and insert ", ~~or~~ districts, subdistrict, or subdistricts".

6. On page 9, lines 3 and 4, strike "or districts" and insert ", ~~or~~ districts, subdistrict, or subdistricts"; in line 14, insert "and subdistrict" after "district"; and in line 23, insert "or subdistrict" after "district".

7. On page 10, line 5, insert "supervisors of soil and water conservation districts and" after "with"; in lines 7 and 14, insert "and subdistricts" after "districts"; and in line 8, insert "or subdistrict" after "district".

8. On page 11, line 4, strike "this act" and insert "~~this act~~ Legislative Bill 538, Eighty-second Legislature, First Session, 1971,"; strike beginning with "based" in line 5 through "hearing" in line 6, showing the same as stricken and after such stricken material insert "to reflect the river basins or portions thereof in which they are located"; in lines 6 and 10 insert "and subdistricts" after "districts"; and in line 8, insert "or subdistrict" after "district".

9. On page 12, lines 5 and 9, insert "or subdistrict" after "district"; and after line 23, insert "(3) When a

natural resources district or subdistrict includes a city of the metropolitan class, the members of the natural resources district or subdistrict board may select one nonvoting advisory member from each county wholly or partially within the district or subdistrict as a person interested in natural resources conservation. Such appointees shall be exclusive of the limitations on board size set out in subsection (1) of this section.".

10. On page 13, line 1, insert "or subdistrict" after "District"; in line 5, insert "or subdistrict" after "district"; at the end of line 7, insert "and subdistricts"; in line 10, insert "or subdistrict" after "district"; in line 24, insert "or subdistrict" after "district"; and strike beginning with "whether" in line 24 through the comma in line 25, and show the same as stricken.

11. On page 14, lines 1, 3, 10, 14, 18, and 27, insert "or subdistrict" after "district".

12. On page 15, line 6, insert "or subdistricts" after "districts".

13. On page 16, line 3, insert "or subdistrict" after "district"; in line 7, strike "board of directors" and insert "supervisors"; in line 8, insert "and the board of directors of each ground water conservation district" after "district"; in line 10, strike the second "the" and insert "any"; in line 11, insert "and subdistrict" after "district"; in line 11, strike "it is located" and insert "land area of such soil and water conservation district or ground water conservation district is located"; and in lines 16 and 20, insert "or subdistrict" after "district".

14. On page 17, line 5, insert "or subdistrict" after "district".

15. On page 18, lines 16 and 24, insert "or subdistrict" after "district".

16. On page 19, line 5, insert "and subdistricts" after "districts".

17. On page 20, line 10, insert "or subdistrict" after "district".

18. On page 21, lines 5 and 8, insert "and subdistricts" after "districts".

19. Insert a new section to read:

"Sec. 11. That section 2-3234, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

2-3234. Each district and subdistrict shall have the power and authority to exercise the power of eminent domain when necessary to carry out the purposes of this act within the limits of the district or subdistrict or outside its boundaries. Exercise of eminent domain shall be governed by the provisions of sections 76-704 to 76-724; Provided, that whenever any district or subdistrict seeks to acquire the right to interfere with the use of any water being used for power purposes in accordance with sections 46-204, 70-668, 70-669, and 70-672, and shall be unable to agree with the user of such water upon the compensation to be paid for such interference, the procedure to condemn property shall be followed in the manner set forth in sections 76-704 to 76-724, and no other property shall be included in such condemnation. No district or subdistrict shall contract for delivery of water to persons within the corporate limits of any village, city, or metropolitan utilities district, nor in competition therewith outside such corporate limits, except by consent of and written agreement with the governing body of such political subdivision. A village, city, or metropolitan utilities district may negotiate and, if necessary, exercise the power of eminent domain for the acquisition of water supply facilities of thedistrict or subdistrict which are within its boundaries.".

20. On page 21, line 11, strike "and 2-3229" and insert "2-3229, and 2-3234"; and in line 12, strike "section" and insert "sections 2-3221 and".

LEGISLATIVE BILL 544. Placed on General File as amended.
Standing Committee amendments to LB 533:

1. On page 6, line 1, insert ", and also section 2-3203, Reissue Revised Statutes of Nebraska, 1943" after "1943".

2. In the title, line 12, insert ", and also section 2-3203, Reissue Revised Statutes of Nebraska, 1943" after "sections".

(Signed) Loran Schmit, Chairman

GENERAL FILE

LEGISLATIVE BILL 1020. Title read. Explained.

Mr. Carpenter offered the following amendment which was adopted:
Strike "and" in line 22, all of line 23, and in line 24, strike "State or County".

Mr. Whitney moved to advance LB 1020 to Enrollment and Review.

Mr. Whitney requested a Call of the House. Mr. Whitney moved to raise the Call. The motion prevailed with 31 ayes, 0 nays and 18 not voting.

The motion to advance prevailed with 30 ayes, 2 nays and 17 not voting.

Mr. Whitney asked unanimous consent to expedite LB 1020. No objections. So ordered.

VISITORS

Mr. Epke introduced fourth grade students from Seward, Nebraska, and their teachers, Mrs. Srb, Miss Muster and Mrs. Groff.

Mr. Moylan introduced 30 eighth grade students from Jackson School, Omaha, Nebraska, and their teacher, M. Guidley.

Mr. Goodrich introduced 60 fourth grade students from LeMay and Ft. Crook Schools, Bellevue, Nebraska, and their teachers, Ruth Tempelmann and Kathy Ryan.

Mr. Wallwey introduced 56 fourth grade students from Emerson-Hubbard Consolidated, Emerson, Nebraska, and their teachers, Evelyn Kruger, Eunice Behrens and Mrs. Mehling.

GENERAL FILE

LEGISLATIVE BILL 264. Considered.

Motion to advance to Enrollment and Review failed with 19 ayes, 4 nays and 26 not voting.

Mr. Keyes asked unanimous consent to bracket for May 5, 1971. No objections. So ordered.

LEGISLATIVE BILL 1024. Title read. Explained.

Mr. Wiltse offered the following amendment which was adopted:
Add the emergency clause.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 1021. Title read. Explained.

Advanced to Enrollment & Review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 1022. Title read. Explained.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

UNANIMOUS CONSENT—Pass over LB 414 and LB 293

Mr. Carpenter asked unanimous consent to pass over LB 414 and LB 293. No objections. So ordered.

UNANIMOUS CONSENT—Order of Day

Mr. DeCamp asked unanimous consent to place LB 326 at the top of General File. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 326. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 982 for the Forty-Ninth Day were adopted.

Mr. Luedtke offered the following amendment which was adopted:
Amend page 15, lines 13 and 14, Section 3 of LB 326 (Schedule III (b) (11) by striking the words"(11) Pentazocine" and "(12)" and inserting in lieu thereof"(11)"before the word "Nalorphine".

Mr. Carpenter offered the following amendment which was adopted:
Page 32, line 8, strike "90" and insert "7" Days.

Mr. Carpenter offered the following amendment which was adopted:
"If any section in this act or any part of any section shall be declared invalid or unconstitutional, such declaration of invalidity shall not affect the validity of the remaining portions thereof."

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

Mr. DeCamp asked unanimous consent to expedite LB 326. No objections. So ordered.

VISITORS

Mr. Proud introduced 45 fourth grade students from Bennington, Nebraska, and their teacher, Mrs. Overholser.

Mr. Wiltse introduced 23 Seventh and Eighth grade students, and their teacher, Aurelia Seeberger, from Hanover, Kansas.

GENERAL FILE

LEGISLATIVE BILL 802. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 880 for the Forty-Fourth Day was adopted.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

UNANIMOUS CONSENT–Order of Day

Mr. Holmquist asked unanimous consent to consider LB 662 on General File at this time and to place LB 307 at the bottom of General File. No objections. So ordered.

LEGISLATIVE BILL 662. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 1073 for the Fifty-Fourth Day was adopted.

Mr. Maresh offered the following amendment which was adopted:

Amend the Standing Committee amendments to strike "and on page 3," and insert "and on page 4.".

Mr. Maresh offered the following amendments which were adopted by a vote of 25 ayes, 4 nays and 20 not voting.

1. Insert a new section to read:

"Sec. 3. No agency of this state shall purchase, lease, or acquire real estate from any railroad company or corporation owning or operating a railroad over a right-of-way outside of incorporated cities and villages which has been permitted to be abandoned by a federal agency, without prior approval by the Legislature of such purchase, lease, or acquisition.".

2. Renumber original section 3 as section 4.

Advanced to Enrollment & Review with 25 ayes, 4 nays and 20 not voting.

MEMBER EXCUSED

Mr. Warner asked unanimous consent to be excused until 3:00 p.m. today. No objections. So ordered.

COMMITTEE MEETING—Executive Session

Mr. Holmquist announced the Public Works Committee would not meet today.

RECESS

At 12:01 p.m., on a motion by Speaker Hasebroock, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:04 p.m., President Marsh presiding.

The roll was called and all members were present except Mrs. Orme, Messrs. F. Carstens, Duis, Epke,, Morgan, and Stull who were excused. Mr. Simpson was excused until 3:00 p.m. and Mr. Warner was excused until 3:30 p.m. Mr. Klaver was absent.

MEMBERS EXCUSED

Mr. Swanson asked unanimous consent to be excused at 3:30 p.m. for the remainder of the day. No objections. So ordered.

Mr. DeCamp asked unanimous consent to be excused Monday, May 3, 1971. No objections. So ordered.

VISITORS

Mr. Ziebarth introduced 31 seventh and eighth grade students from Sacred Heart School in Lawrence, and their teachers, Sisters Gregory, Patricia, Rosanne and Bernadette and Mrs. Kotinek.

RESOLUTIONS

LEGISLATIVE RESOLUTION 55. Mr. Carpenter moved the adoption of LR 55 found in the Legislative Journal on page 1553 for the Seventy-Third Day. The motion failed with 6 ayes, 28 nays and 15 not voting.

UNANIMOUS CONSENT–Order of Business

Mr. Waldron asked unanimous consent to place LB 977 at the top of General File and to place LB 354 at the bottom of General File. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 422. Title read. Explained.

Mr. Kremer offered the following amendment which was adopted:
Page 3, line 1, strike seventeen and insert eighteen.

Mr. Kremer moved to advance to Enrollment and Review.

Mr. Kremer requested a Call of the House. Mr. Kremer moved to raise the Call. The motion prevailed with 26 ayes, 1 nay and 22 not voting..

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 977. Title read. Explained.

Advanced to Enrollment &Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 349. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 881 for the Forty-Fourth Day were adopted.

Mr. Holmquist moved to advance to Enrollment and Review.

Mr. Holmquist requested a Call of the House. Mr. Holmquist moved the Call be raised. The motion prevailed with 30 ayes, 0 nays and 19 not voting.

Advanced to Enrollment and Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 692. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 908 for the Forty-Fifth Day were adopted.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 733. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 908 for the Forty-Fifth Day were adopted.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 823. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 908 for the Forty-Fifth Day were adopted.

Mr. Burbach offered the following amendment which was adopted:

Amend Section 1, Page 2, Lines 6 and 7, to strike "~~The owners or possessors of reservoirs~~" and insert "Every person who owns, controls or operates a reservoir,".

Laid over.

UNANIMOUS CONSENT—Order of Business

Mr. Carpenter asked unanimous consent to set LB 573 on Final Reading for Monday, May 3, 1971. No objections. So ordered.

EXPLANATION OF VOTE

Had I been present, I would have voted against LR 55.

(Signed) Harold Simpson

ADJOURNMENT

At 3:24 p.m., on a motion by Mr. Savage, the Legislature adjourned until 9:00 a.m., Monday, May 3, 1971.

Vincent D. Brown
Clerk of the Legislature

SEVENTY-FIFTH DAY—MAY 3, 1971

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

SEVENTY-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, May 3, 1971

Pursuant to adjournment the Legislature met at 9:04 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Eternal Father, grant to the members and officers of this Legislature a meaningful moment of prayer before they take up the duties of this day. Turn their thoughts to Thee, and open their hearts to Thy spirit, that they may have wisdom in their decisions, understanding in their thinking, love in their attitudes, and mercy in their judgments. Let them not think, when this prayer is said, that their dependence upon Thee is over, and forget Thy counsels for the rest of the day. Rather, from these moments of hard searching may there come such a sweetness of disposition that all may know that Thou art in this place. From this holy interlude may there flow light and joy and power that will remain with them until night shall bring Thy whispered benediction, "well done, good and faithful servant." So help us all this day. Through Christ our Lord. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. DeCamp and Swanson who were excused. Mr. Lewis was absent.

STANDING COMMITTEE REPORT

Agriculture and Recreation

LEGISLATIVE BILL 117. Placed on General File.

(Signed) Loran Schmit, Chairman

MEMBER EXCUSED

Mr. Savage asked unanimous consent to be excused at 11:00 a.m. until 2:00 p.m. today. No objections. So ordered.

MOTION—Return LB 573 to Select File

Mr. Morgan moved to return LB 573 to Select File for the following specific amendment:

Section 1, Line 5, strike 50%, insert 35%, Subsection 5, Line 4, after the,strike 50%,insert 35%. New Sec. calling for 50% in 1974.

The motion to return prevailed with 37 ayes, 2 nays and 10 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 670.

A BILL FOR AN ACT to amend section 43-205.06, Reissue Revised statutes of Nebraska, 1943, sections 43-202, 43-206.01, 43-206.04, and 43-243, Revised Statutes Supplement, 1969, and section 43-206.03, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 579, Eighty-second Legislature, First Session, 1971, relating to infants; to provide additional provisions for appeals in juvenile court cases; to provide for payment of attorney fees; to change the requirements for service of process in juvenile cases; to change the standard of proof required in juvenile court; to provide for exchange of files between courts in juvenile cases; to provide for disposition of records in juvenile cases; to provide for restraining orders in juvenile cases; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett
Burbach
Carpenter
Carsten
Carstens
Craft
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Kokes
Kremer
Luedtke
Mahoney
Maresh
Marvel
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Chambers
Morgan
Clark
Swanson
DeCamp
Klaver
Lewis

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 752. With emergency.

A BILL FOR AN ACT to amend section 53-125, Reissue Revised Statutes of Nebraska, 1943, and section 53-103, Revised Statutes Supplement, 1969, as amended by section 2, Legislative Bill 234, Eighty-second Legislature, First Session, 1971, relating to alcoholic liquors; to redefine person to include a trustee; to provide an exception; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Barnett
Clark
Goodrich
Kime
Mahoney
Nore
Simpson
Stull
Warner
Burbach
Craft
Hasebroock
Klaver
Maresh
Orme
Skarda
Syas
Whitney
Carpenter
Duis
Holmquist
Kokes
Marvel
Proud
Snyder
Waldo
Wiltse
Carsten
Elrod
Johnson
Kremer
Morgan
Savage
Stahmer
Waldron
Ziebarth
Carstens
Epke
Kennedy
Luedtke
Moylan
Schmit
Stromer
Wallwey

Voting in the negative, 0.

Not voting, 5:

Chambers
DeCamp
Keyes
Lewis
Swanson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

UNANIMOUS CONSENT—Bracket LB 1020

Mr. Carpenter asked unanimous consent to bracket LB 1020 until no later than Thursday, May 6. No objections. So ordered.

VISITOR

Mr. Clark introduced former Senator George Fleming of Sidney, Nebraska.

SELECT FILE

LEGISLATIVE BILL 921. Laid over.

LEGISLATIVE BILL 586. Enrollment and Review amendments found in the Legislative Journal on page 1576 for the Seventy-Fourth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 791. Enrollment and Review amendment found in the Legislative Journal on page 1576 for the Seventy-Fourth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 856. Enrollment and Review amendment found in the Legislative Journal on page 1576 for the Seventy-Fourth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 520. Enrollment and Review amendment found in the Legislative Journal on page 1576 for the Seventy-Fourth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 889. Enrollment and Review amendment found in the Legislative Journal on page 1577 for the Seventy-Fourth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 679A. Enrollment and Review amendments found in the Legislative Journal on page 1577 for the Seventy-Fourth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 680A.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 939. Enrollment and Review amendments found in the Legislative Journal on page 1577 for the Seventy-Fourth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 822.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 573.

Mr. Morgan asked unanimous consent to substitute the following amendments for the amendment found in today's Journal. No objections. So ordered.

1. On page 1, lines 5 and 25, strike "fifty" and insert "thirty-five".

2. Insert a new section to read:

"Sec. 2. Effective January 1, 1974, an additional fifteen per cent exemption from actual value to that total already provided in section 1 of this act shall be allowed for the classes of property as provided in section 1 of this act.".

3. Renumber sections 2 to 11 as sections 3 to 12.

4. On page 3, line 6, strike "section 1" and insert "sections 1 and 2"; in line 9, strike "and 2" and insert ", 2, and 3".

5. In renumbered section 5, line 3, strike "and 3" and insert "3, and 4".

6. In renumbered section 6, lines 3 and 4, strike "and 4" and insert "4, and 5".

7. On page 4, line 20, strike "7" and insert "8"; and in line 26, strike "5" and insert "6".

8. On page 5, line 9, strike "7" and insert "8".

9. On page 6, lines 2 and 7, strike "7" and insert "8".

The Morgan amendments were adopted by a vote of 34 ayes, 4 nays and 11 not voting.

Advanced to Enrollment & Review for engrossment.

MOTION—Return LB 573 to Select File

Mr. Barnett moved to return LB 573 to Select File for the following specific amendments:

Page 2, Line 5, (Remove 50% and insert 15%)
Page 3, Line 5, 15% instead of 50%
Page 3, Line 10, effective January 1, 1973
Page 3, Line 11, instead of 10% insert 15%
Page 3, Line 15, effective January 1, 1974
Page 3, Line 16, instead of 10% insert 15%
Page 3, Line 20, effective January 1, 1975
Page 3, Line 21, instead of 10% insert 15%
Page 3, Line 25, effective January 1, 1976 and January 1 of 1977
Page 3, Line 26 instead of 10% insert 15%
Page 4, Line 3, 1978 instead of 1979

The motion to return lost with a vote of 15 ayes, 22 nays and 12 not voting.

SELECT FILE

LEGISLATIVE BILL 921.

Messrs. Proud and Skarda offered the following amendments which were adopted:

In Section 7, subsection (d) strike the words "subject to the approval of the county board" and in subsection (e) of the same section strike the words "subject to the approval of the county board".

Strike Section 4 and insert: "(1) The Commission shall consist of five members who shall be in sympathy with the application of merit principles to public employment. No member of the Commission shall be a member of any local, state or national committee of a political party or an officer or member of a committee in any partisan political club or organization.

(2) The members of the Commission shall be as follows: (a) two elected officers selected from the offices of and elected by the county commissioners, clerk, assessor, treasurer, public defender, register of deeds, clerk of the district court, surveyor and sheriff, being of opposite political parties if possible, and provided that each party shall separately select its own member, (b) two full time permanent county employees. The initial two such employees shall be selected by the two elected officers referred to in subsection (a) as follows: Any such enployee who is at least 21 years of age may submit his name as a candidate to the elected officer of his own party who shall then select one commission member from such list of names; (c) the four members of the Commission shall then select a public member holding no public or political office. (d) Following such initial term the Commission shall establish employee election procedure, provided that all county employees subject to this act may vote and, if not less than 21 years of age, be candidates for a member of the Commission. One employee member of the Commission shall be a democrat elected by the democrat registered employees subject to the act and one employee member of the Commission shall be a republican elected by the republican registered employees subject to the act.

(e) Such four members shall then select a public member holding no public or political office to serve as the fifth member of the Commission.

(3) The initial term of office of (a) the two elected officers shall be three years from the effective date of this act; (b) the initial term of office of the county employees shall be two years from the effective date of this act; (c)

the initial term of the public member shall be three years from the effective date of this act.

At the expiration of the initial term of office, a successor member shall be elected or appointed provided herein for a term of three years. Membership on the Commission of any member shall terminate upon the resignation of any member or at such time as the member no longer complies with the qualifications for election or appointment to the Commission. In the event a member's term terminates prior to the expiration of the term for which he was elected or appointed, the Commission shall appoint a successor or member complying with the same qualifications for the unexpired term.

Add a sentence at the end of Section 6 as follows: The Commission shall elect one of its members as chairman for a period of one year or until his successor has been duly elected and qualified.

Mr. Proud asked unanimous consent to add his name to LB 921. No objections. So ordered.

Advanced to Enrollment and Review for engrossment.

UNANIMOUS CONSENT–Bracket LB 369

Mr. Goodrich asked unanimous consent to bracket LB 369 on E & R for engrossment until Friday, May 7, 1971. No objections. So ordered.

RESOLUTION

LEGISLATIVE RESOLUTION 56.

Introduced by Don Elrod, 35th District; Maurice Kremer, 34th District; Wayne Ziebarth, 37th District; Gerald Stromer, 36th District; Richard Marvel, 33rd District; Richard Maresh, 32nd District; Jerome Warner, 23rd District.

WHEREAS, it is proposed that a one hundred bed addition be added to the Nebraska Veterans Home at Grand Island, Nebraska, to be used for the benefit of the resident veterans of the State of Nebraska, and

WHEREAS, the Nebraska Veterans Home now has three hundred ninety-six members and a four hundred seven bed capacity and an annual application list of two hundred sixteen veterans indicates that there is an immediate need for this addition, and

WHEREAS, the Veterans Administration of Washington, D.C., has approved this project and earmarked funds to pay for fifty per cent of the cost, and

WHEREAS, the Nebraska Veterans Home Building Fund has a balance of eight hundred seventeen thousand dollars available to pay its share of the building cost, and

WHEREAS, the Director of Public Institutions has approved this project, and

WHEREAS, it has been approved by the Central Planning Office of the State of Nebraska, and

WHEREAS, it has been approved by the Governor's Office of the State of Nebraska, and

WHEREAS, it has been approved by the Veterans of Foreign Wars, the American Legion, and Veterans of World War One, and

WHEREAS, it is more economical to care for the indigent veterans at the Nebraska Veterans Home than at any other facility in the State, and

WHEREAS, there will be no General Fund money involved in this construction, and

WHEREAS, it is anticipated that it will take two years for the construction of this building.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

That such addition to the Nebraska Veterans Home upon terms and conditions above set out and is hereby approved and its acceptance by the Director of Public Institutions is hereby authorized.

Laid over.

MEMBER EXCUSED

Mr. Hasebroock asked uanimous consent to be excused the balance of the day. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 526. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 813 for the Forty-First Day were adopted.

Mr. Carpenter moved to indefinitely postpone LB 526.

Mr. Waldo requested a Call of the House. The Call showed 44 members present.

Mr. Holmquist moved to raise the Call. The motion prevailed with 33 ayes, 4 nays and 12 not voting.

Mr. Syas requested a record vote.

Voting in the affirmative, 22:

Barnett
Duis
Luedtke
Proud
Stull
Burbach
Epke
Morgan
Skarda
Wiltse
Carpenter
Holmquist
Moylan
Snyder
Carstens
Johnson
Nore
Stahmer
Craft
Klaver
Orme
Stromer

Voting in the negative, 17:

Carsten
Clark
Elrod
Kennedy
Keyes
Kime
Kokes
Mahoney
Maresh
Marvel
Schmit
Simpson
Syas
Wallwey
Warner
Whitney
Ziebarth

Not voting, 10:

Chambers
DeCamp
Goodrich
Hasebroock
Kremer
Lewis
Savage
Swanson
Waldo
Waldron

The motion to indefinitely postponed prevailed with 22 ayes, 17 nays and 10 not voting.

VISITORS

Mr. Wiltse introduced 34 eighth grade students from South East Consolidated Schools, Stella, Nebraska, and their teachers, Gaynell Hutton and Ralph Chatelain.

Mr. Proud introduced 50 seventh and eighth grade students from Valley Junior High School, Nebraska, and their teachers, Mr. Woodward and Mr. Stiekel.

Mr. Schmit introduced 14 grade school students from District 74, Valparaiso, Nebraska, and their teacher, Maxine L. Masek.

Mr. Waldo introduced 25 students from West Elementary School, Fairbury, Nebraska, and their teachers, Mesdames Schmidt, Baldwin, Williams and Melander.

The President introduced Mr. Olugbenga Akinsanya from Nigeria and Bruce Benton, his escort.

MEMBERS EXCUSED

Mr. Skarda asked unanimous consent to be excused Tuesday, May 4, 1971. No objections. So ordered.

Mr. Wiltse asked unanimous consent to be excused this afternoon. No objections. So ordered.

COMMITTEE MEETING–Executive Board

Mr. Carpenter announced there would be a Government and Military Affairs Committee meeting today at 1:30 p.m.

ANNOUNCEMENT

Mr. Whitney announced that copies of the deliberations from the Constitutional Revision Committee meeting would be available to the members.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 462. Replaced on Select File as amended. Enrollment and Review amendments to LB 462:

1. Strike the Syas and Carstens amendments and all E & R amendments.

2. In section 2, line 1, insert a comma after "district"; in line 3, strike "appropriation" and insert "fund"; in line 9, insert a comma after "1971" and after "1972"; in line 9, strike "divide" and insert "dividing"; strike line 12 and insert "which the payment is to be"; in lines 13 and 14, strike "appropriation that shall be paid" and insert "payment"; in both formulas strike "94%" and insert ".94"; in line 23, strike "subsections" and insert "subdivisions"; and in line 25, strike "appropriation" and insert "fund".

3. On page 2, line 13, strike "General" and insert "Public School Property Tax Relief".

4. In the title, strike lines 2 to 9, and insert: "FOR AN ACT relating to schools; to create the Public School Property Tax Relief Fund and specify its source and purpose.".

LEGISLATIVE BILL 191. Replaced on Select File as amended. Enrollment and Review amendment to LB 191:

1. Strike E & R amendment 4, adopted 2/19/71.

LEGISLATIVE BILL 278. Placed on Select File as amended. Enrollment and Review amendments to LB 278:

1. In standing committee amendment 1, lines 1 and 2, strike "and show as stricken"; in line 3, strike "by law" and insert "in section 28-919"; and in line 14, strike the first "sexual".

2. In standing committee amendment 2, line 2, strike "or not".

3. On page 5, line 5, reinstate "29-1803.03.".

4. On page 5, insert an underscored period at the end of line 13; and strike the period in line 16 and show the same as stricken.

5. On page 6, line 8, insert "of this act" after "4".

6. On page 8, line 6, strike "county" and insert "court"; and in line 14, insert "who" after "and".

7. On page 9, lines 2 and 3, strike "herein provided" and insert "provided in this section".

8. In lieu of standing committee amendment 4, on page 9, lines 13 and 21, insert "at least" after the second comma.

9. On page 10, lines 7 and 24, insert "of age" after "years"; in lines 19 and 26, strike "State Penal" and insert "Nebraska Penal and Correctional"; in line 20, insert "such defendant" after "separate"; in line 21, insert "and" after the first comma; and in lines 21 and 22, strike "such defendant" and insert "him".

10. On page 11, lines 4, 11, and 18, strike "State Penal" and insert "Nebraska Penal and Correctional"; and in line 25, strike the first "of" and insert "by".

11. On page 12, line 8, strike "State Penal" and insert "Nebraska Penal and Correctional"; and in line 13, insert an underscored comma after "county"; in line 16, strike "herein provided" and insert "provided in this section"; and in line 17, strike "heretofore" and insert "otherwise".

12. On page 13, lines 6 and 12, strike "State Penal" and insert "Nebraska Penal and Correctional"; and in line 8, strike "section 4" and insert "this section".

13. On page 15, line 13, strike "State Penal" and insert "Nebraska Penal and Correctional".

14. On page 16, line 4, strike "through" and insert "to"; in line 14, strike the first "for" and insert "from"; and in lines 14 and 15, strike "for the sex offense".

15. In new section 12, line 1, insert "Sec. 12." before "If"; in lines 1, 5, 7, strike "article,"; and in lines 1, 5, and 7, insert ", sentence," after "section".

16. On page 18, line 18, strike "29-2603 and 29-2606" and insert "29-2903 and 29-2906".

17. In the title, line 9, insert "to provide severability" after the semicolon; and in lines 10 and 11, strike "29-2603 and 29-2606" and insert "29-2903 and 29-2906".

LEGISLATIVE BILL 365. Placed on Select File as amended. Enrollment and Review amendments to LB 365:

1. In standing committee amendment 2, line 2, insert "except the subsection number" after "material"; and in line 5 insert "returning" after "or".

2. Because of standing committee amendment 1, strike the first Barnett amendment to page 2.

3. In lieu of the remaining Barnett amendments to page 2, on page 2, lines 6, 18, 15, and 24 insert "or law enforcement officer" after "fireman".

4. On page 2, line 17, insert "or law enforcement superior" after "department".

5. Because of standing committee amendments 2 and 3, strike the Barnett amendment to page 3 and also strike new subsection (4).

6. In the title, strike lines 4 and 5 and insert "roads; to change provisions authorizing flashing lights as prescribed;".

LEGISLATIVE BILL 468. Placed on Select File as amended. Enrollment and Review amendments to LB 468:

1. On page 13, line 1, strike "those" and insert "the"; and in line 18 strike "section 79-402" and insert "sections 79-402 and 79-403".

2. Renumber original section 11 as section 12.

3. In the title, line 4, strike "section 79-402" and insert "sections 79-402 and 79-403".

LEGISLATIVE BILL 350. Placed on Select File as amended. Enrollment and Review amendments to LB 350:

(Note. There is a discrepancy in paging between the bill as introduced and as printed. References to pages in standing committee amendments and the following amendments are to the bill as introduced. References to pages in the Clark and Whitney amendments are to the bill as printed.)

1. Strike the Whitney amendments to the standing committee amendments.

2. On page 2, line 8, strike the second comma; and in line 19 strike the first comma.

3. On page 3, line 14, insert "where" after "or".

4. On page 4, line 1, strike "subdivisions" and insert "subdivision"; in line 2 strike "subsection" and insert "subdivision"; and at the end of line 9 insert "and".

5. On page 5, line 15, strike "n or" and insert "nor".

6. In lieu of the Whitney amendment III, on page 5, strike beginning with "of" in line 22 through the comma in line 23 and show the same as stricken; in line 24, insert an underscored semicolon after "pharmacist"; and strike the remainder of the subdivision showing old matter as stricken.

7. On page 6, line 25, strike "such applicant".

8. On page 7, line 23 insert an underscored period after "statutes"; and on page 8, line 1, strike the period and show the same as stricken.

9. On page 8, line 3, insert an underscored comma after "Pharmacy".

10. On page 9, lines 17 and 25, insert an underscored period after "practitioner"; and in line 19 and 27 strike the period and show the same as stricken.

11. In lieu of standing committee amendment 5, on page 14, line 24, strike "twenty-five" and insert "~~twenty-five~~ fifty".

12. On page 15, insert "and" at the end of line 15; insert an underscored comma at the end of line 20; and in line 23 reinstate "a".

13. On page 16 insert an underscored semicolon after "pharmacy" in line 6 and after "pharmacist" in line 13; and in lines 7 and 14 strike the semicolon and show the same as stricken.

14. On page 17, line 7, strike "of this act,"; in line 20 insert an underscored period after "section"; and in line 21 strike the period and show the same as stricken.

15. Renumber original sections 14 and 15 as sections 13 and 14.

16. In the title, line 11, strike "sections 71-1,143.01 and" and insert "section".

LEGISLATIVE BILL 442. Placed on Select File as amended. Enrollment and Review amendments to LB 442:

1. In standing committee amendment 1, line 9, insert "that" after "stating"; and in the last line strike the period and insert "; and".

2. In standing committee amendment 2, line 2, strike "a" and insert "an underscored".

3. On page 4, line 9, show the period as stricken.

4. On page 5, line 13, insert "and" after the commas; strike beginning with the comma in line 15 through "statutes" in line 16; and in line 18, strike "to the board".

5. On page 6, line 2, insert an underscored comma after "shall"; in line 16, strike the comma and insert "and"; and in lines 23 and 24, strike ", and the applicable statutes".

6. In standing committee amendment 4, line 2, strike "line 10" and insert "lines 10 to 13".

7. On page 7, line 5, strike "noted under" and insert "provided in"; in lines 5 and 6, strike "noted in".

8. In standing committee amendment 5, line 1, strike "line 7" and insert "lines 7 to 9".

9. On page 7, line 16, strike "drawn against" and insert "expended"; in line 18, strike "biennium" and insert "year"; in lines 22 and 23, strike ", as provided by law"; in line 23, strike "must" and insert "shall"; and in line 27, strike "the".

10. On page 8, line 1, insert "its duties." after "performing" and strike the rest of the sentence; in line 4, strike "under" and insert "in"; strike line 17 and insert "of his official duties or while"; in line 23, strike "registration"; and in line 24, strike "noted" and insert "provided".

11. In standing committee amendment 6, line 1, strike "line 11" and insert "lines 11 to 13".

12. On page 9, line 17, strike "registrations" and insert "registration"; and in line 21, strike "reasons" and insert "reason".

13. In standing committee amendment 12, line 4, insert " and show as stricken" after "comma".

14. In standing committee amendment 13, line 7, strike "he shall" and insert "must".

15. In the title, strike beginning with "to" in line 19 through the semicolon in line 20.

LEGISLATIVE BILL 295. Placed on Select File as amended.
Enrollment and Review amendments to LB 295:

1. On page 2, line 7, strike "of" and insert "thereof".
2. In standing committee amendment 2, strike lines 1 and 2 and insert "2. On page 2, after line 16, insert:"; and in line 3 strike "(5)".
3. On page 3, insert "or" at the end of line 3.
4. In new section 6, lines 3 and 6, insert "or village" after "city".
5. On page 5, line 6, strike "confined to" and insert "imprisoned in".
6. Add a new section to read:

   "Sec. 12. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."
7. In the title, line 5, strike "vehicle" and insert "vehicles"; in line 6 insert "to provide for immunity;" after the semicolon; in line 8 strike "and"; and in line 8 insert "; and to declare an emergency" after "penalties".

LEGISLATIVE BILL 303. Correctly engrossed.

LEGISLATIVE BILL 339. Correctly engrossed.

LEGISLATIVE BILL 504. Correctly engrossed.

LEGISLATIVE BILL 578. Correctly engrossed.

LEGISLATIVE BILL 594. Correctly engrossed.

LEGISLATIVE BILL 604. Correctly engrossed.

LEGISLATIVE BILL 688. Correctly engrossed.

LEGISLATIVE BILL 929. Correctly engrossed.

LEGISLATIVE BILL 1002. Correctly engrossed.

LEGISLATIVE BILL 94. Correctly enrolled.

LEGISLATIVE BILL 223. Correctly enrolled.

LEGISLATIVE BILL 224. Correctly enrolled.

LEGISLATIVE BILL 225. Correctly enrolled.

LEGISLATIVE BILL 475. Correctly enrolled.

LEGISLATIVE BILL 666. Correctly enrolled.

LEGISLATIVE BILL 728. Correctly enrolled.

LEGISLATIVE BILL 738. Correctly enrolled.

LEGISLATIVE BILL 996. Correctly enrolled.

LEGISLATIVE BILL 997. Correctly enrolled.

LEGISLATIVE BILL 1011. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 94, LB 223, LB 224, LB 225, LB 475, LB 666, LB 728, LB 738, LB 996, LB 997 LB 1011 and LR 53.

STANDING COMMITTEE REPORT

Miscellaneous Subjects

LEGISLATIVE BILL 451. Placed on General File as amended.
Standing Committee amendments to LB 451:

1. In Section 1, page 2, line 7, after the period insert: "Provided; the provision of this act shall not apply to gas distribution lines or to public utilities when acquiring property for a proposed project involving the acquisition of rights or interests in ten or fewer separately owned tracts or when the acquisition is within the corporate limits of any city or village; and provided further; this act shall not apply to the proposed location of electric pole lines or underground lines with a voltage capacity of less than thirty-four thousand five hundred volts.".
2. In Section 2, page 2, line 21, strike the period and insert ", but shall not include easements for public utilities located along and within five feet of a public road or railroad right-of-way.".
3. In Section 3, page 2, lines 24 and 25, strike "one hundred eighty days" and insert "ninety days".

LEGISLATIVE BILL 955. Placed on General File.

(Signed) J. James Waldron, Chairman

GENERAL FILE

LEGISLATIVE BILL 1025. Considered. Pending.

RECESS

At 11:58 a.m., on a motion by Mr. Barnett, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:04 p.m., President Marsh presiding.

The roll was called and all members were present except Messrs. DeCamp, Hasebroock, Savage and Swanson who were excused and Mr. Wiltse who was excused until 3:00 p.m. and Mr. Lewis who was absent.

VISITORS

Mr. Klaver introduced 30 fourth through sixth grades and their teacher, Dena Hamilton of Central Grade School, Omaha, Nebraska.

MESSAGE FROM THE GOVERNOR

April 30, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
Legislative Chambers
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Legislative Bills Nos. 178A, 427, 593, 626, 653, 678, 757, 793, 811, 818, 839, and 873, and Reengrossed Legislative Bills Nos. 178 and 436. These bills were signed by me on April 30, 1971 and delivered to the Secretary of State.

Very truly yours,
(Signed) J. James Exon
Governor

JJE:fw

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on May 3, 1971 at 1:15 p.m.: LB 474, LB 510, LB 512, LB 630, LB 986, LB 988, LB 1010 and LB 1019.

(Signed) Barbara Jackson, Enrolling Clerk

STANDING COMMITTEE REPORT

Public Works

LEGISLATIVE BILL 992. Placed on General File as amended.
Standing Committee amendments to LB 992:

1. On page 3, lines 1 to 4, reinstate the stricken matter and strike the new matter in line 4.

2. On page 4, line 16, strike "(4)" and insert "and (5)"; insert an underscored period after "property" in line 19 and strike the remainder of the sentence and show the same as stricken; strike "The" in line 20 and "county board" in line 23 and show both as stricken; strike the new matter in lines 26 and 27; and strike the period in line 27 and show the same as stricken.

3. Insert a new section to read:

"Sec. 3. That section 77-1605.01, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-1605.01. The county boards of the several counties are authorized to levy a tax ~~of not to exceed two mills on the dollar~~ upon the assessed value of all the taxable property in such county, except intangible property, in addition to all other levies authorized by law, for the purpose of raising funds for the construction or improvement of any of the county roads within the respective counties. The funds raised by such special levy may be used by the county independently or for cooperative projects with the government of the United States or with any political or governmental subdivision of a state. Such funds shall be used for necessary road and bridge purposes.".

4. On page 5 strike lines 6 to 9 and insert:

"Sec. 4. That original sections 39-1906, 77-1603, and 77-1605.01, Reissue Revised Statutes of Nebraska, 1943, are repealed.".

(Signed) Claire W. Holmquist, Chairman

SELECT COMMITTEE REPORT

Nebraska Retirement Systems Advisory

LEGISLATIVE BILL 531. Indefinitely postponed.

LEGISLATIVE BILL 555. Indefinitely postponed.

LEGISLATIVE BILL 605. Indefinitely postponed.

(Signed) Claire W. Holmquist, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 57.

Introduced by Leslie A. Stull, 49th District.

WHEREAS, the importance of agriculture to the state of Nebraska is paramount; and

WHEREAS, fifty percent of all trucks registered in Nebraska are for the purpose of transporting farm commodities; and

WHEREAS, trucks are the vital link in the farm-to-consumer distribution chain, and

WHEREAS, the director of the Bureau of Motor Carrier Safety of the Federal Highway Administration under the Department of Transportation has proposed that the new Motor Carrier Safety Regulations concerning the qualifications of drivers operating trucks be extended to farmers or ranchers driving their own trucks in farm use; and

WHEREAS, these provisions of Part 391 of the Motor Carrier Safety Regulations applying to drivers of motor vehicles operated in behalf of farmers regardless of the size of the vehicle would have a serious adverse effect on agriculture.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION: (1) That the director of the Bureau of Motor Carrier Safety immediately suspend until at least January 1, 1972 all driver qualification rules that are applicable to drivers of single unit vehicles used to transport farm produce from a farm or supplies to a farm; (2) That the Congress of the United States immediately undertake a study of this matter and by legislation direct the specifics that shall be followed by the director of Motor Carrier Safety as to what the specific standards they deem acceptable in the agriculture field of the qualifications of drivers transporting commodities from and to the farms of America; (3) That a copy of this Resolution be directed to the president of the United States, the secretary of Transportation, the director of the Bureau of Motor Carrier Safety, the secretary of Agriculture and the entire Nebraska congressional delegation.

Mr. Stull asked unanimous consent to add Mr. Burbach's name. No objections. So ordered.

Laid over.

INVITATION

An invitation from the Girls Training School, Geneva, was extended to the members to attend the annual Commencement Exercises on Saturday, May 15, 10:00 a.m. Mrs. Orme is the Commencement Speaker.

GENERAL FILE

LEGISLATIVE BILL 1025.

Mr. Carpenter asked unanimous consent to have the bill explained section by section. No objections. So ordered.

Mr. Simpson offered the following amendment:

Amend LB 1025, page 24, Program No. 521 by striking lines 5 through 18.

Mr. Simpson requested a record vote.

Voting in the affirmative, 12:

Barnett
Carsten
Carstens
Chambers
Duis
Kokes
Luedtke
Maresh
Orme
Simpson
Waldo
Warner

Voting in the negative, 28:

Burbach
Carpenter
Clark
Epke
Goodrich
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Mahoney
Marvel
Morgan
Moylan
Nore
Proud
Savage
Schmit
Skarda
Snyder
Stahmer
Stromer
Stull
Syas
Wallwey
Whitney
Ziebarth

Not voting, 9:

Craft
DeCamp
Elrod
Hasebroock
Kremer
Lewis
Swanson
Waldron
Wiltse

The Simpson amendment failed with 12 ayes, 28 nays and 9 not voting.

Mr. Marvel offered the following amendment which was adopted:

1. Amend the bill by striking sections 42 to 46 and insert the following:

	Fund Distribution in Dollars			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
"Sec. 42. Board of Trustees of the Nebraska State Colleges – Agency No. 49				
(1) Program No. 048 – Office of Secretary	65,031			65,031
Personal Services expenditures shall not exceed $50,821.				
(2) Program No. 616 – Federal Coordinating Program	2,755		60,000	62,755
Personal Services expenditures shall not exceed $48,729.				
For Informational Purposes only: Total Appropriations to Agency No. 49 and Fund Source	67,786		60,000	127,786
Sec. 43. Chadron State College – Agency No. 50-1				
(1) Program No. 201 – Instructional Services	590,074	1,033,821		1,623,895
Personal Services expenditures shall not exceed $1,500,777.				
(2) Program No. 211 – General Institutional Operations	738,239	39,291		777,530

	Fund Distribution in Dollars			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Personal Services expenditures shall not exceed $484,474.				
(3) Program No. 221 – Related Instructional Services	320,529	5,550	377,279	703,358
(4) Program No. 231 – Student Services	100,562	59,260		159,822
(5) Program No. 241 – Auxiliary Enterprises				
Revolving Fund expenditures for this program are estimated at $708,077.				
The unexpended Cash Fund balances existing on June 30, 1971, for the programs in subsections (1) to (4) of this section are hereby reappropriated.				
For Informational Purposes only: Total Appropriations to Agency No. 50-1 and Fund Source	1,749,404	1,137,922	377,279	3,264,605
Sec. 44. Kearney State College – Agency No. 50-2				
(1) Program No. 202 – Instructional Services	1,531,958	2,199,334		3,731,292
Personal Services expenditures shall not exceed $3,449,442.				
(2) Program No. 212 – General Institutional Operations	1,077,282	39,350		1,116,632
Personal Services expenditures shall not exceed $783,355.				

	Fund Distribution in Dollars			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(3) Program No. 222 – Related Instructional Services	682,668	98,629	425,347	1,206,644
(4) Program No. 232 – Student Services	129,968	139,407		269,375
(5) Program No. 242 – Auxiliary Enterprises				
Revolving Fund expenditures for this program are estimated at $720,480.				
The unexpended Cash Fund balances existing on June 30, 1971, for the programs in subsections (1) to (4) of this section are hereby reappropriated.				
For Informational Purposes only: Total Appropriations to Agency No. 50-2 and Fund Source	3,421,876	2,476,720	425,347	6,323,943
Sec. 45. Peru State College – Agency No. 50-3				
(1) Program No. 203 – Instructional Services	258,632	447,074		705,706
Personal Services expenditures shall not exceed $617,413.				
(2) Program No. 213 – General Institutional Operations	476,944	14,725		491,669
Personal Services expenditures shall not exceed $326,315.				
(3) Program No. 223 – Related Instructional Services	136,862	28,150	207,856	372,868

	Fund Distribution in Dollars			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(4) Program No. 233 – Student Services	74,401	28,190		102,591
(5) Program No. 243 – Auxiliary Enterprises				
Revolving Fund expenditures for this program are estimated at $175,141.				
The unexpended Cash Fund balances existing on June 30, 1971, for the programs in subsections (1) to (4) of this section are hereby reappropriated.				
For Informational Purposes only: Total Appropriations to Agency No. 50-3 and Fund Source	946,839	518,139	207,856	1,672,834
Sec. 46. Wayne State College – Agency No. 50-4				
(1) Program No. 204 – Instructional Services	568,335	1,240,249		1,808,584
Personal Services expenditures shall not exceed $1,670,802.				
(2) Program No. 214 – General Institutional Operations	739,842	94,902		834,744
Personal Services expenditures shall not exceed $585,380.				
(3) Program No. 224 – Related Instructional Services	371,949	10,586	127,250	509,785
(4) Program No. 234 – Student Services	99,806	58,800		158,606
(5) Program No. 244 – Auxiliary Enterprises				

	Fund Distribution in Dollars			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Revolving Fund expenditures for this program are estimated at $543,616.				
The unexpended Cash Fund balances existing on June 30, 1971, for the programs in subsections (1) to (4) of this section are hereby reappropriated.				
For Informational Purposes only: Total Appropriations to Agency No. 50-4 and Fund Source	1,779,932	1,404,537	127,250	3,311,719".

Advanced to Enrollment & Review with 39 ayes, 0 nays and 10 not voting.

VISITORS

Mr. Holmquist introduced 12 students of the Pendragon Staff, school paper, and their teachers, Mr. Norman and Mrs. Witte of Pender High School, Pender, Nebraska.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 573. Correctly re-engrossed.

(Signed) Duke Snyder, Chairman

MOTION—Appreciation

Mr. Carpenter moved that the members give a standing ovation to the Appropriations Committee in appreciation of the work done on the appropriation bill. The motion prevailed.

EXPLANATION OF VOTE

Had I been present, I would have voted "aye" on LB 1025.

(Signed) Wally Barnett

ADJOURNMENT

At 4:00 p.m., on a motion by Mr. Syas, the Legislature adjourned until 9:00 a.m., Tuesday, May 4, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

SEVENTY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, May 4, 1971

Pursuant to adjournment the Legislature met at 9:02 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Our Father in heaven, today we pray for Thy gift of contentment, that we may not waste our time desiring more, but learn to use and enjoy what we have.
>
> We may not know everything, but we may know Thee and Thy will. We need not be rich to be generous, nor have all wisdom to be understanding. Our influence may not be great, but it can be good. Our speech may not be eloquent, but it can be truthful and sincere. We cannot all have good looks, but we can have good conscience, and having that, we shall have peace of mind and need fear no man.
>
> May we be kind one to another, tender-hearted, forgiving one another, even as Thou, for Christ's sake, hath forgiven us. Amen.

ROLL CALL

The roll was called and all members were present except Mr. Skarda and Mrs. Craft who were excused and Mr. DeCamp was absent.

MEMBER EXCUSED

Mrs. Craft asked unanimous consent to be excused today, May 4, 1971. No objections. So ordered.

COMMUNICATION

May 4, 1971

Vincent D. Brown
Clerk of the Legislature
State Capitol Building
Lincoln, Nebraska 68509

Dear Sir:

In compliance with Legislative Resolution Number Thirty-Four dated March 30, 1971, we enclose a copy of our Institution cost report as transmitted to the Director of Department of Administrative Services on this date.

Very truly yours,
AUDITOR OF PUBLIC ACCOUNTS
(Signed) Ray A. C. Johnson

sg
Encl.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 679. Replaced on Select File as amended.
Enrollment and Review amendment to LB 679:
1. In line 1 of E & R amendment 1, adopted 4/30/71, strike "and".

LEGISLATIVE BILL 754. Placed on Select File as amended.
Enrollment and Review amendments to LB 754:
1. In lieu of the Goodrich amendment 2, renumber sections 1 to 3 as sections 2 to 4.
2. In renumbered section 3, line 1, strike "section" and insert "sections 53-118 and"; and in line 2 strike "is" and insert "are".
3. In the title, strike lines 2 to 6 and insert:

"FOR AN ACT to amend sections 53-118 and 53-123.08, Reissue Revised Statutes of Nebraska, 1943, relating to alcoholic liquors; to provide for variance in the capacity of containers; to permit a bottle club licensee to purchase at wholesale; to repeal the original sections; and to declare an emergency.".

LEGISLATIVE BILL 743. Placed on Select File as amended.
Enrollment and Review amendments to LB 743:
1. In line 7 of the Wallwey amendment to page 3, line 24, strike "a county attorney" and insert "he".

2. In lieu of the Barnett amendment, in line 3 of the Goodrich amendment, strike "two" and insert "one".

3. In the title, line 2, strike "section" and insert "sections 77-1917 and"; in line 4 insert "to harmonize with previous legislation;" after the semicolon; in line 8 insert "or any individual member thereof" after "board"; and in line 9 strike "section" and insert "sections".

LEGISLATIVE BILL 640. Placed on Select File as amended. Enrollment and Review amendments to LB 640:

1. In standing committee amendment 2, line 1, insert a colon after "3" and strike the rest of line 1 and all of line 2.

2. In the title, strike lines 2 to 6 and insert:

"FOR AN ACT relating to stepchildren; to provide for liability for the support of stepchildren as prescribed; to amend section 28-446, Reissue Revised Statutes of Nebraska, 1943, and section 28-449, Revised Statutes Supplement, 1969; to repeal the original sections; and to declare an emergency.".

LEGISLATIVE BILL 1003. Placed on Select File as amended. Enrollment and Review amendments to LB 1003:

1. On page 3, line 4, strike "where" and insert "that"; in line 9, strike "county" and insert "counties"; at the end of line 13 insert "of separate buildings, structures and facilities" and strike the same language in lines 14 and 15.

2. In standing committee amendment 1, line 3, strike "as amended".

3. On page 4, line 26, strike "the provision of".

4. On page 5, line 2, strike "Copy" and insert "A copy"; in line 3, strike "e" and insert "be"; in line 6 strike "corporation" and insert "corporate" in line 19 strike "for" and insert "or"; in line 20 insert ", except for the initial members," after "board"; and strike beginning with "except" in line 21 through the comma in line 22.

5. On page 6, line 21, strike "for" and insert "or"; and in line 22, strike "membership" and insert "office".

6. On page 8, line 16, insert "shall be" after "county"; and in line 16, strike "be".

7. On page 9, line 6, insert "that" after "extent"; in line 16, insert a comma after "property"; in line 22, strike "are" and insert "is"; and in line 26 strike "of" and insert "or".

8. On page 10, line 21, strike "said" and insert "the".

9. On page 12, line 10, insert "the" before "issuing"; and in line 16, strike "herein" and insert "in this section".

10. On page 13, line 7, strike "if such medium

or" and insert "in such medium of".

11. On page 16, line 26, strike "and".

12. On page 17, line 25, strike "of" and insert "for".

13. On page 18, line 12, insert "such" after "of".

14. On page 19, line 2, strike "with" and insert "of".

15. In the title, line 5, strike "to create" and insert "; to authorize the creation of"; in line 13 strike "levy a one mill" and insert "authorize a"; and in line 15, strike ", and" and insert "; to authorize the commission".

LEGISLATIVE BILL 237. Correctly engrossed.

LEGISLATIVE BILL 549. Correctly engrossed.

LEGISLATIVE BILL 587. Correctly engrossed.

LEGISLATIVE BILL 621. Correctly engrossed.

LEGISLATIVE BILL 747. Correctly engrossed.

LEGISLATIVE BILL 762. Correctly engrossed.

LEGISLATIVE BILL 670. Correctly enrolled.

LEGISLATIVE BILL 752. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 670 and LB 752.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 238. With emergency.

A BILL FOR AN ACT relating to cities of the metropolitan class; to provide that cities of the metropolitan class may own, purchase, construct, equip, lease, or operate off-street parking facilities as prescribed; to provide for issuing of revenue bonds as prescribed; to provide for rules and regulations; to provide for ordinances in connection with off-street parking; to provide for elections and notice thereof; to restrict condemnation as prescribed; to provide the effect of this act; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Duis	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Klaver
Kokes	Kremer	Luedtke	Mahoney	Maresh
Marvel	Moylan	Nore	Orme	Proud
Savage	Schmit	Simpson	Snyder	Stahmer
Stromer	Stull	Swanson	Syas	Waldo
Waldron	Wallwey	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 9:

Chambers	Craft	DeCamp	Keyes	Kime
Lewis	Morgan	Skarda	Warner	

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 355. With emergency.

A BILL FOR AN ACT to amend section 57-905, Reissue Revised Statutes of Nebraska, 1943, relating to the Oil and Gas Conservation Commission; to provide additional authority; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Barnett	Burbach	Carsten	Carstens	Clark
Duis	Elrod	Epke	Goodrich	Hasebroock
Holmquist	Johnson	Kennedy	Keyes	Kime
Klaver	Kokes	Kremer	Lewis	Luedtke
Mahoney	Maresh	Marvel	Morgan	Moylan
Nore	Orme	Proud	Savage	Schmit
Simpson	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldo	Waldron	Wallwey
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 6:

Carpenter Chambers Craft DeCamp Skarda
Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 476.

A BILL FOR AN ACT to amend section 84-1309, Revised Statutes Supplement, 1969, relating to State Employees Retirement Fund; to terminate funding of prior service benefits as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Burbach Carsten Carstens Clark Duis
Elrod Epke Goodrich Hasebroock Holmquist
Johnson Kennedy Keyes Kime Klaver
Kokes Kremer Lewis Luedtke Mahoney
Maresh Marvel Morgan Moylan Nore
Orme Proud Savage Schmit Simpson
Snyder Stahmer Stromer Stull Swanson
Syas Waldo Waldron Wallwey Whitney
Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 7:

Barnett Carpenter Chambers Craft DeCamp
Skarda Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 620.

A BILL FOR AN ACT relating to game and fish; to authorize the Game and Parks Commission to protect endangered species of fish and wildlife as prescribed; and to provide penalties.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Barnett	Burbach	Carsten	Carstens	Clark
Duis	Elrod	Epke	Goodrich	Hasebroock
Holmquist	Johnson	Kennedy	Keyes	Kime
Klaver	Kokes	Kremer	Luedtke	Mahoney
Maresh	Marvel	Morgan	Moylan	Nore
Orme	Proud	Savage	Schmit	Simpson
Snyder	Stahmer	Stromer	Stull	Swanson
Syas	Waldron	Wallwey	Wiltse	Ziebarth

Voting in the negative, 2:

Waldo	Whitney

Not voting, 7:

Carpenter	Chambers	Craft	DeCamp	Lewis
Skarda	Warner			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 734.

A BILL FOR AN ACT relating to schools; to provide that educational service units shall have authority to purchase or lease or lease-purchase real estate.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Barnett	Burbach	Carsten	Carstens	Clark
Duis	Elrod	Epke	Goodrich	Hasebroock
Holmquist	Johnson	Kennedy	Keyes	Klaver
Kokes	Kremer	Lewis	Luedtke	Mahoney
Maresh	Marvel	Moylan	Nore	Orme
Proud	Savage	Schmit	Simpson	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Wallwey	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 9:

Carpenter	Chambers	Craft	DeCamp	Kime
Morgan	Skarda	Warner	Whitney	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 908. With emergency.

A BILL FOR AN ACT relating to hospitals; to clarify the rights of hospitals to charge for use and service operation under the provisions of sections 23-343 to 23-343.67, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Barnett
Burbach
Carsten
Carstens
Clark
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Carpenter
Chambers
Craft
DeCamp
Skarda
Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 926. With emergency.

A BILL FOR AN ACT relating to cities of the primary class; to provide off-street parking facilities; to provide for acquisition of such facilities; to provide for general obligation bonds or revenue bonds to finance such facilities; to provide for operation and leasing of such facilities; to provide that this act is supplementary to existing law; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Burbach
Carsten
Carstens
Clark
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Snyder
Stahmer
Stromer
Stull
Syas
Waldo
Waldron
Wallwey
Whitney
Wiltse

Voting in the negative, 0.

Not voting, 9:

Barnett
Carpenter
Chambers
Craft
DeCamp
Skarda
Swanson
Warner
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

VISITORS

Mr. Kennedy introduced 33 seventh and eighth grade students and their teacher, Miss Linda Kortmeyer, of St. John and Trinity Luthern School, Madison, Nebraska, and parents, Mr. and Mrs. Theodore Kollmorgen, and Mr. Herbert Tiekenberg.

RESOLUTIONS

LEGISLATIVE RESOLUTION 56. LR 56 found in the Legislative Journal on page 1601 for the Seventy-Fifth Day was adopted with 39 ayes, 0 nays and 10 not voting.

LEGISLATIVE RESOLUTION 57. LR 57 found in the Legislative Journal on page 1611 for the Seventy-Fifth Day was adopted by a vote of 36 ayes, 0 nays and 13 not voting.

Mr. Waldo asked unanimous consent to add his name to LR 57. No objections. So ordered. 17 students

MOTION–Suspend Rules

Mr. Luedtke moved to suspend the rules to introduce a new bill to be known as LB 1032 and to place on General File. The motion prevailed with 36 ayes, 0 nays and 13 not voting.

Mr. Waldron moved to suspend the rules to introduce a new bill to be known as LB 1033 and to place on General File.

Mr. Waldron requested a Call of the House. Mr. Waldron moved the Call be raised. The motion prevailed with 28 ayes, 0 nays and 21 not voting.

The Waldron motion prevailed with 36 ayes, 0 nays and 13 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1032. By the Judiciary Committee: Roland Luedtke, 28th District; Fred Carstens, 30th District; John DeCamp, 40th District; P. J. Morgan, 4th District; Walter Epke, 24th District; Harold Simpson, 46th District; Terry Carpenter, 48th District; Ernest Chambers, 11th District; Leslie A. Stull, 49th District.

A BILL FOR AN ACT relating to courts; to establish a statewide system of county courts replacing existing county, municipal, police magistrate, and justice of the peace courts; to amend sections 2-220, 7-111, 11-119, 11-125, 13-113, 13-114, 14-603, 15-326, 16-105, 16-323, 17-107, 17-108.02, 17-209.02, 17-213, 17-564, 22-206, 23-230, 23-1805, 23-1808, 23-1811, 23-1812, 23-1903, 23-2001, 24-315, 24-502.01, 24-503, 24-508 to 24-512, 24-520, 24-528.01, 24-532, 24-535 to 24-543, 24-549, 25-1042, 25-1056, 25-1094, 25-1267.14, 25-1402, 25-1521, 25-1522, 25-1565, 25-1901, 25-1906 to 25-1910, 25-2105, 25-21,147, 25-2222, 26-102.01, 26-102.03, 26-105, 26-108, 26-113 to 26-115, 26-199, 26-1,100, 26-1,103, 26-1,104, 26-1,105, 26-1,106, 26-1,110, 26-1,112, 26-1,114 to 26-1,117, 26-1,119 to 26-1,134, 28-706, 28-711, 28-714, 28-716, 28-724, 28-729, 28-805, 28-807, 28-810, 28-1118, 28-1218, 28-1231, 29-103, 29-201, 29-204, 29-301, 29-313, 29-403, 29-611, 29-617, 29-623, 29-901, 30-808, 31-328, 31-365, 32-312, 32-314, 33-120, 37-601, 37-602, 38-106, 39-703, 39-794, 42-108, 42-114, 49-502, 51-214, 54-404, 54-406, 54-705, 65-101, 68-116, 76-217, 77-2401, 77-2402, 77-2403, 78-102, 78-103, 78-105 to 78-108, and 83-471, Reissue Revised Statutes of Nebraska, 1943, and sections 24-550 to 24-553, 24-562.01, 25-21,148, 26-118.01, 26-1,104.01, 26-1,106.01, 26-1,118, 33-136, 39-796, and 43-202, Revised Statutes Supplement, 1969; to repeal the original sections and also sections 5-106, 14-119, Chapter 18, article 2, sections 23-158, 24-501, 24-501.01, 24-502, 24-504 to 24-507.02, 24-514 to 24-519, 24-521 to 24-528, 24-529 to 24-531, 24-533, 24-534, 24-544 to 24-548, 24-554 to 24-561, 25-1583 to 25-1586, 25-1709, 26-103 to 26-104, 26-109 to 26-111, 26-116.01, 26-118, 26-119, 26-121 to 26-183, 26-185 to 26-198, 26-1,101, 26-1,102, 26-1,107 to 26-1,109, 26-1,111, 26-1,113, 26-1,136 to 26-1,138, 26-1,140, 26-1,142 to 26-1,203, 29-202, 29-207, 32-311, 32-1041, 33-127, 33-134, 33-135, 43-211, and 83-467, and Chapter 27, Reissue Revised Statutes of Nebraska, 1943, and sections 24-507.03, 24-513, 26-101, 26-101.01, 26-102, 26-106, 26-106.03, 26-106.04, 26-107, 26-112, 26-116, 26-117, 26-120, 26-184, 26-1,135, 26-1,139, and 26-1,141, Revised Statutes Supplement, 1969; and to provide when this act shall become operative.

LEGISLATIVE BILL 1033. By the Miscellaneous Subjects Committee: J. James Waldron, 42nd District; Ellen Craft, 45th District; Herbert Duis, 39th District; Eugene Mahoney, 5th District; William Skarda, 7th District; Richard Maresh, 32nd District; Thomas Kennedy, 21st District; Jerome Warner, 25th District.

A BILL FOR AN ACT to amend sections 51-309, 51-314, 51-315, and 51-401 to 51-410, Reissue Revised Statutes of Nebraska, 1943, relating to libraries; to change the name of the Nebraska Public Library Commission; to increase the membership of the library commission; to designate the terms of members; to provide for a director; to redefine powers and duties as specified; and to repeal the original sections.

SELECT FILE

LEGISLATIVE BILL 462. Enrollment and Review amendments found in the Legislative Journal on page 1604 for the Seventy-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 191. Enrollment and Review amendment found in the Legislative Journal on page 1604 for the Seventy-Fifth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 278. Enrollment and Review amendments found in the Legislative Journal on page 1604 for the Seventy-Fifth Day were adopted.

Mr. Carpenter offered the following amendment which was adopted:
Add the emergency clause.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 365. Enrollment and Review amendments found in the Legislative Journal on page 1605 for the Seventy-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 468. Enrollment and Review amendments found in the Legislative Journal on page 1606 for the Seventy-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 350. Enrollment and Review amendments found in the Legislative Journal on page 1606 for the Seventy-Fifth Day were adopted.

Mr. Clark offered the following amendment which was adopted:

On page 15, line 24, strike "twenty-five" and insert "fifty".

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 442. Enrollment and Review amendments found in the Legislative Journal on page 1607 for the Seventy-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 295. Enrollment and Review amendments found in the Legislative Journal on page 1608 for the Seventy-Fifth Day were adopted.

Mr. Elrod asked unanimous consent to have his name added to LB 295. No objections. So ordered.

Advanced to Enrollment and Review for engrossment.

MOTION—Return to Select File

LEGISLATIVE BILL 369. Mr. Klaver moved to return LB 369 to Select File for the following specific amendments:

1. On page 2, strike all previous amendments to line 2; and in line 2 insert "60-403.01 or" after "section".
2. In line 3 of the title as amended, strike "39-777, 60-403.01," and insert "60-403.01".

The motion to return prevailed with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 586. Mr. Elrod moved to return LB 586 to Select File for the following specific amendment:

1. Strike the standing committee amendment 9, the Kennedy-Skarda amendments 1 and 2 adopted 4/26/71 and E & R amendments 1 and 2 adopted 4/27/71.

The motion to return prevailed with 28 ayes, 2 nays and 19 not voting.

LEGISLATIVE BILL 679A. Mr. Carpenter moved to return LB 679A to Select File for the following specific amendments:

1. On page 2, line 2, strike "eighteen thousand seventy-eight" and insert "twenty-nine thousand six hundred eighty-six"
2. Amend the Carpenter amendment, line 3, by striking "eight thousand four hundred and sixteen" and inserting "sixteen thousand six hundred seventy-six"

The motion to return prevailed with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 791. Mr. Swanson moved to return LB 791 to Select File for the following specific amendment:
Page 7, line 9, strike (7) and insert (6).

The motion to return prevailed with 32 ayes, 0 nays and 17 not voting.

SELECT FILE

LEGISLATIVE BILL 369. The Klaver amendments found in today's Legislative Journal were adopted by a vote of 28 ayes, 0 nays and 21 not voting.

Mr. Klaver asked unanimous consent to have his name added to LB 369. No objections. So ordered.

Advanced to Enrollment and Review for engrossment.

Mr. Goodrich asked unanimous consent to bracket LB 369 on Enrollment and Review for Engrossment. Mr. Duis objected.

Mr. Goodrich moved to bracket LB 369 on Enrollment and Review for engrossment.

Mr. Goodrich requested a Call of the House. The Call showed 44 members present.

Mr. Elrod moved the Call be raised. The motion prevailed with 40 ayes, 0 nays and 9 not voting.

The motion to bracket LB 369 lost with a vote of 24 ayes, 7 nays and 18 not voting.

LEGISLATIVE BILL 586. The Elrod amendment found in today's Legislative Journal was adopted by a vote of 28 ayes, 0 nays and 21 not voting.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 679A. The Carpenter amendments found in today's Legislative Journal were adopted by a vote of 25 ayes, 0 nays and 24 not voting.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 791. The Swanson amendment found in today's Legislative Journal was adopted by a vote of 29 ayes, 0 nays and 20 not voting.

Advanced to Enrollment and Review for engrossment.

VISITORS

Mr. Epke introduced 17 Fourth grade students and their teachers, Mesdames, Paterson, Heser and Riley, and Mr. Stutsman, of Centenial Elementary School, Beaver Crossing, Nebraska.

Mr. Johnson introduced 40 Fifth grade students and their teacher, Sister Rita Wiegand, of St. Patrick's in Fremont, Nebraska.

MOTION–Reconsider Action on LB 526

Mr. Waldo moved to reconsider the action of May 3 to indefinitely postpone LB 526. Laid over.

MOTION–Attorney General

Mr. Carpenter moved the Attorney General be instructed that when an opinion is made as a request from a member of the Legislature that a copy be sent to the Clerk and printed in the Journal.

The Chair ruled the motion carried with 19 ayes, 18 nays and 12 not voting.

Mr. Warner moved to override the Chair's ruling. Whereupon the President asked, "Shall the Chair be sustained?"

Mr. Carpenter requested a Call of the House. The Call showed 42 members present.

Mr. Elrod moved the Call be raised. The motion prevailed with 42 ayes, 0 nays and 7 not voting.

Having failed to receive at least 25 negative votes, the motion to sustain the chair prevailed by a vote of 18 ayes, 22 nays and 9 not voting.

MOTION–Reconsider Action

Mr. Snyder moved to reconsider the action taken on the Carpenter motion to have the Attorney General's opinion printed in the Journal.

Mr. Snyder requested a Call of the House. The Call showed 39 members present.

Mr. Swanson moved the Call be raised. The motion prevailed with 35 ayes, 6 nays, and 8 not voting.

The motion to reconsider lost by a vote of 23 ayes, 20 nays and 6 not voting.

VISITORS

Mr. Maresh introduced 29 Fifth grade students and their teachers, Mesdames. Morgan and Hassler from Exeter Public Schools, Exeter, Nebraska; 11 students and their teacher, Mr. Wessels, from Peace Lutheran School, Deshler, Nebraska and 15 Fifth grade students and their teacher, Mr. Hellbusch, from Bruning Public School, Bruning, Nebraska.

MOTION—Suspend Rules

Mr. Holmquist moved to suspend the rules to introduce a new bill to be known as LB 1034 and to place at the top of General File. The motion prevailed with 33 ayes, 0 nays and 16 not voting.

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1034. By the Public Works Committee: Claire Holmquist, 16th District, Chairman; Richard Proud, 12th District; Irving Wiltse, 1st District; E. Thome Johnson, 15th District; Leslie Stull, 49th District; Roland Luedtke, 28th District; Richard Lewis, 38th District; Ernest Chambers, 11th District.

A BILL FOR AN ACT to establish the boundary line between Missouri and Nebraska by agreement; to cede jurisdiction to Missouri and to relinquish jurisdiction over lands now in Nebraska but lying easterly of such line and contiguous to lands in Missouri; to provide that the provisions of this act shall become effective upon the approval and consent of the Congress of the United States of America to the compact effected by this act.

Mr. Syas asked unanimous consent to print the following paragraph of a letter from the Attorney General in the Journal. No objections. So ordered.

"The maps referred to and identified as 'Appendix A' in Article II(a) of the Nebraska-Missouri Boundary Compact embodied in L.B. 1034 were filed in the office of the Secretary of State of the State of Nebraska on Friday, April 30, 1971, and will be permanently available there.

Signed:
Senator Syas"

Mr. Holmquist asked unanimous consent to add Messrs. Syas, Burbach, Carsten, Wiltse, Warner, Wallwey and Keyes names to LB 1034. No objections. So ordered.

MOTION—Return LB 939 to Select File

Mr. Schmit moved to return LB 939 to Select File for the following specific amendments:

1. In the Standing Committee Amendments, page 7, line 3, after the period insert "Members shall serve for terms of four years, except that of the members first appointed, eight shall be appointed for terms of two years and eight shall be appointed for terms of four years. All appointments shall be subject to confirmation by the Legislature when initially made, and shall be subject to reconfirmation by the Legislature after the appointee has served for two years. If the Legislature fails to reconfirm a member, the Governor shall appoint a successor for the balance of the term. When a vacancy occurs, appointment to fill the vacancy shall be made for the balance of the term.".
2. Insert a new section as follows:
"Sec. 34. This act shall become operative on July 1, 1971.".
3. On page 47, line 3, strike "laboratory equipment.".
4. Add the emergency clause.
5. On page 11, lines 8 and 9 strike "The council may retain or employ legal counsel.".
6. On page 28, line 5, strike "It shall be the duty of the Attorney General" and in line 6 strike "On the request of the council to" and insert "The council may".
7. On page 29, line 22, strike "The attorney" and all of lines 23 to 27.
8. On page 30 strike line 1 and in line 2 strike "such proceeding.".

The motion to return prevailed with 29 ayes, 1 nay and 19 not voting.

SELECT FILE

LEGISLATIVE BILL 939. Mr. Schmit moved to adopt the amendments found in today's Journal.

Mr. Schmit requested a Call of the House. Mr. Elrod moved the Call be raised. The motion prevailed with 31 ayes, 0 nays and 18 not voting.

The Schmit amendments were adopted by a vote of 28 ayes, 2 nays and 19 not voting.

Advanced to Enrollment and Review for engrossment.

EXECUTIVE BOARD MEETING

Mr. Swanson announced a meeting of the Executive Board would be held Wednesday, May 5, in room 2017 at 8:00 a.m.

COMMITTEE MEETING—Executive Session

Mr. Elrod announced the Education Committee would hold a meeting Thursday, May 6, at 1:30 p.m. in the Legislative Council Hearing Room.

General File

LEGISLATIVE BILL 1027. Title read. Explained.

Advanced to Enrollment & Review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 1026. Title read. Explained.

Advanced to Enrollment & Review with 35 ayes, 0 nays and 14 not voting.

LEGISLATIVE BILL 1028. Title read. Explained.

Advanced to Enrollment & Review with 35 ayes, 0 nays and 14 not voting.

LEGISLATIVE BILL 1029. Title read. Explained.

Advanced to Enrollment & Review with 38 ayes, 0 nays and 11 not voting.

LEGISLATIVE BILL 1030. Title read. Explained.

Advanced to Enrollment & Review with 37 ayes, 0 nays and 12 not voting.

VISITORS

Mr. Schmit introduced 16 students and their teacher, Charlotte Hageman, of District No. 50 of Ithaca, Nebraska.

MEMBER EXCUSED

Mr. Kime asked unanimous consent to be excused for the balance of the day. No objections. So ordered.

RECESS

At 11:58 a.m., on a motion by Speaker Hasebroock, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:03 p.m., Speaker Hasebroock presiding.

The roll was called and all members were present except Mrs. Craft and Messrs. Skarda, Kime and Schmit. Mr. DeCamp was absent.

MEMBER EXCUSED

Mr. Schmit asked unanimous consent to be excused for the remainder of the day and until Monday, May 10, 1971. No objections. So ordered.

VISITORS

Mr. Stromer introduced 44 Fifth grade students and their teachers, Mrs. Ethel Todd and Mrs. Steve Lydiatt from Gibbon Elementary School, Gibbon, Nebraska, and the bus driver, Bob Spencer; Carin Larson, Sweden and Markku Rauhamaa, Finland.

Mr. Maresh introduced 25 students and their teachers, Don Rytych and Mr. Markle, from Shickley, Nebraska.

Mr. Keyes introduced 59 Fourth grade students and their teachers, Mae Walker and Betty Shiefield, from West LaVista, Papillion, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 1008. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 1160 for the Fifty-Seventh Day were adopted.

Mr. Carpenter offered the following amendment which was adopted:

1. On page 2 line 8, after "of", insert "not less than three million dollars by November 30, 1971, nor more than".

Advanced to Enrollment & Review with 33 ayes, 1 nay and 15 not voting.

LEGISLATIVE BILL 844. Title read. Explained.

Mr. Burbach offered the following amendment to the Standing Committee amendments which was adopted:

1. In section 1, added by the Standing Committee amendments, reinstate the stricken matter and strike the new matter in lines 8 and 9; reinstate the stricken matter in lines 14 to 27; in lines 34 and 37 strike "1969" and insert "1967"; in line 39 strike "share allocated to counties" and insert "Highway Allocation Fund"; and in line 39 after the semicolon insert "and provided further, for the calendar year 1972 and each year thereafter, if it is determined by November 1 of each year that any county will receive from its allocation of state-collected highway revenue and from any funds relinquished to it by municipalities within its boundaries an amount in such year which is less than such county received in state-collected highway revenue in calendar year 1969, the Department of Roads shall notify the State Treasurer that an amount equal to the sum necessary to provide such county with funds equal to such county's 1969 highway allocation for such year shall be transferred from the Highway Allocation Fund to such county;".

Standing Committee amendments, as amended, found in the Legislative Journal on page 1278 for the Sixty-Third Day were adopted.

Advanced to Enrollment & Review with 35 ayes, 0 nays and 14 not voting.

LEGISLATIVE BILL 79. Laid over.

LEGISLATIVE BILL 188. Considered.

Mr. Proud offered his amendments found in the Legislative Journal on page 1563 for the Seventy-Third Day. Sec. 3. failed to be adopted by a vote of 10 ayes, 18 nays and 21 not voting. The remainder of the amendments were adopted:

Mr. Burbach offered the following amendment to the Standing Committee amendments which was adopted

1. In standing committee amendment 2, insert
"within the zoning jurisdiction of any city or village"
at the end of line 4.

Standing Committee amendments, as amended, were adopted.

Mr. Carpenter offered the following amendment which was adopted:

31-740. SANITARY AND IMPROVEMENT DISTRICT: TRUSTEES: POWERS: PLANS; APPROVAL REQUIRED; CONTRACTS AUTHORIZED; CONNECTION WITH METROPOLITAN CITIES; RENTAL OR USE CHARGE.

The board of trustees of any district organized under sections 31-727 to 31-762 shall have power to provide for establishing, maintaining, and constructing electric service lines and conduits, water mains, sewers, and disposal plants, and disposing of drainage, waste, and sewage of such district in a satisfactory manner; for establishing, maintaining, and constructing public roads, streets, and highways, including the grading, changing grade, paving, repaving, graveling, regraveling, widening or narrowing roads, resurfacing or relaying existing pavement, or otherwise improving any road, street, or highway within the district; and may contract for electricity for street lighting for the public streets and highways within the district, and shall have power to provide for acquisition, improvement, maintenance and operation of public parks, playgrounds and recreational facilities. Any sewer system established shall be approved by the Department of Health. Prior to the installation of any of the improvements provided for in this section, the plans for such improvements shall be approved by the public works department of any municipality when such improvements or any part thereof are within the area of the zoning jurisdiction of such municipality. Such approval shall relate to conformity with construction specifications and standards theretofore established by such municipality; PROVIDED, where no such standards have been established such approval shall not be required. In cases where such improvements are within the area of the zoning jurisdiction of more than one municipality, then such approval shall be required only from the most populous municipality, except that where such improvements are furnished to the district by contract with a particular municipality, the necessary approval may in all cases be given by such municipality. The district may construct its sewage disposal plant and other sewerage or water improvements, or both, in whole or in part, inside or outside the boundaries of the district and may contract with corporations or municipalities for disposal of sewage and use of existing sewerage improvements, and for a supply of water for fire protection and for resale to residents of the district. It may also contract with any corporation or municipality for the installation, maintenance, and cost of operating a system of street lighting upon the public streets and highways within the district or for installation, maintenance and operation of a water system or for the installation, maintenance and operation of electric service lines and conduits and to provide water service for fire protection and use by the residents of the district. ~~In order to comply with the requirements of section 31-715 relating to annual examination and audits of the books of account of the district by the Auditor of Public Accounts, the board of trustees of any district may appoint a certified public accountant, who shall perform such annual examination and audit under the direction of the Auditor of Public Accounts, as provided in section 31-715.~~ Whenever the sanitary sewer system or any part thereof of a sanitary and improvement district is directly or indirectly connected to the sewerage system of a metropolitan city, such city, without enacting an ordinance or adopting any resolution for such purpose, may collect such city's applicable rental or use charge from the users in the sanitary and improvement district. The charges of such city shall be charged to each property served by the city sewerage system, shall be a lien upon the property serviced, and may be collected from the owner or the person, firm or corporation using the service. If the city's applicable rental or service charge is not paid when due, such sum may be recovered by the municipality in a civil action, or it may be assessed against the premises served in the same manner as special taxes or assessments are assessed by such city of the metropolitan class, and collected and returned in the same manner as other municipal special taxes or assessments are enforced and collected. When any such tax or assessment is levied it shall be the duty of the city clerk to deliver a certified copy of the ordinance to the county treasurer of the county in which the premises assessed are located and such county treasurer shall collect the same as provided by law and return the same to the city treasurer of the metropolitan city. Funds of such city raised from such charges of the metropolitan city shall be used by it in accordance with laws applicable to its sewer service rental or charges. The governing body of a city of the metropolitan class may make all necessary rules and regulations governing the direct or indirect use of its sewerage system by any user and premises within any sanitary and improvement district and may establish just and equitable rates or charges to be paid to such city of the metropolitan class for use of any of its disposal plants and sewerage system.

Mr. Carpenter offered the following amendment which was adopted:

31-715. SANITARY AND IMPROVEMENT DISTRICT; ANNUAL AUDIT; CONTENTS; EXPENSE; ACCESS TO BOOKS. ~~The Auditor of Public Account shall cause the books of account, kept by the board of trustees of~~

~~each sanitary and improvement district in the State of Nebraska, to be examined and audited annually by a certified public accountant under his direction in December of each year~~. Each sanitary and improvement district shall have the books of account, kept by the board of trustees of said district, examined and audited by a certified public accountant or a public accountant for the year ending June 30 and file a copy of the audit with the office of the Auditor of Public Accounts by December 31, of the same year. Such examination and audit shall show (1) the gross income of the district from all sources for the previous year; (2) the amount spent for sewage disposal; (3) the amount expended on water mains; (4) the gross amount of sewage processed in said district; (5) the cost per thousand gallons of processing sewage; (6) the amount expended each year for (a) maintenance and repairs, (b) new equipment, (c) new construction work, and (d) property purchased; (7) a detailed statement of all items of expense; (8) the number of employees; (9) the salaries and fees paid employees; (10) the total amount of taxes levied upon the property within the district; and (11) all other facts necessary to give an accurate and comprehensive view of the cost of carrying on the activities and work of such sanitary and improvement district. The reports of all audits herein provided for shall be and remain a part of the public records in the office of the Auditor of Public Accounts. The expense of such audits shall be paid out of the funds of the district. The Auditor of Public Accounts shall be given access to all books and papers, contracts, minutes, bonds and other documents and memoranda of every kind and character of such district and be furnished all additional information possessed by any present or past officer or employee of any such district, or by any other person, that is essential to the making of a comprehensive and correct audit.

Should any sanitary and improvement district fail or refuse to cause such annual audit to be made of all of its functions, activities and transactions for the fiscal year within a period of six months following the close of such fiscal year, then and in such event, the Auditor of Public Accounts shall, after due notice and a hearing to show cause by such district, appoint a certified public accountant or public accountant to conduct the annual audit of said district and the fee for such audit shall become a lien of the district.

To amend section 31-715.

Repeal the original section 31-715 Revised 1947.

Mr. Proud asked unanimous consent to add Morgan's name to LB 188. No objections. So ordered.

Advanced to Enrollment & Review with 37 ayes, 1 nay and 11 not voting.

VISITORS

Mr. Burbach introduced 9 Eighth grade students and their teacher, Mr. Ralph Mickley, from Immanuel Lutheran School, Osmond, Nebraska.

Mr. Chambers introduced 76 Fourth grade students and their teachers, Mesdames Harrington, Nichols, Starks and Henderson, from Mommouth School, Omaha, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 79. Considered.

Standing Committee amendments found in the Legislative Journal on page 1451 for the Sixty-Ninth Day were adopted.

Mr. Carpenter offered the following amendment which was adopted:

"If any section in this act or any part of any section shall be declared invalid or unconstitutional, such declaration of invalidity shall not affect the validity of the remaining portions thereof."

Mr. Klaver moved to advance LB 79 to Enrollment and Review.

Mr. Klaver requested a Call of the House. The Call showed 37 members present.

Mr. Klaver moved to raise the Call. The motion prevailed with 31 ayes, 0 nays and 18 not voting.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

PRESIDENT MARSH PRESIDING

LEGISLATIVE BILL 414. Title read. Explained.

Mr. Holmquist offered the following amendment which was adopted:

1. Amend the Standing Committee amendment by striking section 1 and inserting the following:

"Section 1. Except as may heretofore have been specifically and lawfully provided in any franchise agreement or rate ordinance and except as is hereinafter exempted, no public utility supplying gas under a franchise or rate ordinance shall impose, charge or collect any rate increase upon the customers covered by the franchise or ordinance until such time as any proposed increased rate has been finally determined; Provided, that nothing contained in this section shall affect the right of such public utility to petition the courts to be allowed to impose such rate increase if the city council or village board to which application for such rate increase was made does not take final action on said application within ninety days of the filing thereof or if the city council or village board within the ninety-day period fixes a rate other than that proposed by such public utility; and provided further, that nothing contained in this section shall apply to any public utility that purchases its gas at the city or village border station from an unaffiliated or unrelated pipe line company and such public utility may, on proper showing, be granted the right to interim increases pending final rate determination.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 293. Title read. Explained.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 425. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 884 for the Forty-Fifth Day was adopted.

Mrs. Orme offered the following amendment which was adopted:
Add the emergency clause.

Mrs. Orme offered the following amendment which was adopted:
Strike Section 3.

Advanced to Enrollment & Review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 823. Laid over.

LEGISLATIVE BILL 566A. Title read. Explained.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 798. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 921 for the Forty-Sixth Day was adopted.

Mr. F. Carstens offered the following amendment which was adopted:
Add the emergency clause.

Advanced to Enrollment & Review with 32 ayes, 0 nays and 17 not voting.

UNANIMOUS CONSENT—Withdraw LB 658

Mr. Simpson asked unanimous consent to withdraw LB 658. Laid over.

PRESENTED TO THE GOVERNOR

Presented to the Governor on May 4, 1971, at 2:50 p.m.: LB 94, LB 223, LB 224, LB 225, LB 475, LB 666, LB 728, LB 738, LB 996, LB 997 and LB 1011.

(Signed) Barbara Jackson, Enrolling Clerk

STANDING COMMITTEE REPORT

Miscellaneous Subjects

LEGISLATIVE BILL 954. Placed on General File as amended.
Standing Committee amendments to LB 954:

(Amendments struck the bill and created a new bill which is available separate from the Journal.)

(Signed) J. James Waldron, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 58.

Introduced by Herb Nore, 22nd District; Maurice A. Kremer, 34th District; Loran Schmit, 23rd District.

WHEREAS, Marion H. Van Berg of Columbus died suddenly on Monday, May 3, 1971; and

WHEREAS, he was the first member of the Nebraska Racing Hall of Fame and was also a member of the National Hall of Fame of the National Museum of Racing; and

WHEREAS, he did more for thoroughbred racing than any other one individual.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That we stand for a moment of silent tribute to the memory of Marion H. Van Berg.
2. That a copy of this resolution be presented to his family.

Laid over.

LEGISLATIVE RESOLUTION 59.

Introduced by Thomas C. Kennedy, 21st District.

WHEREAS in the 55th Congress, 2nd Session, May 4, 1898, an act was passed that "hereafter, all first class battleships and monitors owned by the United States shall be named for the States and shall not be named for any city, place or person until the names of the states shall have been exhausted"; and

WHEREAS the Battleship Nebraska commissioned July 1, 1907, has not been in existence for many years; and

WHEREAS the last four American battleships are in mothballs and unlikely to be recommissioned; and

WHEREAS Navy Secretary Chaffee has announced that nuclear powered guided missile frigates may be named for states; and

WHEREAS two such frigates have been named California and South Carolina;

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

That a request be made that one of the planned frigates numbered from DLGN 38 to DLGN 41 be named Nebraska.

Laid over.

COMMUNICATION

May 4, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

You have called our attention to a motion adopted this morning which provides that, "The Attorney General be instructed that when an opinion is made as a request from a member of the Legislature that a copy be sent to the Clerk and printed in the Journal."

We are glad to receive guidance from the Legislature in carrying out our work with them, but we need some clarification of the motion. During 1969 and 1970 we prepared over 500 written communications to members of the Legislature. With annual sessions, this number will undoubtedly increase. Almost all of these communications involve legal advice in connection with legislative matters, because we will not advise members on questions which are not legislative in character. Some were written in connection with legislation being developed by your committees, and revelation of their contents by filing copies with the Clerk would in some cases upset community relations for Senators seeking solutions to problems. Others would involve cases pending in court but dealing with problems which require legislative attention. These are only a few of the problems which suggest themselves if we were to literally follow the motion.

Section 84-205 of the statutes provides in part that the Attorney General is, "To give when required, without fee, his opinion in writing upon all questions of the law submitted to him by the Governor, the head of any executive department * * * or the Legislature." There is no requirement that we answer the questions of individual Senators, but we have done so because we wanted to be of help to you. We regret that our efforts in this regard have caused a problem.

We would like to have you refer this matter to a group of your members with whom we could work to find a solution satisfactory to all concerned.

Very truly yours,

(Signed) Clarence A. H. Meyer
Attorney General

CAHM:dnj

ADJOURNMENT

At 3:56 p.m., on a motion by Mr. Proud, the Legislature adjourned until 9:00 a.m., Wednesday, May 5, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

SEVENTY-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, May 5, 1971

Pursuant to adjournment the Legislature met at 9:02 a.m., Speaker Hasebroock presiding.

PRAYER

Prayer was offered by the Chaplain.

> Eternal God, as our inward thoughts in this moment reveal our souls, so also shall the words we speak on this floor, and the decisions we make as leaders of the people. May these Senators, therefore, have about them a sense of history and a knowledge of the past. May they remember how others have acted in similar times of crisis and decision, but free us from a mere worship of old decisions so that we may not be coasting in a day like this, but rather marking new trails of needed action today.
>
> In thinking of Thee, no thought is lost; may we think on. In talking with Thee, no words are lost; may we talk on. In working for Thee, no energy is lost; may we work on, by the power of Thy Spirit. Amen.

ROLL CALL

The roll was called and all members were present except Mr. Schmit who was excused and Mr. Chambers who was absent until 11:20 a.m.

CORRECTION FOR JOURNAL

Mr. Syas offered the following correction to the Journal:

Page 1634, in the communication from the Attorney General, insert LB 1034 in the blank space.

MESSAGE FROM THE GOVERNOR

May 4, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
Legislative Chambers
State House
Lincoln, Nebraska

Dear Mr. Brown :

We have received Engrossed Legislative Bills Nos. 282, 402, 432, 458, 474, 497, 510, 512, 523, 582, 630, 796, 834, 845, 890, 957, 958, 961, 981, 986, 988, 990, 1010, and 1019. These bills were signed by me on May 4, 1971 and delivered to the Secretary of State.

Very truly yours,
(Signed) J. James Exon
Governor

JJE:fw

EXECUTIVE BOARD REPORT

The Executive Board herewith submits the name of Murrell McNeil to the position of ombudsman.

(Signed) William F. Swanson, Chairman

Mr. Swanson moved the approval of the nomination of Mr. McNeil. The motion was confirmed by a vote of 38 ayes, 0 nays and 11 not voting.

Voting in the affirmative, 38:

Burbach Carpenter Carsten Carstens Clark
Craft DeCamp Epke Goodrich Hasebroock
Holmquist Johnson Kennedy Keyes Kime
Klaver Kremer Lewis Mahoney Maresh
Marvel Morgan Moylan Nore Orme
Proud Savage Skarda Snyder Stahmer
Stull Swanson Syas Waldo Wallwey
Warner Whitney Wiltse

Voting in the negative, 0.

Not voting, 11:

Barnett Chambers Duis Elrod Kokes
Luedtke Schmit Simpson Stromer Waldron
Ziebarth

MEMBER EXCUSED

Mr. Keyes asked unanimous consent to be excused Friday, May 7. No objections. So ordered.

VISITORS

Mrs. Craft introduced her sister-in-law, Mrs. Martin Lang from Denver, Colorado.

Mr. Burbach introduced 79 fourth through eighth grade students and their teachers, Georgia Birch, Gladys Green, Dennia Bell Galieve, Elaine Thelen, Hilda Paspisil, Marilyn Wrugg, Delidale Fischer and Marge Ruhlou of Pierce County Rural School, Pierce, Nebraska.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 679A. Replaced on Select File as amended.
Enrollment and Review amendment to LB 679A:

1. In the title, lines 2 and 3, strike "eighteen thousand seventy-eight" and insert "twenty-nine thousand six hundred eighty-six".

LEGISLATIVE BILL 939. Replaced on Select File as amended.
Enrollment and Review amendments to LB 939:

1. On page 10, line 16, strike "a Constitutional" and insert "the constitutional".

2. Renumber new section 34 as section 33 and original section 33 as section 34.

3. Add a new section to read:

"Sec. 35. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

4. In the Schmit amendment 3, strike the first period.

5. In line 2 of E & R amendment 22, adopted 5/3/71, insert "second" after "the".

6. In the title, line 2, strike "and" and insert "to provide an operative date;"; and in line 8, insert "; and to declare an emergency" after "1969".

LEGISLATIVE BILL 644. Placed on Select File as amended.
Enrollment and Review amendments to LB 644:

1. For correlation purposes, on page 2, line 2, insert ", as amended by section 1, Legislative Bill 678, Eighty-second Legislature, First Session, 1971" after "1943"; and strike beginning with line 6 on page 2 through line 16 on page 4 and insert:

"(1) Alley shall mean a street or highway intended to provide access to the rear or side of lots or buildings in urban districts and not intended for the purpose of through vehicular traffic;

(2) Arterial street shall mean any United States or State numbered route, controlled access highway, or other major radial or circumferential street or highway designated by local authorities within their local authorities within their respective jurisdictions as part of a major arterial system of streets or highways;

(3) Authorized emergency vehicle shall mean such fire department vehicles, police vehicles and ambulances as are publicly owned, and such other publicly or privately-owned vehicles as are designated by the director;

(4) Bicycle shall mean every device propelled by human power upon which any person may ride, having two tandem wheels either of which is more than fourteen inches in diameter;

(5) Bus shall mean every motor vehicle designed for carrying more than ten passngers (sic) and used for the transportation of persons, and every motor vehicle, other than a taxicab, designed and used for the transportation of persons for compensation;

(6) Business district shall mean the territory contiguous to and including a highway when within any six hundred feet along such highway there are buildings in use for business or industrial purposes, including but not limited to hotels, banks, or office buildings, railroad stations and public buildings which occupy at least three hundred feet of frontage on one side or three hundred feet collectively on both sides of the highway;

(7) Cabin trailer shall mean any rigid vehicle without motive power designed for towing behind a motor vehicle and designed for living quarters of which there shall be three classes:

(a) Travel trailer which shall include cabin trailers not more than eight feet in width, not more than thirty-five feet in length from front hitch to rear bumper, less than six thousand pounds manufacturers' weight, and may be used for occasional and temporary living quarters;

(b) Mobile home which shall include cabin trailers more than seven and one half feet wide, more than thirty feet long, and may be used as a residential dwelling; and

(c) Camping trailer which shall include cabin trailers less than seven and one half feet wide, adjusted mechanically smaller for towing and may be used as a temporary dwelling;

(8) Cancellation of operator's license shall mean the annulment or termination by formal action of the department of a person's license because of some error or defect in the license or because the licensee is no longer entitled to such license, but the cancellation of a license shall be without prejudice and application for a new license may be made at any time after such cancellation;

(9) Controlled access highway shall mean every highway, street or roadway in respect to which owners or occupants of abutting lands and other persons have no legal right of access to or from the same except at such points only and in such manner as may be determined by the public authority having jurisdiction over such highway, street or roadway;

(10) Crosswalk shall mean:

(a) That part of a roadway at an intersection included within the connections of the lateral lines of the sidewalks on opposite sides of the highway measured from the curbs or in the absence of curbs, from the edge of the traversable roadway; or

(b) Any portion of a roadway at an intersection or elsewhere distinctly indicated for pedestrian crossing by lines or other markings on the surface;

(11) Dealer shall mean every person engaged in the business of buying, selling or exchanging vehicles who has has (sic) an established place of business for such purpose in this state, and to whom current dealer registration plates have been issued by the department;

(12) Department shall mean the Department of Motor Vehicles;

(13) Director shall mean the Director of Motor Vehicles;

(14) Farm tractor shall mean every motor vehicle designed and used primarily as a farm implement, for drawing plows, mowing machines, and other implements of husbandry;

(15) Final conviction shall mean the final determination of all questions of fact and of law;

(16) Highway shall mean the entire width between boundary limits of every way publicly-maintained when any part thereof is open to the use of the public for purposes of vehicular travel;

(17) Intersection shall mean:

(a) The area embraced within the prolongation or connection of the lateral curb lines, or, if there are no lateral curb lines, then the lateral boundary lines of the roadways of two highways, which join one another at, or approximately at, right angles, or the area within which vehicles traveling upon different highways joining at any other angle may come in conflict;

(b) Where a highway includes two roadways thirty feet or more apart, then every crossing of each roadway of such divided highway by an intersecting highway shall be regarded as a separate intersection. In the event such intersecting highway also includes two roadways thirty feet or more apart, then every crossing of two roadways of such highways shall be regarded as a separate intersection; or

(c) The junction of an alley with a street or highway shall not constitute an intersection;

(18) License or license to operate a motor vehicle shall mean any operator's license or any other license or permit to operate a motor vehicle issued

under, or granted by, the laws of this state;

(19) Lienholder shall mean a person holding a security;

(20) Local authorities shall mean every county, municipal, and other local board or body having authority to enact laws or regulations relating to traffic under the Constitution and laws of this state;

(21) Mail shall mean to deposit in the United States mail properly addressed and with postage prepaid;

(22) Motor vehicle shall mean every self-propelled vehicle, except a minibike, minicycle, trail bike or similar off-road vehicle which may be used on roads only on those occasions specifically set out in sections 7 and 9 of this act and at which times all laws regarding equipment for motor vehicles and operators shall not apply;

(23) Motorcycle shall mean evey (sic) motor vehicle having a seat or saddle for the use of the rider and designed to travel on not more than three wheels in contact with the ground, but excluding a tractor, except a minibike, minicycle, trail bike or similar off-road vehicle which may be used on roads only on those occasions specifically set out in sections 7 and 9 of this act and at which times all laws regarding equipment for motor vehicles and operators shall not apply;

(24) Official traffic control devices shall mean all signs, signals, markings and devices placed or erected by authority of a public body or official having jurisdiction, for the purpose of regulating, warning or guiding traffic;

(25) Operator shall mean every person who drives or is in actual physical control of a vehicle;

(26) Operator's license shall mean any license to operate a motor vehicle issued under the laws of this state;

(27) Owner shall mean a person other than a lienholder, having the property in or title to a vehicle. The term includes a person entitled to the use and possession of a vehicle subject to a security interest in another person, but excludes a lessee under a lease not intended as security;

(28) Park or parking shall mean the standing of a vehicle, whether occupied or not, otherwise than temporarily for the purpose of and while actually engaged in loading or unloading merchandise or passengers;

(29) Pedestrian shall mean any person afoot;

(30) Person shall mean every natural person, firm, copartnership, association or corporation;

(31) Pneumatic tire shall mean every tire in which compressed air is designed to support the load;

(32) Police officer shall mean every officer authorized to direct or regulate traffic or to make arrests for violation of traffic regulations;

(33) Private road or driveway shall mean every way or place in private ownership and used for vehicular

travel by the owner and those having express or implied permission from the owner, but not by other persons;

(34) Railroad shall mean a carrier of persons or property upon cars, other than streetcars, operated upon stationary rails;

(35) Railroad sign or signal shall mean any sign, signal or device erected by authority of a public body or official or by a railroad and intended to give notice of the presence of railroad tracks or the approach of a railroad train;

(36) Residence district shall mean the territory contiguous to and including a highway not comprising a business district when the property on such highway for a distance of three hundred feet or more is in the main improved with residences or residences and buildings in use for business;

(37) Revocation of operator's license shall mean the termination by formal action of the department of a person's license or privilege to operate a motor vehicle on the public highways, which termination shall not be subject to renewal or restoration except that an application for a new license may be presented and acted upon by the department after the expiration of the applicable period of time prescribed in the statute providing for revocation;

(38) Right-of-way shall mean the privilege of the immediate use of the highway by one vehicle or pedestrian over another vehicle or pedestrian approaching under such circumstances of direction, speed and proximity as to give rise to danger of collision unless one grants precedence to the other;

(39) Roadway shall mean that portion of a highway improved, designed or ordinarily used for vehicular travel, exclusive of the berm or shoulder. In the event a highway includes two or more separate roadways, the term roadway shall refer to any such roadway separately but not to all such roadways collectively;

(40) Safety zone shall mean the area or space officially set apart within a roadway for the exclusive use of pedestrians and which is protected or is so marked or indicated by adequate signs as to be plainly visible at all times while set apart as a safety zone;

(41) School bus shall mean every motor vehicle that complies with the color and identification requirements as provided in the laws of this state and is used to transport children to or from school or in connection with school activities, but not including buses operated by common carriers in urban transportation of school children;

(42) Security agreement shall mean a written agreement which reserves or creates a security interest;

(43) Security interest shall mean an interest in a vehicle reserved or created by agreement and which secures payment or performance of an obligation. The term includes the interest of a lessor under a lease

intended as security. A security interest is perfected when it is valid against third parties generally, subject only to specific statutory exceptions;

(44) Sidewalk shall mean that portion of a street between the curb lines, or the lateral lines of a roadway, and the adjacent property lines, intended for use by pedestrians;

(45) Solid tire shall mean every tire of rubber or other resilient material which does not depend upon compressed air for the support of the load;

(46) Stand or standing shall mean the halting of a vehicle, whether occupied or not, otherwise than temporarily for the purpose of and while actually engaged in receiving or discharging passengers;

(47) Stop, when required, shall mean a complete cessation from movement;

(48) Stop or stopping, when prohibited, shall mean any halting even momentarily of a vehicle, whether occupied or not, except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or traffic control sign or signal;

(49) Street shall mean the entire width between boundary lines of every way publicly-maintained when any part thereof is open to the use of the public for purposes of vehicular travel;

(50) Suspension of operator's license shall mean the temporary withdrawal by formal action of the department of a person's license or privilege to operate a motor vehicle on the public highways, which temporary withdrawal shall be for a period specifically designated by the department;

(51) Through highway shall mean every highway or portion thereof on which vehicular traffic is given preferential right-of-way, and at the entrances to which vehicular traffic from intersecting highways is required by law to yield the right-of-way to vehicles on such through highway in obedience to a stop sign, yield sign, or other official traffic control device, when such signs or devices are erected as provided by law;

(52) Traffic control signal shall mean any device, whether manually, electrically or mechanically operated, by which traffic is alternately directed to stop and permitted to proceed;

(53) Vehicle shall mean every device in, upon or by which any person or property is or may be transported or drawn upon a highway, excepting devices moved by human power or used exclusively upon stationary rails or tracks; and

(54) Urban district shall mean the territory contiguous to and including any street which is built up with structures devoted to business, industry or dwelling houses situated at intervals of less than one hundred feet for a distance of a quarter of a mile or more.".

2. For correlation purposes, on page 4, line 18, insert ", as amended by section 1, Legislative Bill

596, Eighty-second Legislature, First Session, 1971" after "1969"; on page 7, line 22, strike "and"; on page 8, line 1, strike the period and insert "; and"; and on page 8 insert:

"(15) Farm trailer shall include any trailer or semitrailer used wholly and exclusively to carry a farmer's or rancher's own supplies, farm equipment and household goods to or from the owner's farm or ranch, or used by the farmer or rancher to carry his own agricultural products, livestock and produce to or from storage and market, and attached to a passenger car or farm licensed vehicle." after line 1.

3. On page 5, line 10, strike "not limited to but to include," and insert "including but not limited to".

4. On page 7, lines 1 and 2, strike "not limited to but to include," and insert "including but not limited to".

5. On page 8, lines 17 and 18, strike "not limited to but to include," and insert "including but not limited to".

6. On page 11, lines 9 and 10, strike "not limited to but to include," and insert "including but not limited to".

7. On page 14, strike the new matter in lines 21 and 22; and in lines 23 and 24, strike "not limited to but to include," and insert "including but not limited to".

8. On page 21, line 2, strike "That a" and insert "A"; and in line 10, strike "within" and insert "defined in".

9. In line 1 of new sections 8, 9, and 10, strike "Section" and insert "Sec.".

10. In new section 8, strike line 2 and insert "defined in this act, and similar two, three, and four-wheeled".

11. In new section 10, line 3, strike "herein" and insert "in this act"; and in lines 3 and 4, strike "2-wheeled, 3-wheeled or 4-wheeled" and insert "two, three, or four-wheeled".

12. Amend new section 11 to read:

"Sec. 11. That section 81-805, Revised Statutes Supplement, 1969, as amended by section 12, Legislative Bill 53, Eighty-second Legislature, First Session, 1971, be amended to read as follows:

81-805. Except as herein otherwise provided, the Game and Parks Commission shall have sole charge of state parks, game and fish, recreation grounds, and all things pertaining thereto. All funds rendered available by law, including funds already collected for said purposes, may be used by the commission in administering and developing such resources. The commission shall adopt and carry into effect plans to replenish and stock the state with game and whenever it is in the best interest of the public to do so, to stock the streams, lakes, and ponds, whether public or private, of this state with fish. It may plan such extensions and additions to existing hatcheries and such new plants as may be necessary to supply fully the state with game and fish, and cause said plans to be executed, after ascertaining the cost thereof. With the consent of the Governor, it may by purchase, when funds on hand or appropriated therefor are sufficient, or by gift, devise, or otherwise, acquire title in the name of the State of Nebraska to sites therein situated outside organized municipalities, for additional state parks, hatcheries, recreation grounds, game farms, game refuges, and public shooting grounds, and may enter into appropriate contracts with reference thereto, all within the limits of amounts that may be appropriated, contributed, or available therefor. For these purposes, the commission may enter into appropriate contracts, leases, or lease-purchase agreements. The commission, with the consent of the Governor, is authorized to take, receive, and hold, either in the name of the state or in trust for the state, exempt from taxation, any grant or devise of lands and any gift or bequest of money or other personal property made in furtherance of the purposes contemplated by this section, and shall have such funds, or the proceeds of such property, invested. Such invested funds shall be known as the State Park and Game Refuge Fund, and shall be used and expended under the direction of the commission. Any money in the State Park and Game Refuge Fund available for investment shall be invested by the state investment officer pursuant to the provisions of sections 72-1237 to 72-1259. The commission is authorized to make a survey of all lands and areas in the state which are suitable for state parks, game refuges, or other similar purposes contemplated by this section, and to locate and designate any or all of such lands or areas, or parts thereof, and to take such action as may tend to preserve or conserve the same. The commission shall publish such informational material as it deems necessary and may, at its discretion, charge appropriate fees therefor. The commission is authorized and empowered to adopt and promulgate rules and regulations, under the procedures set forth in sections 84-901 to 84-919, governing the administration and use of all property, real and personal, under its ownership or control, and the commission is charged with the duty and responsibility of adopting such regulations as it shall deem necessary to administer the following activities and facilities:

(1) The commission may adopt regulations to designate camping areas on appropriate lands under its ownership or control and to permit camping thereon. As a condition to such permission, the commission may prescribe such rules and regulations as are reasonable and proper governing public use of such camping areas including, but not limited to, access to camping areas, area capacity, sanitation, opening and closing hours, public safety, fires, establishment and collection of

fees where appropriate, protection of property, and zoning of activities, such rules and regulations to be posted on appropriate signs at the areas; Provided, that any person who camps on lands owned or controlled by the commission not designated as a camping area by the commission, or any person who fails to observe the conditions of occupancy, use, or access, posted as provided in this section, shall not have permission. Any person violating the provisions of the regulations above authorized shall be guilty of a misdemeanor and shall, upon conviction thereof, be punished as provided in subdivision (9) of this section;

(2) The commission may adopt regulations permitting any type of fire, including the smoking of tobacco in any form, and providing for the size, location, and the conditions under which a fire may be established on any area under its ownership or control. The commission may enact regulations permitting the possession, or use, of any type of fireworks not prohibited by law on any areas under its ownership or control. The commission may adopt regulations authorizing management personnel to temporarily revoke permission by the posting of appropriate signs for all fires of any kind whatsoever, including smoking and the use of fireworks, in any area under its ownership or control, when such posting is in the interest of public health, safety, and welfare, or for the preservation of property; Provided, that any person who shall light any type of fire, who shall use any fireworks, or who shall smoke tobacco in any form, or who shall leave, unattended and unextinguished, any fire of any type in any location, in any area under the ownership or control of the commission, unless the commission shall have given permission, which permission shall not have been revoked, to such type of fire, use or possession of fireworks, or to such smoking of tobacco, shall be guilty of a misdemeanor and shall, upon conviction thereof, be punished as provided in subdivision (9) of this section;

(3) The commission may adopt regulations permitting pets, domestic animals, and poultry, to be brought upon, possessed, grazed, maintained, or run at large, on any area, or portion of any area, under its ownership or control; Provided, that any person who brings upon, possesses, grazes, maintains, or permits to run at large his pets, domestic animals, or poultry on any area, or portion of any area, under the ownership or control of the commission, unless the commission shall have permitted such bringing upon, possession, grazing, maintaining, or running at large, shall be guilty of a misdemeanor and shall, upon conviction thereof, be punished as provided in subdivision (9) of this section;

(4) The commission is authorized to enact regulations, temporarily or permanently, permitting hunting, fishing, or the public use of firearms, bow and arrow, or any other projectile weapons or devices on any area or any portion of any area under its ownership or

control. The commission is authorized to enact special regulations permitting trapping on any such area or areas; Provided, that any person who shall, without the permission of the commission, hunt, fish, trap, or use firearms, bow and arrow, or any other projectile weapon or device on any area or any portion of any area under the ownership or control of the commission, shall be guilty of a misdemeanor and shall, upon conviction thereof, be punished as provided in subdivision (9) of this section;

(5) The commission is authorized to enact regulations permitting swimming, bathing, boating, wading, water skiing, and the use of any floatation device on all or any portion of any area under its ownership or control. Such regulations may include permission for swimming, bathing, boating, water skiing, wading, or the use of floatation devices, and all other water-related recreational activities in all areas, or any portion of any specific area, under the ownership or control of the commission, and may provide for special general conditions for specific swimming, water skiing, boating, bathing, or wading areas, which shall be posted at such areas; Provided, that any person who shall swim, bathe, boat, wade, water ski, or use any floatation device on all or any portion of any area under the ownership or control of the commission, unless the commission shall have given permission for such activity in the specific area or portion thereof, shall be guilty of a misdemeanor and shall, upon conviction thereof, be punished as provided in subdivision (9) of this section;

(6) The commission may enact regulations relating to the protection, use or removal of, any public real or personal property on any area under its ownership or control, and may regulate or prohibit the construction or installation of any privately-owned structure on such area. The commission may close all or any portion of any area under its ownership or control to any form of public use or access with the erection of proper signs, without the enactment of formal written regulations; Provided, that any person who shall, without the permission of the commission, construct or install any privately-owned structure, or who shall use or remove any public real or personal property, on any area under the ownership or control of the commission, or who shall enter or remain upon all or any portion of any area under the ownership or control of the commission, where proper signs or public notices prohibiting the same have been erected or displayed, shall be guilty of a misdemeanor and shall, upon conviction thereof, be punished as provided in subdivision (9) of this section;

(7) Any person who shall abandon any motor vehicle, trailer, or other conveyance, in any area under the ownership or control of the commission, shall be guilty of a misdemeanor and shall, upon conviction thereof, be punished as provided in subdivision (9) of

this section. The commission may enact regulations permitting, prohibiting, and controlling the use of motor vehicles and minibikes, motor cycles, and off-road recreation vehicles of any and all types, other powered vehicles, or any vehicle not self-propelled. Any person who shall operate any of the above-named vehicles without the permission of the commission, or in a place, time, or manner which has been prohibited by the commission, shall be guilty of a misdemeanor and shall, upon conviction thereof, be punished as provided in subdivision (9) of this section. The commission may further authorize the supervisor or managing official of any area under its ownership or control to permit, control, or prohibit operation of any motor vehicle, or minibike, motorcycle, off-road recreational vehicle of any or all types, other powered vehicles, or any vehicle not self-propelled on all or any portion of any area under its ownership or control at any time. Any person operating any such vehicle where prohibited, where not permitted, or in a manner so as to endanger the peace and safety of the public or as to harm or destroy the natural features of any such area shall be guilty of a misdemeanor and shall upon conviction thereof, be punished as provided in subdivision (9) of this section;

(8) The commission is authorized to enact regulations permitting the sale, trade, or vending of any goods, products or commodities of any type in any area under its ownership or control; Provided, that any person who shall sell, trade, or vend any goods, products or commodities of any type, in any area under the ownership or control of the commission, without having received the prior permission of the commission for such activity, shall be guilty of a misdemeanor and shall, upon conviction thereof, by punished as provided in subdivision (9) of this section;

(9) Where the permission of the commission is required as a prerequisite to any activity set out in sections 39-736 to 39-738 and this section, such permission shall be established by resolution of the commission; Provided, that such resolution may set out the circumstances under which the supervisor or managing official in charge of any area under the ownership or control of the commission may give such permission in emergency situations, and such resolutions may further provide for the revocation of such permission by the secretary of the commission, or by the supervisor or managing official of any area under the ownership and control of the commission. Any law enforcement official, including any conservation officer or deputy conservation officer, is authorized to enforce the provisions of sections 39-736 to 39-738 and this section. Where a violation has occurred in or on any area under the ownership or control of the commission any conservation officer or deputy conservation officer may arrest and detain any person committing such violation, or committing any misdemeanor or felony as

provided by the laws of this state until a legal warrant can be obtained. Any person guilty of a misdemeanor as set forth in sections 39-736 to 39-738 and this section shall, upon conviction thereof, be punished by a fine of not less than ten dollars, nor more than one hundred dollars, or by imprisonment in the county jail not to exceed thirty days, or both such fine and imprisonment.

The commission is authorized to issue, regardless of any other requirements or qualifications of law, without cost, special fishing permits to wards of the state, on a group basis, for therapeutic purposes, when application has been made to the commission by the head of the appropriate state institution involved. The commission is further authorized to enter into agreements with other states bordering on the Missouri River providing for reciprocal recognition of licenses, permits, and laws of the agreeing states. The commission is also authorized and shall have the duty, when funds have been made available, to advertise and promote the scenic, historic and outdoor recreational values and attractions of the state, and to do such things pertaining thereto as will attract nonresident trade to Nebraska.

The commission is authorized to grant easements across real estate under its control for purposes that are in the public interest and do not negate the primary purpose for which the real estate is owned or controlled by the commission.".

13. On page 22, strike lines 12 to 15 and insert:

"Sec. 12. That original sections 60-401 and 60-501, Reissue Revised Statutes of Nebraska, 1943, section 60-1401, Revised Statutes Supplement, 1969, section 39-741, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 678, Eighty-second Legislature, First Session, 1971, section 60-301, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 596, Eighty-second Legislature, First Session, 1971, and section 81-805, Revised Statutes Supplement, 1969, as amended by section 12, Legislative Bill 53, Eighty-second Legislature, First Session, 1971, are repealed.".

14. In the title, strike lines 2 to 5 and insert:

"FOR AN ACT to amend sections 60-401 and 60-501, Reissue Revised Statutes of Nebraska, 1943, section 60-1401, Revised Statutes Supplement, 1969, section 39-741, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 678, Eighty-second Legislature, First Session, 1971, section 60-301, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 596, Eighty-second Legislature, First Session, 1971, and section 81-805, Revised Statutes Supplement, 1969, as amended by section 12, Legislative Bill 53, Eighty-second Legislature, First Session, 1971, relating to motor"; and in line 10 insert "to provide authority; to provide penalties;" after the semicolon.

LEGISLATIVE BILL 330. Placed on Select File as amended. Enrollment and Review amendments to LB 330:

1. Strike the Carstens amendment 2.

2. On page 2, line 1, strike "For the purposes of" and insert "As used in"; in line 9 strike "skiis" and insert "skis"; and in line 12 strike "entitles" and insert "or entitled".

3. On page 3, line 5, strike "hereinafter provided" and insert "provided in this act"; in line 6 insert a comma after "shall"; and in line 15 strike "hereinafter provided" and insert "provided in section 4 of this act".

4. On page 4, line 19, strike "and"; and in line 22, strike the period and insert "; and".

5. On page 5, line 16, strike "of" and insert "to".

6. In standing committee amendment 4, line 2, insert "(4)" before "Safety" and supply paragraphing.

7. On page 6, line 24, strike the comma.

8. On page 7, lines 1 and 22, strike "to" and insert "and"; and in line 8 strike "provided" and insert "if".

9. On page 8, line 12, strike "and"; in line 13 strike "Chapter 39 and 60" and insert "Chapters 39 and 60, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto,"; and in line 17 strike the period and insert "; and".

10. In new section 14, line 11, strike "for some" and insert "therefor"; in line 13, insert "section 21 of" after "by"; and in line 15 strike "they may deem" and insert "may be deemed".

11. On page 10, line 18, strike "does" and insert "shall"; and in line 24 strike "other".

12. On page 11, insert a period at the end of line 1 and strike line 2.

13. In standing committee amendment 6, line 2, insert "after the period" after the second "line"; insert the new material added by the amendment after "act" in line 14; and in the last line strike the first period.

14. Renumber section 19, added by the Carstens amendment 6, as section 20; and renumber original sections 20 and 21 as sections 21 and 22.

15. On page 12, line 7, strike "Chapters 39 or 60" and insert "Chapter 39 or 60, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto,"; in line 8 strike "of those chapters" and insert "thereof"; in line 10 strike the comma; in line 20 strike "which are" and insert "shall be"; and in line 21, strike "shall be" and insert "and".

16. In section 23, line 11, and lines 12 and 13, strike "secretary" and insert "director".

17. In the title, line 4, strike "operators and"; and strike lines 8 to 11 and insert "for rules and regulations; to provide penalties; and to provide duties.".

LEGISLATIVE BILL 152. Placed on Select File as amended. Enrollment and Review amendments to LB 152:

1. On page 3, line 22, strike "and ~~(9)~~ (9)" and insert "~~and~~ (9)"; and in line 25, insert "and" after the semicolon.
2. Because of the Goodrich amendments, strike the Carpenter amendments adopted 4/28/71 and found on page 1015 of the Journal.
3. In new section 4, line 8, strike "of" and insert "with".
4. On page 4, line 27, strike "loans required" and insert "investments authorized".
5. Insert the material added by the Whitney amendment on page 5, line 2, after "loans"; and in line 6 of the Whitney amendment, insert "the" after "Council".
6. Add a new section to read:

"Sec. 8. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

7. In the title, strike lines 5 to 7 and insert "investment authority; to authorize the purchase of student loans as prescribed; to provide for administration; to repeal the original section; and to declare an emergency.".

LEGISLATIVE BILL 404. Placed on Select File as amended. Enrollment and Review amendments to LB 404:

1. In lines 2 and 8 of the Swanson amendment to page 2, line 18, strike "information" and insert "informational"; and in line 3, strike "therefore; and" and insert "therefor. The department".
2. On page 3, line 21, strike "curriculum" and insert "curricula"; and in line 24, strike "via" and insert "through".
3. On page 4, line 5, strike "via" and insert "by means of".
4. In lieu of the Whitney amendment, in the last line of the Swanson amendment to page 2, line 7, insert ", except that no such deduction shall be made for any school district which cannot receive a satisfactory television signal for a clear picture" after "act".

LEGISLATIVE BILL 1031. Placed on Select File as amended. Enrollment and Review amendment to LB 1031:

1. On page 2, lines 1 and 2, strike "the State Building Commission".

LEGISLATIVE BILL 1024. Placed on Select File as amended.
Enrollment and Review amendments to LB 1024:

1. Add a new section to read:

"Sec. 2. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 4, strike "and"; and in line 5, insert "; and to declare an emergency" after "conditions".

LEGISLATIVE BILL 1021. Placed on Select File.

LEGISLATIVE BILL 1022. Placed on Select File.

LEGISLATIVE BILL 422. Placed on Select File.

LEGISLATIVE BILL 1025. Placed on Select File as amended.
Enrollment and Review amendments to LB 1025:

1. On page 15, line 13, strike "Wholesale" and insert "Wholesome".
2. On page 58, line 27, strike the comma.
3. On page 59, lines 19 and 20 and lines 22 and 23, strike "Reissue Revised Statutes of Nebraska, 1943" and insert "Revised Statutes Supplement, 1969".
4. On page 60, lines 1 and 2, strike "Reissue Revised Statutes of Nebraska, 1943" and insert "Revised Statutes Supplement, 1969, and amendments thereto"; in lines

5 and 6, strike "Reissue Revised Statutes of Nebraska, 1943" and insert "Revised Statutes Supplement, 1969"; and in line 17, strike "Commission" and insert "Commissioner".

5. On page 61, line 5, strike "Veterans" and insert "Nebraska Veterans' "; and in line 6 strike "Veterans" and insert "Veterans' ".

6. On page 71, line 13, strike "have" and insert "has".

LEGISLATIVE BILL 369. Correctly engrossed.

LEGISLATIVE BILL 520. Correctly engrossed.

LEGISLATIVE BILL 680A. Correctly engrossed.

LEGISLATIVE BILL 822. Correctly engrossed.

LEGISLATIVE BILL 856. Correctly engrossed.

LEGISLATIVE BILL 889. Correctly engrossed.

LEGISLATIVE BILL 238. Correctly enrolled.

LEGISLATIVE BILL 355. Correctly enrolled.

LEGISLATIVE BILL 476. Correctly enrolled.

LEGISLATIVE BILL 620. Correctly enrolled.

LEGISLATIVE BILL 734. Correctly enrolled.

LEGISLATIVE BILL 908. Correctly enrolled.

LEGISLATIVE BILL 926. Correctly enrolled.

(Signed) Duke Snyder, Chairman

SPEAKER SIGNS

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 238, LB 355, LB 476, LB 620, LB 734, LB 908 and LB 926.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 502.

A BILL FOR AN ACT for submission to the electors of a repeal of Article XV, section 11, of the Constitution of Nebraska, relating to miscellaneous provisions; to repeal obsolete provisions for election of a United States Senator; to provide for the submission of the proposed amendment to the electors at the primary election in May, 1972, to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the primary election in May, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following repeal of Article XV, section 11, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"That Article XV, section 11, is hereby repealed."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form: "Constitutional

amendment repealing obsolete provisions for election of a United States Senator.

For

Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Craft	DeCamp	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Kime	Klaver	Kokes	Kremer
Lewis	Luedtke	Mahoney	Maresh	Morgan
Moylan	Nore	Orme	Proud	Savage
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Waldron
Wallwey	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 4:

Chambers	Duis	Marvel	Schmit

A constitutional four-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 588.

A BILL FOR AN ACT to amend section 60-331, Revised Statutes Supplement, 1969, relating to motor vehicles; to provide that trucks hauling poultry or unprocessed milk shall be eligible for reduced fees; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Craft	DeCamp	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Kime	Klaver	Kokes	Kremer
Lewis	Luedtke	Mahoney	Maresh	Marvel
Morgan	Moylan	Nore	Proud	Savage
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Waldron
Wallwey	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 4:

Chambers	Duis	Orme	Schmit

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 636. With emergency.

A BILL FOR AN ACT relating to taxation; to provide for the taxation of fractional interests in oil, gas, or other hydrocarbon units or fields as prescribed; to provide penalties; to repeal sections 57-232 and 57-233, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Kime	Klaver	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Marvel	Morgan	Moylan	Orme	Proud

Savage
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Chambers
Nore
Schmit

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 673. With emergency.

A BILL FOR AN ACT to amend section 60-320, Revised Statutes Supplement, 1969, relating to motor vehicles; to authorize the issue of dealer license plates to manufacturers of motor vehicles, motorcycles and trailers as defined; to repeal the original section; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Barnett
Burbach
Carsten
Carstens
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Carpenter
Chambers
Schmit

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 695.

A BILL FOR AN ACT to amend section 88-404, Reissue Revised Statutes of Nebraska, 1943, relating to public warehouses; to require the State Railway Commission to prepare and furnish receipts; to provide for fees; to change registration provisions; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett
Burbach
Carsten
Carstens
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Moylan
Nore
Orme
Proud
Savage
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Carpenter
Chambers
Klaver
Morgan
Schmit

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 721.

A BILL FOR AN ACT to amend section 44-119.01, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to increase the compensation of the actuaries and examiners as prescribed; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Barnett
Burbach
Carsten
Carstens
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Keyes
Kime
Klaver
Kremer
Luedtke
Mahoney
Moylan
Nore
Proud
Savage
Simpson
Skarda
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 5:

Kennedy Kokes Lewis Maresh Snyder

Not voting, 6:

Carpenter Chambers Marvel Morgan Orme
Schmit

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 756.

A BILL FOR AN ACT to amend section 39-723, Revised Statutes Supplement, 1969, relating to rules of the road; to change speed limits; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 33:

Burbach Carsten Clark DeCamp Duis
Elrod Goodrich Hasebroock Holmquist Johnson
Kennedy Lewis Luedtke Mahoney Maresh
Morgan Moylan Nore Proud Savage
Skarda Snyder Stahmer Stromer Stull
Swanson Syas Waldo Waldron Warner
Whitney Wiltse Ziebarth

Voting in the negative, 10:

Craft Epke Kime Klaver Kokes
Kremer Marvel Orme Simpson Wallwey

Not voting, 6:

Barnett Carpenter Carstens Chambers Keyes
Schmit

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 773.

A BILL FOR AN ACT to amend section 35-302, Reissue Revised Statutes of Nebraska, 1943, relating to firemen; to change provisions regulating the hours of duty of firemen as prescribed; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett
Burbach
Carpenter
Carsten
Carstens
Craft
DeCamp
Duis
Epke
Goodrich
Hasebroock
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wiltse
Ziebarth

Voting in the negative, 1:

Whitney

Not voting, 6:

Chambers
Clark
Elrod
Holmquist
Schmit
Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 792.

A BILL FOR AN ACT to amend section 44-149, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to make revocation of certificates of authority permissive rather than mandatory; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett
Burbach
Carpenter
Carsten
Carstens
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Chambers
Clark
Kime
Schmit
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 911. With emergency.

A BILL FOR AN ACT to amend section 21-1903, Reissue Revised Statutes of Nebraska, 1943, relating to corporations; to provide for organization of a corporation under sections 21-1901 to 21-1991 for governmental purposes and for assistance for federal grants; to repeal the original section; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Barnett
Burbach
Carpenter
Carsten
Carstens
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Proud
Savage
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Chambers
Orme
Schmit

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 999.

A BILL FOR AN ACT to amend section 23-120, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to increase the amount of appropriation for county buildings permitted in counties having in excess of two hundred fifty thousand inhabitants without a vote of the people; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Barnett
Craft
Goodrich
Kime
Mahoney
Proud
Stahmer
Waldo
Ziebarth
Burbach
DeCamp
Hasebroock
Klaver
Maresh
Savage
Stromer
Waldron
Carpenter
Duis
Holmquist
Kremer
Moylan
Simpson
Stull
Warner
Carsten
Elrod
Johnson
Lewis
Nore
Skarda
Swanson
Whitney
Carstens
Epke
Keyes
Luedtke
Orme
Snyder
Syas
Wiltse

Voting in the negative, 0.

Not voting, 8:

Chambers
Morgan
Clark
Schmit
Kennedy
Wallwey
Kokes
Marvel

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MEMBERS EXCUSED

Messers. Stahmer and Keyes asked unanimous consent to be excused from 10:00 until 10:30 a.m. today. No objections. So ordered.

Mr. Carstens asked unanimous consent to be excused on Thursday, May 6, from 2:00 p.m. until he returns. No objections. So ordered.

Mr. Simpson asked unanimous consent to be excused this afternoon until he returns. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 58. LR 58 found in the Legislative Journal on page 1643 for the Seventy-Sixth Day was adopted with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE RESOLUTION 59. LR 59 found in the Legislative Journal on page 1644 for the Seventy-Sixth Day was adopted with 31 ayes, 0 nays and 18 not voting.

Mr. Kennedy asked unanimous consent to send a copy of LR 59 to the Secretary of the Navy and our Congressional Delegation from Nebraska. No objections. So ordered.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on May 5, 1971 at 9:20 a.m.: LB 670 and LB 752.

(Signed) Barbara Jackson, Enrolling Clerk

SELECT FILE

LEGISLATIVE BILL 679. Enrollment and Review amendment found in the Legislative Journal on page 1621 for the Seventy-Sixth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 754. Enrollment and Review amendments found in the Legislative Journal on page 1621 for the Seventy-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 743. Enrollment and Review amendments found in the Legislative Journal on page 1621 for the Seventy-Sixth Day were adopted.

Mr. Carpenter offered the following amendment which was adopted:
Add the emergency clause.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 640. Enrollment and Review amendments found in the Legislative Journal on page 1622 for the Seventy-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1003. Enrollment and Review amendments found in the Legislative Journal on page 1622 for the Seventy-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

UNANIMOUS CONSENT—Unbracket LB 843

Mr. Warner asked unanimous consent to unbracket LB 843 on Select File. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 843. Enrollment and Review amendment found in the Legislative Journal on page 1373 for the Sixty-Sixth Day was adopted.

Mr. Warner offered the following amendment which was adopted:

Page 2, line 14, following the words "not less than" strike the words "one hundred dollars nor more than five thousand dollars,".

Page 2, line 14, after the words "not less than" add the words "fifty dollars nor more than two hundred dollars for the first offense, and not less than one hundred dollars nor more than one thousand dollars for any subsequent offense,".

Page 2, line 18, after the end of the sentence add a new sentence to read as follows: "Each day of such violation shall constitute a separate offense.".

Advanced to Enrollment and Review for engrossment.

MOTION—Return LB 929 to Select File

Mr. Simpson moved to return LB 929 to Select File for the following specific amendment:

1. Amend Simpson Amendment 1, section 10 by striking lines 4 to 7 and inserting: "filed in all courts of this state for violations of state law or city or village ordinance;".

The motion to return prevailed with 28 ayes, 1 nay and 20 not voting.

SELECT FILE

LEGISLATIVE BILL 929. The Simpson amendment found above in today's Journal was adopted by a vote of 27 ayes, 0 nays and 22 not voting.

Advanced to Enrollment and Review for engrossment.

UNANIMOUS CONSENT—Withdraw LB 658

Mr. Simpson renewed his request found in the Legislative Journal on page 1643 for the Seventy-Sixth Day to withdraw LB 658. No objections. So ordered.

UNANIMOUS CONSENT—Print in Journal

Mr. Syas asked unanimous consent to print the following amendments to LB 955 in the Journal. No objections. So ordered.

1. Strike beginning with line 11 on page 2 through line 7 on page 6 and show as stricken, and insert the following:

"District No. 2. The county of Douglas except the territory in legislative districts 4, 10, and 31;

District No. 3. The counties of Platte, Colfax, Washington, Boone, Madison, Stanton, Cuming, Burt, Antelope, Pierce, Wayne, Thurston, Knox, Cedar, Dixon, Dakota, Wheeler, Greeley, Garfield, and Valley; and in Douglas County the territory in legislative districts 4, 10, and 31;".

2. On page 6, line 11, strike "Buffalo"; and on line 12 after the comma insert "Nance, Howard,".

3. On page 6, line 13, after "of" insert "Buffalo, Sherman,".

4. Insert a new section as follows:

"Sec. 2. The legislative districts mentioned in section 5-107 are the districts established by Legislative Bill 954, Eighty-second Legislature, First Session, 1971.".

5. Renumber original section 2 as section 3.

GENERAL FILE

LEGISLATIVE BILL 768. Title read. Explained.

Mr. Duis offered the following amendments to the standing committee amendments which were adopted:

1. Amend the Standing Committee Amendments by striking "43" and 42" and insert in lieu thereof "20" and striking amendments 10, 11 and 12.
2. Amend at page 7, Section 2, (12) at line 8, by striking the words "Motor vehicle."
3. Amend at page 7, Section 2 (14) at line 26 by adding after the word "vehicle" the following ","motorcycle" and at page 8, line 3 strike the words "used motor vehicle dealer."
4. Amend Section (2) 16 at page 8, line 16 strike the words "of making" and at end of line 17 add the word "to" and at line 19 strike the ";" and add "in this state;"
5. Amend Section 2 (28) at page 12, line 25 by striking the word "similarly" and at line 26 by striking the ";" and adding "for the same purpose as set forth in subsection 16 hereof;"
6. Amend Section 17 at page 33, line 13 by striking the word "books" and insert in lieu thereof the words "documents in order to assure a fair trial."
7. At page 13, Section 2, insert a new subsection (31) to read as follows:

"(31 For the purposes of this act, it shall not apply to the State of Nebraska or any of its subdivisions or to any insurance company, finance company, public utilities company, fleet owner or other person coming into possession of any motor vehicle, trailer or motor vehicle and who owns such motor vehicle, trailer or motor vehicle for at least a ninety (90) day period of time."

8. Amend the bill by striking all of Secs. 21 through 40 commencing at page 36, line 16 and ending at page 50, line 14 and in lieu thereof insert:

"Sec. 21. Notwithstanding the terms, provisions or conditions of any agreement or franchise, no franchisor shall terminate or refuse to continue any franchise unless the franchisor has first established, in a hearing held under the provisions of this Act, that:

1. The franchisor has good cause for termination or noncontinuance, and

2. Upon termination or continuance, another franchise in the same line-make will become effective in the same community, without diminution of the franchisees' service formerly provided, or that the community cannot be reasonably expected to support such a dealership; provided however, a franchisor may terminate a franchise for a particular line-make if the franchisor discontinues that line-make and a franchisor may terminate a franchise if the franchisee's license as a motor vehicle, combination motor vehicle and trailer, motorcycle, or trailer dealer is revoked pursuant to the provisions of this Act."

"Sec. 22. In the event that franchisor is permitted to terminate or not continue a franchise, and is further permitted not to enter into a franchise, for the line-make in the community, no franchise shall thereafter be entered into for the sale of a motor vehicle, combination motor vehicle and trailer, motorcycle, or trailer dealer of that line-make in the community, unless the franchisor has first established, in a hearing held under the provisions of this Act, that there has been a change of circumstances so that the community at that time can be reasonably expected to support the dealership."

"Sec. 23. No franchisor shall enter into any franchise for the purpose of establishing an additional motor vehicle, combination motor vehicle and trailer, motorcycle, or trailer dealership in any community in which the same line-make is then represented, unless the franchisor has first established in a hearing held under the provisions of this act that there is good cause for such additional motor vehicle, combination motor vehicle and trailer, motorcycle, or trailer dealership under such franchise, and that it is in the public interest."

"Sec. 24. Every franchisor and franchisee shall fulfill the terms of any express or implied warranty concerning the sale of a motor vehicle, combination motor vehicle and trailer, motorcycle, or trailer dealer to the public of the line-make which is the subject of a contract or franchise agreement between the parties. If it is determined by the district court that either the franchisor or franchisee, or both, have violated an express or implied warranty, the court shall add to any award or relief granted an additional award for reasonable attorney fees and other necessary expenses for maintaining the litigation."

"Sec. 25. In the event that a franchisor seeks to terminate or not continue any franchise, or seeks to enter into a franchise establishing an additional motor vehicle, combination motor vehicle and trailer, motorcycle or trailer dealership of the same line-make, the franchisor shall file an application with the board for permission to terminate or not continue the franchise, or for permission to enter into a franchise for additional representation of the same line-make in that community."

"Sec. 26. Upon receiving an application, the board shall enter an order fixing a time, which shall be within ninety days of the date of such order, and place of hearing, and shall send by certified or registered mail, with return receipt requested. a copy of the order to the franchisee whose franchise the franchisor seeks to terminate or not continue. If the application requests permission to establish an additional motor vehicle, combination motor vehicle and trailer, motorcycle, or trailer dealership, a copy of the order shall be sent to all franchisees in the community who are then engaged in the business of offering to sell or selling the same line-make. Copies of orders shall be addressed to the franchisee at the place where the business is conducted. The board may also give notice of franchisor's application to any other parties whom the board may deem interested persons, such notice to be in the form and substance and given in the manner the board deems appropriate. Any person who can show an interest in the application may become a party to the hearing, whether or not he receives notice; provided however, a party not receiving notice shall be limited to participation at the hearing on the question of the public interest in the termination or continuation of the franchise or in the establishment of an additional motor vehicle dealership."

"Sec. 27. If the board finds it desirable it may upon request continue the date of hearing for a period of ninety days, and may upon application, but not ex parte, continue the date of hearing for an additional period of ninety days."

"Sec. 28. Upon hearing, the franchisor shall have the burden of proof to establish that under the provisions of this Act he should be granted permission to terminate or not continue the franchise, or to enter into a franchise establishing an additional motor vehicle, combination motor vehicle and trailer, motorcycle, or trailer dealership.

Nothing contained in this Act shall be construed to require or authorize any investigation by the board of any matter before the board under this Act. Upon hearing, the board shall hear the evidence introduced by the parties and shall make its decision solely upon the record so made."

"Sec. 29. The rules of civil procedure relating to discovery and inspection shall apply to hearings held under the provisions of this Act, and the board may issue orders to give effect to such rules.

In the event issues are raised which would involve violations of any state or federal antitrust or price-fixing law, all discovery and inspection proceedings which would be available under such issues in a state or federal court action shall be available to the parties to the hearing, and the board may issue orders to give effect to such proceedings.

Evidence which would be admissible under the issues in a state or federal court action is admissible in a hearing held by the board. The board shall apportion all costs between the parties."

"Sec. 30. Notwithstanding the terms, provisions or conditions of any agreement or franchise, the following shall not constitute good cause for the termination or noncontinuation of a franchise, or for entering into a franchise for the establishment of an additional dealership in a community for the same line-make:

1. The sole fact that franchisor desires further penetration of the market.

2. The change of ownership of the franchisee's dealership or the change of executive management of the franchisee's dealership, unless the franchisor, having the burden or proof, proves that such change of ownership or executive management will be substantially detrimental to the distribution of franchisor's motor vehicle, combination motor vehicle and trailer, motorcycle, or trailer dealer in the community.

3. The fact that the franchisee refused to purchase or accept delivery of any motor vehicle, combination motor vehicle and trailer, motorcycle, or trailer or vehicles, parts, accessories or any other commodity or service not ordered by the franchisee."

"Sec. 31. Notwithstanding the terms, provisions or conditions or any agreement of franchise, subject to the provisions of subsection two (2) of section thirty (30) of this Act, in the event of the sale or transfer of ownership of the franchisee's dealership by sale or transfer of the business or by stock transfer or in the event of change in the executive management of the franchisee's dealership the franchisor shall give effect to such a change in the franchise unless the transfer of the franchisee's license under this Act is denied or the new owner is unable to obtain a license under this Act as the case may be."

"Sec. 32. The board may issue subpoenas, administer oaths, compell the attendance of witnesses and production of books, papers, documents, and all other evidence. The board may apply to the district court of the county wherein the hearing is being held for a court order enforcing this section."

"Sec. 33. In the event that a franchisor enters into or attempts to enter into a franchise, whether upon termination or refusal to continue another franchise or upon the establishment of an additional motor vehicle, combination motor vehicle and trailer, motorcycle, or trailer dealership in a community where the same line-make is then represented, without first complying with the provisions of this Act, no license under this Act shall be issued to that franchisee or proposed franchisee to engage in the business of selling motor vehicles, combination motor vehicles and trailer, motorcycles, or trailers manufactured or distributed by that franchisor."

"Sec. 34. In determining whether good cause has been established for terminating or not continuing a franchise, the board shall take into consideration the existing circumstances, including, but not limited to:

1. Amount of business transacted by the franchisee.

2. Investment necessarily made and obligations incurred by the franchisee in the performance of his part of the franchise.

3. Permanency of the investment.

4. Whether it is injurious to the public welfare for the business of the franchisee to be disrupted.

5. Whether the franchisee has adequate motor vehicle, combination motor

vehicle and trailer, motorcycle, or trailer service facilities, equipment, parts and qualified service personnel to reasonably provide consumer care for the motor vehicles, combination motor vehicles and trailers, motorcycles, or trailers sold at retail by the franchisee and any other motor vehicle, combination motor vehicle and trailer, motorcycle, or trailer of the same line-make.

6. Whether the franchisee refuses to honor warranties of the franchisor to be performed by the franchisee, provided that the franchisor reimburses the franchisee for such warranty work performed by the franchisee.

7. Except as provided in section thirty (30) of this Act, failure by the franchisee to substantially comply with those requirements of the franchise which are determined by the board to be reasonable and material.

8. Except as provided in section thirty (30) of this Act, bad faith by the franchisee in complying with those terms of the franchise which are determined by the board to be reasonable and material."

"Sec. 35. In determining whether good cause has been established for entering into an additional franchise for the same line-make, the board shall take into consideration the existing circumstances, including, but not limited to:

1. Amount of business transacted by other franchisees of the same line-make in that community.

2. Investment necessarily made and obligations incurred by other franchisees of the same line-make, in that community, in the performance of their part of their franchises.

3. Permanency of the investment.

4. Effect on the retail motor vehicle business as a whole in that community.

5. Whether it is injurious to the public welfare for an additional franchise to be established.

6. Whether the franchisees of the same line-make in that community are providing adequate consumer care for the motor vehicle, combination motor vehicle and trailer, motorcycle, or trailer of the line-make which shall include the adequacy of motor vehicle, combination motor vehicle and trailer, motorcycle, or trailer dealer service facilities equipment, supply of parts and qualified service personnel."

"Sec. 36. Any party to a hearing before the board may take an appeal fron any final order entered in such hearing in the manner provided for appeals in this Act."

9. Strike all of Secs. 44 and 45 and renumber Secs. 41, 42, 43, 46, 47 and 48 as Secs. 37 to 42 respectivel.

Standing committee amendments, as amended, found in the Legislative Journal on page 1112 for the Fifty-Fifth Day were adopted.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

UNANIMOUS CONSENT—Change of Order

Mr. Carpenter asked unanimous consent to change LB 659 for LB 774 on General File. No objections. So ordered.

VISITORS

Mr. Epke introduced 44 third grade students and their teachers, Mesdames Smith and Armbruster of Milford Public School, Milford, Nebraska.

Mr. Swanson introduced Mrs. Katherine Lynch and Miss Elizabeth Rohn of Lincoln, Nebraska.

Mr. Swanson introduced 38 fifth grade students and their teacher, Evelyn Peterson of the Blessed Sacrament School, Lincoln, Nebraska.

Mr. Savage introduced his wife, Marie, and his cousin, Maybelle Reineke of Omaha, Nebraska.

Mr. Wallwey introduced 59 seventh and eighth graders and their teachers, Mesdames Noe, Wallin, Burno, and Stanley and Miss Bouoqul and their co-superintendent, Paul C. Peterson of Dixon and Dakota County School, Ronco, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 699. Title read. Explained.

Mr. Warner offered the following amendment which was adopted:

1. On page 3, line 22 strike the period and insert ": Provided, that the provisions for a retailer to receive payment for machines, attachments and parts returned shall apply only to machines, attachments, and parts purchased after the effective date of this act.".

Mr. Swanson moved to indefinitely postpone.

Mr. Lewis moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 33 ayes, 10 nays and 6 not voting.

The motion to indefinitely postpone lost with 12 ayes, 32 nays and 5 not voting.

Mr. Carpenter offered the following amendment which was adopted:

"If any section in this act or any part of any section shall be declared invalid or unconsitutional, such declaration of invalidity shall not affect the validity of the remaining portions thereof."

Advanced to Enrollment & Review with 33 ayes, 7 nays and 9 not voting.

UNANIMOUS CONSENT—Change of Order

Mr. Waldron asked unanimous consent to take up LB 954 at this time. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 954. Title read. Explained.

Mr. Wallwey moved to suspend the rules so that when LB 954 is considered on Select File it can be amended by a majority of those voting. The motion prevailed with 40 ayes, 1 nay and 18 not voting.

Standing Committee amendments found in the Legislative Journal on page 1643 for the Seventy-Sixth Day were adopted.

Laid over.

VISITORS

Mr. Waldo introduced 22 Fifth and Sixth grade students and their teacher, Esther Hiber of St. Michaels School, Fairbury, Nebraska.

Mr. Waldo introduced 21 Fourth grade students and their teacher, Mrs. Witforth of Tri County School, Plymouth, Nebraska.

Mr. Skarda introduced 36 students and their teachers, Sr. Anne Marie Mullen and Miss M. K. Wilcox of St. Bridget School, Omaha, Nebraska.

Mr. Savage introduced Mr. Walter Conglin, U. S. Secret Service Agent from Omaha.

Mr. Kremer introduced 50 eighth grade students and their teacher, Mesdames Inness and Peterson of Osceola Public School, Osceola, Nebraska.

STANDING COMMITTEE REPORT

Judiciary

LEGISLATIVE BILL 545. Placed on General File as amended.
Standing committee amendments to LB 545:

1. Strike lines 5 to 26 on page 2 and lines 1 to 7 on page 3 and insert the following:

"District No. 1. The counties of Sarpy and Lancaster; and in Cass County the city of Plattsmouth and the following precincts: Greenwood, Elmwood, Center, Mount Pleasant, West Rock Bluffs, East Rock Bluffs, Salt Creek, South Ben, Louisville, Eight Mile Grove, and Plattsmouth.

District No. 2. The following territory in Douglas County: Legislative districts 5, 6, 7, 8, 9, 10, 11, and 20, and that part of legislative district 14 described as follows: Beginning at the intersection of 41st Street with Fort Street, east along Fort Street to 13th Street; then south along 13th Street to Ames Avenue; then west along Ames Avenue to 30th Street; then south along 30th Street to Sprague Street; then west along Sprague Street to 40th Street; then north along 40th Street to Ames Avenue; then west along Ames Avenue to 40th Avenue; then north along 40th Avenue to Grand Avenue; then west along Grand Avenue to 41st Street; then north along 41st Street to the point of beginning.

District No. 3. The counties of Thayer, Nuckolls, Webster, Franklin, Kearney, Adams, Clay, Buffalo, Hall, Hamilton, Sherman, Howard, Merrick, Nance, Valley, Greeley, Boone, Wheeler, Antelope, Holt, Boyd, Knox, and Cedar.

District No. 4. The counties of Washington, Dodge, Colfax, Cuming, Burt, Thurston, Dakota, and Dixon, and that part of Douglas County not included in District No. 2.

District No. 5. The counties of Otoe, Johnson, Nemaha, Pawnee, Richardson, Gage, Jefferson, Saline, Fillmore, Seward, York, Polk, Butler, Saunders, Platte, Madison, Stanton, Pierce, and Wayne, and in Cass County the city of Weeping Water and the following precincts: Tipton, Stove Creek, Weeping Water, Avoca, Nehawka, and Liberty.

District No. 6. The counties of Sioux, Scotts Bluff, Banner, Kimball, Cheyenne, Morrill, Box Butte, Dawes, Sheridan, Garden, Deuel, Cherry, Keya Paha, Brown, Rock, Grant, Hooker, Thomas, Blaine, Loup, Garfield, Arthur, McPherson, Logan, Custer, Keith, Lincoln, Dawson, Perkins, Chase, Hayes, Frontier, Gosper, Phelps, Dundy, Hitchcock, Red Willow, Furnas, and Harlan.

Sec. 2. The townships and cities mentioned in section 1 of this act shall be the precincts and cities set out in the 1970 Census of Population by the United States Department of Commerce, Bureau of the Census. The legislative districts mentioned in section 1 of this act shall be those established by Legislative Bill 954, Eighty-second Legislature, First Session, 1971.".

LEGISLATIVE BILL 820. Placed on General File as amended. Standing Committee amendments to LB 820:

1. On page 2, strike lines 5 to 9 and insert "competent jurisdiction upon a finding that the marriage is irretrievably broken. After".

2. On page 3, lines 6 and 7, strike "the petitioner" and insert "either party"; in line 11 after "year" insert "or, if the marriage was solemnized in this marriage state, have presided in this state from the time of marriage to filing the petition".

3. On page 3, strike lines 13 to 15 and insert: "Sec. 4. If a petition".

4. On page 3, line 25, after "matters" insert ", make such investigations,"; and on page 4, line 2, strike "of the marriage".

5. On page 4, line 6, strike "A" and insert "Except when service is by publication, a"; and on line 8 strike", as" and insert a period; and strike line 9.

6. On page 5, line 3, after the semicolon insert "and"; strike lines 4 to 7 and insert:

"(7) An allegation that the marriage is irretrievably broken.".

7. On page 5, strike lines 10 to 14 and insert "days of the date of service upon the respondent.".

8. On page 6, line 4, strike "dispositions" and insert "depositions"; and strike lines 5 to 8 and insert "actions. The court may in its discretion close the hearing and may restrict the availability of the evidence or bill of exceptions.".

9. Strike original sections 11 and 12, and renumber original sections 13, 14, and 15 as sections 11, 12, and 13 respectively.

10. On page 6, line 16, before "children" insert "minor"; in line 17 strike "of" and insert "if"; in line 20 after "petition" insert "or by motion"; in line 24 strike "service" and insert "notice"; and strike beginning with "Appearance" on line 24 through the period on page 7, line 1; on page 7, line 12, strike "distrubing" and insert "disturbing", and after the semicolon insert "and"; strike lines 13 to 15 and insert "determining the"; in line 16 after "marriage" insert "; Provided, ex parte orders issued pursuant to subdivision (1) of this sentence shall remain in force for no more than seven days or until a hearing is held thereon, whichever is earlier"; and after line 16 insert "After motion, notice, and hearing, the court may order either party excluded from the family dwelling of the other upon a showing that physical or emotional harm would otherwise result.".

11. On page 7, line 26, strike "The court may,"; and on page 8 strike lines 1 to 12.

12. Strike original section 16 and renumber original section 17 as section 14.

13. Strike original section 18 and insert the following:

"Sec. 15. (1) If both of the parties by petition or otherwise have stated under oath or affirmation that the marriage is irretrievably broken, or one of the parties has so stated and the other has not denied it, the court, after hearing, shall make a finding whether the marriage is irretrievably broken.

(2) If one of the parties has denied under oath or affirmation that the marriage is irretrievably broken, the court shall consider all relevant factors, including the circumstances that gave rise to the filing of the petition and the prospect of reconciliation, and shall make a finding whether the marriage is irretrievably broken.".

14. Strike original section 19 and insert the following:

"Sec. 16. When the pleadings or evidence in any action pursuant to this act indicate that either spouse is mentally ill, a guardian ad litem shall be appointed to represent his interests. Such guardian's fee, when allowed by the court, shall be taxed as costs, and shall be paid by the county if the parties are unable to do so. When a marriage is dissolved and the evidence indicates that either spouse is mentally ill, the court may, at the time of dissolving the marriage or at any time thereafter, make such order for the support and maintenance of such mentally ill person as it may deem necessary and proper, having due regard to the property and income of the parties, and the court may require the party ordered to provide support and maintenance to file a bond or otherwise give security for such support. Such an order for support may be entered upon the application of the guardian or guardian ad litem or of any person, county, municipality, or institution charged with the support of such mentally ill person. The order for support may, if necessary, be revised from time to time on like application.".

15. Renumber original sections 20, 21, and 22 as sections 17, 18, and 19 respectively.

16. On page 11, strike lines 6 to 14 and insert "Except as to amounts accrued prior to the date of service of process on a petition to modify, orders for alimony may be modified or revoked for good cause shown, but where alimony is not allowed in the original decree dissolving a marriage, such decree may not be modified to award alimony. Except as otherwise agreed by the parties in writing or by order of the court, alimony orders shall terminate upon the death of either party or the remarriage of the recipient.".

17. Strike original section 23 and insert the following:

"Sec. 20. (1) To promote the amicable settlement of disputes between the parties to a marriage attendant upon their separation or the dissolution of their marriage, the parties may enter into a written property settlement agreement containing provisions for the maintenance of either of them, the disposition of any property owned by either of them, and the support and custody of minor children.

(2) In a proceeding for dissolution of marriage or for legal separation, the terms of the agreement, except terms providing for the support and custody of minor children, are binding upon the court unless it finds, after considering the economic circumstances of the parties and any other relevant evidence produced by the parties, on their own motion or on request of the court, that the agreement is unconscionable.

(3) If the court finds the agreement unconscionable, the court may request the parties to submit a revised agreement or the court may make orders for the disposition of property, support, and maintenance.

(4) If the court finds that the agreement is not unconscionable as to support, maintenance, and property: (a) Unless the agreement provides to the contrary, its term may be set forth in the decree of dissolution or legal separation and the parties shall be ordered to perform them; or (b) if the agreement provides that its terms shall not be set forth in the decree, the decree shall identify the agreement and shall state that the court has found the terms not unconscionable, and the parties shall be ordered to perform them.

(5) Terms of the agreement set forth in the decree may be enforced by all remedies available for the enforcement of a judgment, including contempt.

(6) Alimony may be ordered in addition to a property settlement award.

(7) Except for terms concerning the custody

or support of minor children, the decree may expressly preclude or limit modification of terms set forth in the decree.".

18. Strike original section 24 and insert the following:

"Sec. 21. In every action for dissolution of marriage or legal separation, the court may require the husband to pay any sum necessary to enable the wife to maintain the action during its pendency. When dissolution of marriage or a legal separation is decreed, the court may decree costs against either party and award execution for the same, or it may direct such costs to be paid out of any property sequestered, or in the power of the court, or in the hands of a receiver.".

19. Renumber original section 25 as section 22 and on page 13, strike lines 1 to 3 and insert "may be retroactive".

20. Strike original section 26.

21. Renumber original section 27 as section 23; and on page 13, line 9, after "payments" insert "or alimony", on line 19 strike "If the", and strike lines 19 to 21.

22. Strike original section 28.

23. Renumber original section 29 as section 24; and on page 15 strike line 2 and insert "a party", and on line 3 strike "rights".

24. Renumber original section 30 as section 25, and on page 15, line 22, strike "judgment" and insert "judgments".

25. Strike original sections 31 and 32.

26. Strike original section 33 and insert the following:

"Sec. 26. A decree dissolving a marriage shall not become final or operative until sixty days after the decree is rendered, except for the purpose of review by appeal, and for such purpose only the decree shall be treated as a final order as soon as rendered. If an appeal is instituted within one month, such decree shall not become final until such proceedings are finally determined. If no such proceedings have been instituted, the court may, at any time within such sixty days, vacate or modify its decree. If such decree shall not have been vacated or modified, unless proceedings are then pending with that end in view, the original decree shall at the expiration of sixty days become final without any further action of the court.".

27. Renumber original section 34 as section 27, and on page 17, line 20, strike"petioner" and insert "petitioner".

28. Renumber original sections 35 and 36 as sections 28 and 29.

29. Strike original section 37.

30. Renumber original section 38 as section 30.

31. Renumber original section 39 as section 31, and in page 19, line 4, after "court" insert ", and in every case the legitimacy of all children conceived before the commencement of the suit shall be presumed until the contrary is shown".

32. Renumber original section 40 as section 32, and on page 19, line 5, after "finds" insert "that".

33. Strike original section 41 and insert the following:

"Sec. 33. (1) This act shall apply to all proceedings commenced on or after its effective date.

(2) This act shall apply to all pending actions and proceedings commenced prior to its effective date with respect to issues on which a judgment has not been entered. Pending actions for divorce or separation shall be deemed to have been commenced on the basis of irretrievable breakdown. Evidence adduced after the effective date of this act shall be in compliance with this act.

(3) This act shall apply to all proceedings commenced after its effective date for the modification of a judgment or order entered prior to the effective date of this act.

(4) In any action or proceeding in which an appeal was pending or a new trial was ordered prior to the effective date of this act, the law in effect at the time of the order sustaining the appeal or the new trial shall govern the appeal, the new trial, and any subsequent trial or appeal.".

34. Strike original section 42 and insert the following:

"Sec. 34. If any section in this act or any part of any section shall be declared invalid or unconstitutional, such declaration of invalidity shall not affect the validity of the remaining portions thereof.

Sec. 35. That sections 42-301 to 42-340, Reissue Revised Statutes of Nebraska, 1943, are repealed.".

RESOLUTION

LEGISLATIVE RESOLUTION 60.

Introduced by Wayne Ziebarth, 37th District.

WHEREAS, Dr. C. Bertrand Schultz has made an outstanding contribution to the State of Nebraska as an educator, geologist, author and Director of the Nebraska State Museum; and

WHEREAS, he is performing a distinguished service to mankind through his devotion to a specialized area of science relating to worldwide environment changes; and

WHEREAS, his devotion to the enlightenment of man and the improvement of conditions under which he lives benefits everyone; and

WHEREAS, Dr. Schultz is an outstanding individual, who is Red Cloud, Nebraska's notable native son; and

WHEREAS, Red Cloud, Nebraska is celebrating its one hundredth birthday.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

That it is considered most appropriate to recognize this outstanding Nebraskan by proclaiming May 30, 1971, as Dr. C. Bertrand Schultz Day.

Laid over.

RECESS

At 12:00 p.m., on a motion by Mr. Waldo, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:03 p.m., Speaker Hasebroock presiding.

The roll was called and all members were present except Mr. Schmit who was excused, Mr. Simpson who was excused until 3:30 p.m.; Messrs. Carpenter, DeCamp and Morgan who were absent until 3:20; and Mr. Chambers who was absent until 3:40 p.m.

EXPLANATION OF VOTE

Had I been present on May 4, I would have voted "aye" on LB 238, LB 355, LB 476, LB 620, LB 734, LB 908, LB 926, LR 56, and LR 57.

(Signed) Ellen Craft

GENERAL FILE

LEGISLATIVE BILL 954. Considered.

Advanced to Enrollment & Review with 28 ayes, 6 nays and 15 not voting.

Mr. Waldron asked unanimous consent to expedite LB LB 954. Mr. Nore objected.

Mr. Waldron moved to expedite LB 954. The motion prevailed with 31 ayes, 5 nays and 13 not voting.

LEGISLATIVE BILL 264. Considered.

On behalf of Mr. Carpenter, Mr. Burbach moved to repeal the adoption of the Carpenter amendment previously adopted April 29, 1971, amending Section 7, Sub-Section 1, and also Section 12. Motion adopted.

Mr. Burbach offered the following amendment which was adopted by a vote of 27 ayes, 4 nays and 18 not voting:

1. In lieu of the Carstens amendment, in the Burbach amendment, section 6, line 1, strike "In" and insert "Twenty per cent of the money in the School Tax Relief Fund shall be distributed under the provisions

of sections 79-1336 and 79-1337, Revised Statutes Supplement, 1969, and in"; and in line 5, strike "fifty" and insert "twenty".

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

VISITORS

Mr. Elrod introduced 76 Fourth grade students and their teachers, Mesdames. Dillon, Seimers, and Harnisch of Howard School, Grand Island, Nebraska.

RESOLUTIONS

LEGISLATIVE RESOLUTION 61. Introduced by William F. Swanson, 27th District.

WHEREAS, the planning function of state government is finally and most effectively expressed and carried out by the legislative body by various kinds of enactments, such as capital programs as expressed in capital budgets; and

WHEREAS, the State of Nebraska needs clearly defined procedures for the development of a capital program, in order to provide adequate time for systematic consideration of capital projects by the State of Nebraska, which includes a consideration of the means of financing capital improvements.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

That there be established a special committee for the interim study for the preparation of goals for the development of a state capital improvement program which shall include requirements for the planning and the financing program as needed to meet the needs of the State of Nebraska.

Laid over.

LEGISLATIVE RESOLUTION 62.

Introduced by Richard F. Proud, 12th District.

WHEREAS, the costs of welfare programs in general and the aid to dependent children program in particular have increased out of proportion to other costs of government over the past few years; and

WHEREAS, it appears that the statutes governing marriage and divorce may contribute to the increased reliance on welfare by many divorced persons; and

WHEREAS, the administration of welfare programs by county welfare officials and the help of county attorneys might need better coordination.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST

SESSION:

1. That the Executive Council appoint a committee to study the following:

(a) Procedure for marriage of persons who are responsible for the support of minor children;

(b) Use of oaths in the procurement of marriage licenses;

(c) Provisions to require a showing that judgments for child support are paid before a marriage license will be issued;

(d) Procedure for recording payments of judgments for child support;

(e) Use of the county attorney's office to enforce child support judgments first through civil procedure;

(f) Procedures used by welfare agencies to determine eligibility of persons who claim aid to dependent children; and

(g) Procedures used to enforce support of dependent children by persons who are legally responsible for the support of such children.

2. That such study committee report to the next session of the Legislature its findings and any recommended legislation concerning the matters under study.

Laid over.

GENERAL FILE

LEGISLATIVE BILL 54. Title read. Explained.

Mr. Carpenter offered the following amendment to the standing committee amendments which was adopted:

1. On page 21 of Standing Committee amendment 1, line 23 insert ", the then applicable premium payable upon their redemption, or the next applicable redemption premium if the bonds are not then redeemable," after "thereof".

2. On page 29 of Standing Committee amendment 1, line 7 insert "Nothing in this section shall limit or be construed as limiting, the right of a holder of a bond to reduce such bond, or the interest thereon, to judgment in the event of the failure of the authority to pay the principal of or interest on such bond as and when the same become due, or to prohibit, or be construed as prohibiting, such holder from enforcing and collecting such judgment out of the revenues and other money of the authority pledged to the payment of such bond and the interest thereon." after the period.

3. On page 31 of Standing Committee amendment

Standing committee amendments, as amended, found in the Legislative Journal on page 981 for the Forty-Ninth Day were adopted.

Mr. Carpenter offered the following amendment which was adopted:

"If any section in this act or any part of any section shall be declared invalid or unconstitutional, such declaration of invalidity shall not affect the validity of the remaining portions thereof."

1, line 17 insert "; and provided further, that the bonds shall be registered in the office of the Auditor of Public Accounts but shall not be required to be registered in the office of any county clerk or treasurer, comptroller or finance director of any city or village. The bonds shall constitute exempt securities within the meaning of section 8-1110, Reissue Revised Statutes of Nebraska, 1943, and amendments thereof." before the period.

Advanced to Enrollment & Review with 38 ayes, 0 nays and 11 not voting.

MEMBER EXCUSED

Mr. Mahoney asked unanimous consent to be excused at 3:35 p.m. today for the rest of the afternoon. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 823. Title read. Explained.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 266. Title read. Explained.

Mr. Proud moved to indefinitely postpone.

Mr. Elrod requested a record vote.

Voting in the affirmative, 23:

Burbach	Clark	Craft	Epke	Goodrich
Johnson	Kennedy	Kime	Kokes	Kremer
Lewis	Maresh	Morgan	Moylan	Nore
Proud	Savage	Stull	Waldo	Wallwey
Whitney	Wiltse	Ziebarth		

Voting in the negative, 16:

Barnett	Carpenter	DeCamp	Elrod	Keyes
Luedtke	Marvel	Orme	Simpson	Snyder
Stahmer	Stromer	Swanson	Syas	Waldron
Warner				

Not voting, 10:

Carsten	Carstens	Chambers	Duis	Hasebroock
Holmquist	Klaver	Mahoney	Schmit	Skarda

The motion prevailed with 23 ayes, 16 nays and 10 not voting.

VISITORS

Mr. Snyder introduced 70 fourth grade students and their teachers, Mesdames Kopenski and Dean and Mr. Martin, Principal from the Karen Western School, Omaha, Nebraska.

MEMBER EXCUSED

Mr. Swanson asked unanimous consent to be excused Tuesday, May 11 at noon until Thursday, May 13. No objections. So ordered.

ADJOURNMENT

At 4:07 p.m., on a motion by Mr. Syas, the Legislature adjourned until 9:00 a.m. Thursday, May 6, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

SEVENTY-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, May 6, 1971

Pursuant to adjournment the Legislature met at 9:05 a.m., Speaker Hasebroock presiding.

PRAYER

Prayer was offered by the Chaplain.

> O Lord, Our God, in the midst of the perplexities which confuse us, doubts which torment us, and rivalries which divide us, give us a faith and a compassion which will unite us.
>
> We are grateful for the differences represented in this legislature; differences which alone can focus new light on our issues. May we debate with fervor and disagree with understanding, but underneath our differences wilt Thou show us anew that a house that remains divided cannot stand, let alone lead our people to unity and peace and prosperity.
>
> With all our differences, may we still be "one people under God, indivisible, with liberty and justice for all." Amen.

ROLL CALL

The roll was called and all members were present except Mr. Schmit who was excused.

COMMUNICATION

The family of Ruby B. Everroad extended their thanks for the expression of sympathy received from the members of the Legislature.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 278. Replaced on Select File as amended. Enrollment and Review amendments to LB 278:

1. On page 2, line 6, strike the comma and show the same as stricken.

2. In line 2 of E & R 17, adopted 5/4/71, insert a semicolon after "severability".

3. On page 13, line 22, strike "State Penal" and insert "Nebraska Penal and Correctional".

LEGISLATIVE BILL 350. Replaced on Select File as amended. Enrollment and Review amendment to LB 350:

1. Because of standing committee amendment 5 and E & R amendment 11, adopted 5/4/71, strike the Clark amendment adopted 5/4/71.

LEGISLATIVE BILL 326. Placed on Select File as amended. Enrollment and Review amendments to LB 326:

1. In standing committee amendment 2, line 1, strike "(4)" and insert "(5)"; and in line 2, strike "(3)" and insert "(4)".

2. On page 5, line 3, strike "human"; and in line 24, strike "subdivisions" and insert "subdivision".

3. On page 6, line 7, line 12, insert an underscored

3. On page 6, line 7, insert an underscored semicolon after "thereof"; and in line 18, strike the comma.

4. On page 7, line 12, insert an underscored comma after "supervision".

5. In standing committee amendment 6, line 3, insert "to" after "equivalent".

6. On page 11, before line 1, insert:

"Sec. 3. The following are the schedules of controller substances referred to in this act:"; and in line 1, strike "Sec. 3.".

7. On page 13, line 19, insert "to" after "equivalent".

8. On page 15, line 14, strike the semicolon.

9. On page 19, line 24, strike "he" and insert "it".

10. On page 20, line 8, strike "Has" and insert "Whether the applicant has".

11. On page 22, line 6, strike "herein" and insert "in this act".

12. In standing committee amendment 18, line 6, strike "or renewal or registration" and insert "of registration or renewal"; and in line 8, insert "after 'order' " before the period.

13. On page 24, lines 7 and 16, strike "dangerous"; in line 7, strike "Schedules" and insert "Schedule"; and in line 17, strike "dangerous" and insert "controlled".

14. On page 25, line 25, strike "drug" and

insert "substance".

15. On page 27, line 17, strike ", if" and insert ". If".

16. In standing committee amendment 23, line 1, strike "27" and insert "26".

17. In standing committee amendment 26, line 5, insert "years" after "five".

18. On page 28, line 9, insert "by the pharmacist" after "filed" and strike the same words in line 11; in line 9, insert "prescriptions for" after "other"; and in lines 16 and 17, strike "maintained for a period of two years and".

19. On page 31, lines 8 and 9, and lines 16 and 17, strike "by both such fine and imprisonment" and insert "be both so fined and imprisoned".

20. On page 32, lines 2 and 3, 10, and 18, strike "by both such fine and imprisonment" and insert "be both so fined and imprisoned".

21. In standing committee amendment 28, line 4, strike "section 11 of this act" and insert "this section".

22. On page 33, line 2, insert "any" after "enjoin"; and in line 9, strike ", 5, 6, 7, 8, 9, and" and insert "to".

23. On page 34, lines 23 and 27, strike "subsection" and insert "subdivision".

24. On page 35, strike lines 7 to 10 and insert "this section shall be guilty of a misdemeanor and shall, upon conviction thereof, be imprisoned in the county jail for not more than thirty days or be fined not more than five hundred dollars, or be both so fined and imprisoned".

25. On page 36, line 17, strike "or both,"; in lines 18 and 19, strike "by both such fine and imprisonment" and insert "be both so fined and imprisoned"; in line 21, insert "shall" after "act"; in line 22, strike "is punishable" and insert "be punished"; and in line 23, insert an underscored comma after "both".

26. On page 37, line 11, strike "is" and insert "shall"; and in line 12, strike "punishable" and insert "be punished".

27. On page 38, line 3 and 12, strike the period and insert an underscored semicolon; strike line 5 and insert "inspection,"; in line 6, strike "(i) of this section"; in line 22, insert "(1)" after "subdivision"; and at the end of line 24 insert "any".

28. On page 39, line 1, strike the period and insert an underscored semicolon; in line 8, strike "conveyances" and insert "any conveyance"; and in line 15, strike the period and insert "; and".

29. On page 40, line 19, strike "they are" and insert "the division is".

30. On page 42, line 7, strike "may be relied upon and" and insert ", which may be"; in line 8, strike "with its" and insert "in the performance of their"; and in lines 23 and 27, strike "subdivision" and insert "subsection".

31. In standing committee amendment 36, line 7, insert "that" after "knowledge".

32. On page 43, line 7, strike "act" and insert "section"; in line 9, insert "that" after "believe"; in line 13, strike the second "shall"; in line 14, strike "Be" and insert "Shall be" after "(a)"; in line 14, strike "said" and insert "such"; in line 20, insert "and" after the comma; in line 21, strike "subdivision" and insert "subsection"; and in line 23, insert an underscored comma after "act".

33. On page 44, line 2, strike "or" and insert "and"; in line 2, strike "subdivision" and insert "subsection"; in line 18, strike "seize" and insert "take possession of"; and in line 21, strike "seizure" and insert "taking possession".

34. In standing committee amendment 37, line 6, strike "said" and insert "such"; and in line 7, insert "that" after "knowledge".

35. On page 45, line 5, strike "seizure" and insert "taking of possession"; and in line 23, strike "therein" and insert "in this act".

36. On page 47, line 6, strike "is authorized and directed to" and insert "shall"; and in line 9, strike "he is authorized to" and insert "they may".

37. On page 48, strike line 2 and insert "(2) The department may"; in line 6, strike "he is authorized" and insert "it may".

38. On page 49, line 3, strike the first comma and insert "and"; in line 7, strike the comma; and in line 14, strike "this" and insert "such".

39. On page 50, line 10, insert "as were" after "drugs"; and insert "shall" at the end of line 22.

40. Renumber original section 27 as section 29 and original sections 28 and 29 as sections 27 and 28.

41. On page 51, line 8, strike "That sections 1 to 29" and insert "Sections 1 to 28".

42. On page 53, line 23, insert an underscored period after "produced"; and in line 25, strike the period and show the same as stricken.

43. Because of renumbered section 29, strike the new section added by the Carpenter amendment.

44. In the title, line 2, strike "dangerous".

LEGISLATIVE BILL 802. Placed on Select File as amended. Enrollment and Review amendments to LB 802:

1. In standing committee amendment 1, line 1, strike "2" and insert "12".

2. On page 2, line 24, strike "to" and insert "for".

3. For correlation purposes, on page 2, line 2, insert ", as amended by section 1, Legislative Bill 997, Eighty-second Legislature, First Session, 1971" after "1943"; on page 3, line 4, strike "and"; and in line 7 insert ": and (13) the term teach shall mean and include, but not be limited to, the following responsibilities: (a) The organization and management of the classroom or the physical area in which the learning experiences of pupils take place, (b) the assessment and diagnosis of the individual educational needs of the pupils, (c) the planning, selecting, organizing, prescribing, and directing of the learning experiences of pupils, (d) the planning of teaching strategies and the selection of available materials and equipment to be used, and (e) the evaluation and reporting of student progress" after "district".

4. For correlation purposes, on page 12, line 8, and in the title, line 2, strike "79-101,"; on page 12, line 11, and in the title, line 5, strike "and"; and on page 12, line 12, and in the title, line 6, insert ", and section 79-101, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 997, Eighty-second Legislature, First Session, 1971" after "1969".

LEGISLATIVE BILL 662. Placed on Select File as amended. Enrollment and Review amendments to LB 662:

(Note: There is a discrepancy in paging between the bill as introduced and as printed. Reference to pages in the standing committee amendment and the following amendments is to the bill as introduced.)

1. Strike the Maresh amendment to the standing committee amendment.

2. Renumber the section added by the Maresh amendment as section 2.

3. On page 3, line 8, strike "are" and insert "is".

4. In the title, line 2, strike "sections 75-115 and 75-116" and insert "section 75-115"; in line 6 strike "such"; strike beginning with "to" in line 9 through the semicolon in line 11 and insert "to prohibit certain acquisitions of real estate;"; and in line 12 strike "sections" and insert "section".

LEGISLATIVE BILL 977. Placed on Select File as amended. Enrollment and Review amendments to LB 977:

1. For correlation purposes, on page 3, line 18, insert ", as amended by section 1, Legislative Bill 178, Eighty-second Legislature, First Session, 1971" after "1943"; in line 20 strike "All funds" and insert "Sufficient funds shall be"; in line 22 strike "43-616, shall" and insert

"43-616.01, such funds to"; and on page 4, line 1, insert "or educational service units" after "districts".

2. For correlation purposes, on page 5, lines 20 and 21, and in the title, line 2, strike "sections 43-601 and 43-611" and insert "section 43-601"; on page 5, line 21, and in the title, line 3, strike "and"; and on page 5, line 23 and in the title, line 5, insert ", and section 43-611, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 178, Eighty-second Legislature, First Session, 1971" after "1969".

LEGISLATIVE BILL 349. Placed on Select File as amended. Enrollment and Review amendment to LB 349:

1. In standing committee amendment 1, line 2, strike "shall hereafter be" and insert "is hereby".

LEGISLATIVE BILL 692. Placed on Select File as amended. Enrollment and Review amendments to LB 692:

1. In standing committee amendment 2, strike the amendment to page 4, line 9; and in line 5, strike "and show as stricken".

2. On page 5, line 9, strike "their" and insert "its"; and in line 10, strike "is" and insert "shall be".

3. On page 9, line 2, insert an underscored comma after "thereof".

4. In the title, line 4, insert ", Reissue Revised Statutes of Nebraska, 1943" after "2-2712".

LEGISLATIVE BILL 733. Placed on Select File as amended. Enrollment and Review amendments to LB 733:

1. In standing committee amendment 1, line 3, insert "in" after "required".

2. On page 3, line 4, strike "Numbers" and insert "The number"; and in line 22 strike the first comma.

3. On page 4, line 13, strike "then".

4. On page 6, line 1, strike "provisions" and insert "provision".

5. In the title, line 4, insert "to provide for licenses and fees;" after the second semicolon; and in line 5 strike "license,".

LEGISLATIVE BILL 1027. Placed on Select File.

LEGISLATIVE BILL 1026. Placed on Select File.

LEGISLATIVE BILL 1028. Placed on Select File.

LEGISLATIVE BILL 1029. Placed on Select File.

LEGISLATIVE BILL 1030. Placed on Select File as amended. Enrollment and Review amendments to LB 1030:

1. On page 8, strike lines 7 and 8 and insert "(26) Director shall mean the Director of Personnel; and".

2. For correlation purposes, on page 14, line 25, insert ", as amended by section 1, Legislative Bill 106, Eighty-second Legislature, First Session, 1971" after "1969"; strike beginning with "There" on page 14, line 26 through "(2)" on page 15, line 11; redesignate subdivisions (a) to (g) on pages 15 and 16 as subdivisions (1) to (7); on page 16, line 4, strike "and"; in line 11, strike the period and insert "; and"; and after line 4, insert:

"(8) To designate one or more representatives to work with the State Personnel Office in the development of the state personnel service.".

3. For correlation purposes, on page 18, line 15, and in the title, line 3, strike "81-1311,"; and on page 18, line 16, and in the title, line 5, insert ", and section 81-1311, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 106, Eighty-second Legislature, First Session, 1971" after "1969".

LEGISLATIVE BILL 1008. Placed on Select File as amended. Enrollment and Review amendments to LB 1008:

1. Add a new section to read:

"Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 4, strike "extend" and insert "change"; in line 7, strike "and"; and in line 8, insert "; and to declare an emergency" after "sections".

LEGISLATIVE BILL 414. Placed on Select File as amended. Enrollment and Review amendments to LB 414:

1. In new section 1, lines 3 and 4, strike "hereinafter exempted" and insert "exempted in this section"; and in line 13, strike "said" and insert "such".

2. In the title, line 2, insert "to prohibit interim gas rate increases except as prescribed;" after the semicolon; and strike lines 4 and 5 and insert "a rate increase has been set aside or reduced; and to provide for interest.".

LEGISLATIVE BILL 425. Placed on Select File as amended. Enrollment and Review amendments to LB 425:

1. Add a new section to read:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 3, insert "; and to declare an emergency" after "prescribed".

LEGISLATIVE BILL 566A. Placed on Select File.

LEGISLATIVE BILL 798. Placed on Select File as amended.
Enrollment and Review amendments to LB 798:

1. Add a new section to read:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 6, strike "and" and insert "to change the time for making and the distribution of such statements;"; and in line 7, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 191. Correctly re-engrossed.

LEGISLATIVE BILL 365. Correctly engrossed.

LEGISLATIVE BILL 791. Correctly engrossed.

(Signed) Duke Snyder, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 303.

A BILL FOR AN ACT for submission to the electors of an amendment to Article V, section 11, of the Constitution of Nebraska, relating to the judiciary; to provide that a simple majority of the Legislature may change the number of judges of the district court or change the boundaries of judicial districts; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the general election in November, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article V, section 11, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 11. The Legislature may change the number of judges of the district courts and alter the boundaries of judicial districts. Such change in number or alterations in boundaries shall not vacate the office of any judge. Such districts shall be formed of compact territory bounded by county lines."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

> "Constitutional amendment to provide that a simply majority of the members of the Legislature may change the number of judges of the district court and alter boundaries of judicial districts

For
Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Keyes Kime Klaver Kremer
Lewis Luedtke Mahoney Maresh Marvel
Morgan Moylan Nore Orme Proud
Savage Simpson Skarda Snyder Stahmer
Stromer Stull Swanson Syas Waldo
Waldron Wallwey Warner Whitney Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Chambers Kokes Schmit

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 339.

A BILL FOR AN ACT for submission to the electors of amendments to Article VI, of the Constitution of Nebraska, by amending sections 1, 5, and 6 and by repealing section 4, relating to suffrage; to change residence requirements; to eliminate exceptions to military duty on election day; to permit other methods of voting; to provide for the submission of the proposed amendment to the electors at the primary election in May, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the primary election in May, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendments to Article VI, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"That sections 1, 5, and 6 be amended to read as follows:

Sec. 1. Every citizen of the United States, who has attained the age of twenty years, and has resided within the state and the county and voting precinct for the terms provided by law, shall, except as provided in section 2 of this article, be an elector.

Sec. 5. Electors shall in all cases, except treason, felony, or breach of the peace, be privileged from arrest during their attendance at elections, and going to and returning from the same.

Sec. 6. All votes shall be by ballot or by other means authorized by the Legislature whereby the vote and the secrecy of the elector's vote will be preserved.

That section 4 is hereby repealed."

Sec. 2. The proposed amendments shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendments shall be placed upon the ballot in the following form:

" 'Constitutional amendment changing resident requirements.
For
Against'
'Constitutional amendment eliminating exception to military duty on election day.
For
Against'
'Constitutional amendment permitting other methods of voting.
For
Against' "

Sec. 3. That the proposed amendments, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim them as a part of the Constitution of Nebraska.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Kime	Klaver	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Marvel	Morgan	Moylan	Nore	Orme
Proud	Savage	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Wallwey	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 2:

Chambers	Schmit

A constitutional four-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 504.

A BILL FOR AN ACT for submission to the electors of an amendment to Article XVII, by amending sections 1, 4, and 5, and repealing sections 2, 3, 7, 8, and 11, of the Constitution of Nebraska, relating to amendments to the Constitution; to recodify and revise Article XVII and omit obsolete matter; to provide for the submission of the proposed amendment to the electors at the primary election in May, 1972, to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the primary election in May, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article XVII, by amending sections 1, 4, and 5, and repealing sections 2, 3, 7, 8, and 11, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"That the following sections are amended:

Sec. 1. Whenever they shall appear in this Constitution, the terms members of the Legislature, elected members of the Legislature, or similar terms referring to the members of the Legislature, shall include appointed and elected members of the Legislature.

Sec. 4. The general election of this state shall be held on the Tuesday succeeding the first Monday of November in the year 1914 and every two years thereafter. All state, district, county, precinct, township and other officers, by the constitution or laws made elective by the people, except school district officers, and municipal officers in cities, villages and towns, shall be elected at a general election to be held as aforesaid. An incumbent of any office shall hold over until his successor is duly elected and qualified.

Sec. 5. Unless otherwise provided by this Constitution or by law the terms of all elected officers shall begin on the first Thursday after the first Tuesday in January next succeeding their election.

That section 2, 3, 7, 8, and 11 are hereby repealed."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

> "Constitutional amendment recodifying and revising Article XVII and omitting obsolete matter.
>
> For
>
> Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett
Burbach
Carpenter
Carsten
Carstens
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Moylan
Nore
Orme
Proud
Savage
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Chambers
Keyes
Marvel
Morgan
Schmit

A constitutional four-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 573.

A BILL FOR AN ACT relating to taxation; to provide partial exemption from taxation of certain classes of personal property as prescribed; to provide for reimbursement to taxing agencies; to provide for administration and enforcement; and to provide for severability.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 32:

Burbach
Carpenter
Carsten
Carstens
Clark
Craft
DeCamp
Duis
Epke
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Kokes
Kremer
Lewis
Maresh
Morgan
Moylan
Nore
Stromer
Stull
Swanson
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 15:

Barnett
Elrod
Goodrich
Klaver
Luedtke
Mahoney
Marvel
Orme
Proud
Savage
Simpson
Skarda
Snyder
Stahmer
Syas

Not voting, 2:

Chambers Schmit

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 578.

A BILL FOR AN ACT to amend sections 18-203, 26-1,108, and 27-1305, Reissue Revised Statutes of Nebraska, 1943, relating to appeals; to provide for trial by the court without a jury in certain appeals; and to repeal the original sections.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Keyes Kime Klaver Kokes
Kremer Lewis Luedtke Mahoney Maresh
Marvel Moylan Nore Orme Proud
Savage Skarda Snyder Stahmer Stromer
Stull Swanson Syas Waldo Waldron
Wallwey Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 4:

Chambers Morgan Schmit Simpson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 594. With emergency.

A BILL FOR AN ACT authorizing cities of the first and second class and requiring villages to enter into contracts with county boards for police services as prescribed; to provide powers and duties of sheriffs as prescribed; to provide for a maximum cost; to provide for expenditures; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 48:

Barnett
Burbach
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 1:

Schmit

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 604.

A BILL FOR AN ACT for submission to the electors of an amendment to Article XV, by adding a new section 18, of the Constitution of Nebraska, relating to miscellaneous provisions; to provide that the state or any local government may exercise any of its powers or perform any of its functions, including financing the same, jointly or in cooperation with any other governmental entity or entities, either within or without the state, except as the Legislature shall provide by law; to provide for the submission of the proposed amendment to the electors at the primary election in May, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the primary election in May, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article XV, by adding a new section 18, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 18. The state or any local government may exercise any of its powers or perform any of its functions, including financing the same, jointly or in cooperation with any other governmental entity or entities, either within or withour the state, except as the Legislature shall provide otherwise by law."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

> "Constitutional amendment to provide that the state or any local government may exercise any of its powers or perform any of its

functions, including financing the same, jointly or in cooperation with any other governmental entity of entities, either within or without the state, except as the Legislature shall provide otherwise by law.
For
Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett
Craft
Goodrich
Keyes
Lewis
Moylan
Simpson
Stull
Wallwey
Burbach
DeCamp
Hasebroock
Kime
Luedtke
Nore
Skarda
Swanson
Warner
Carsten
Duis
Holmquist
Klaver
Mahoney
Orme
Snyder
Syas
Whitney
Carstens
Elrod
Johnson
Kokes
Maresh
Proud
Stahmer
Waldo
Wiltse
Clark
Epke
Kennedy
Kremer
Marvel
Savage
Stromer
Waldron
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Carpenter
Chambers
Morgan
Schmit

A constitutional four-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 688.

A BILL FOR AN ACT for submission to the electors of an amendment to Article XIII, section 2, and repeal of Article XV, section 16, of the Constitution of Nebraska, relating to state, county, and municipal indebtedness; to transfer the provisions for industrial development bonds from Article XV to Article XIII and to eliminate conflicting provisions; to provide for the submission of the proposed amendment to the electors at the primary election in May, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the primary election in May, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article XIII, section 2, and repeal of Article XV, section 16, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 2. Notwithstanding any other provision in the Constitution, the Legislature may authorize any county, incorporated city or village, including cities operating under home rule charters, to acquire, own, develop, and lease real and personal property suitable for use by manufacturing or industrial enterprises and to issue revenue bonds for the purpose of defraying the cost of acquiring and developing such property by construction, purchase, or otherwise. Such bonds shall not become general obligation bonds of the governmental subdivision by which such bonds are issued. Any such real or personal property so acquired, owned, developed or used by any such county, city or village, shall be subject to taxation to the same extent as private property during the time it is leased to or held by private interests, notwithstanding the provisions of Article VIII, section 2, of the Constitution. The acquiring, owning, developing, and leasing of such property shall be deemed for a public purpose, but the governmental subdivision shall not have the right to acquire such property by condemnation. The principal of and interest on any bonds issued may be secured by a pledge of the lease and the revenue therefrom and by mortgage upon such property. No such governmental subdivision shall have the power to operate any such property as a business or in any manner except as the lessor thereof.

That Article XV, section 16, is hereby repealed."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

> "Constitutional amendment to transfer provisions for industrial development bonds from Article XV to Article XIII of the Constitution and to eliminate conflicting provisions.
> For
> Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett
Clark
Epke
Kennedy
Lewis
Moylan
Skarda
Swanson
Warner
Burbach
Craft
Goodrich
Keyes
Luedtke
Orme
Snyder
Syas
Whitney
Carpenter
DeCamp
Hasebroock
Kime
Mahoney
Proud
Stahmer
Waldo
Wiltse
Carsten
Duis
Holmquist
Kokes
Maresh
Savage
Stromer
Waldron
Ziebarth
Carstens
Elrod
Johnson
Kremer
Morgan
Simpson
Stull
Wallwey

Voting in the negative, 2:

Klaver Nore

Not voting, 3:

Chambers Marvel Schmit

A constitutional four-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—Return LB 1002 to Select File

Mr. Stahmer moved to return LB 1002 to Select File for the following specific amendment:

To show the standing Committee amendment as stricken.

The motion to return prevailed with 39 ayes, 0 nays and 10 not voting.

Mr. Stahmer asked unanimous consent to expedite LB 1002. No objections. So ordered.

VISITORS

Mr. Mahoney introduced 31 senior high students and their teacher, Don Wilson, from Omaha South High, Omaha, Nebraska.

Mr. F. Carstens introduced 34 Seventh and Eighth grade students and their teacher, Lucille Barnes, from Table Rock, Nebraska, and 61 Sixth grade students and their teacher, Frances Hoffhine, from Cedar and Pickrell schools, Beatrice, Nebraska.

Mr. Orme introduced 19 students from Lincoln Christian School and their teacher, Levi Kroeker, from Lincoln, Nebraska.

Mr. Waldo introduced the Special Education Class, Grades, 2, 3 and 4 from the Crete Public Schools, and their teacher, Mrs. Calvin, from Crete, Nebraska.

MOTION—Suspend Rules

Mr. Whitney moved to suspend the rules and take up today, the Final Reading bills slated for tomorrow. The motion prevailed with 40 ayes, 0 nays and 9 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 237. With emergency.

A BILL FOR AN ACT to amend sections 14-102 and 14-3,103, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the metropolitan class; to extend the powers of cities of the metropolitan class to erect, establish, maintain and regulate off-street parking as prescribed; to provide a duty respecting sidewalks; to repeal the original sections; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Barnett Burbach Carpenter Carsten Carstens
Craft Duis Elrod Epke Goodrich
Hasebroock Holmquist Johnson Kennedy Keyes
Kime Klaver Kremer Lewis Luedtke
Mahoney Maresh Moylan Nore Orme
Proud Savage Simpson Skarda Snyder
Stahmer Stromer Stull Swanson Syas
Waldo Waldron Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 5:

Chambers Clark DeCamp Kokes Morgan

Not voting, 2:

Marvel Schmit

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 549. With emergency.

A BILL FOR AN ACT to amend section 17-611, Reissue Revised Statutes of Nebraska, 1943, as amended by section 4, Legislative Bill 494, Eighty-second Legislature, First Session, 1971, relating to cities of the second class and villages; to increase the amount of any contract in which an officer may be interested; to repeal the original section; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 38:

Barnett Burbach Carpenter Carsten Carstens
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Johnson Keyes Klaver
Kremer Luedtke Mahoney Maresh Marvel

Morgan Moylan Nore Orme Proud
Savage Simpson Snyder Stahmer Stromer
Stull Swanson Syas Waldo Warner
Whitney Wiltse Ziebarth

Voting in the negative, 6:

Clark Holmquist Kennedy Kokes Lewis
Wallwey

Not voting, 5:

Chambers Kime Schmit Skarda Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 587.

A BILL FOR AN ACT to amend sections 71-102, 71-113, 71-116, 71-122.01, 71-124, 71-183, 71-183.01, and 71-193.09, Reissue Revised Statutes of Nebraska, 1943, sections 71-115, 71-122, and 71-139, Revised Statutes Supplement, 1969, and section 71-162, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 300, Eighty-second Legislature, First Session, 1971, relating to public health and welfare; to provide for certain changes in examination procedure, fees and qualifications for licensure; to provide for dental auxiliaries as prescribed; and to repeal the original sections, and also sections 71-193, 71-193.06, 71-193.07, 71-193.08, 71-193.10, and 71-193.12, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Burbach Carpenter Carsten Chambers Clark
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Johnson Kennedy
Kime Kokes Kremer Lewis Luedtke
Mahoney Maresh Marvel Morgan Moylan
Nore Orme Proud Savage Simpson
Skarda Snyder Stahmer Stromer Stull
Swanson Syas Waldo Wallwey Warner
Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 6:

Barnett Carstens Keyes Klaver Schmit
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 621.

A BILL FOR AN ACT for submission to the electors of an amendment to Article XIV, section 1, of the Constitution of Nebraska, relating to militia; to clarify the provisions thereof; to provide for the submission of the proposed amendment to the electors at the primary election in May, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the primary election in May, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article XIV, section 1, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 1. The Legislature may provide for the personnel, organization, and discipline of the militia of the state."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

> "Constitututional amendment clarifying the provisions of the article concerning the militia.
> For
> Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett
Burbach
Carsten
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Moylan
Nore
Proud
Savage
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Carpenter Carstens Keyes Morgan Orme
Schmit Waldron

A constitutional four-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 747.

A BILL FOR AN ACT to amend section 18-2146, Reissue Revised Statutes of Nebraska, 1943, relating to urban development; to require a minimum standards housing ordinance only as prescribed; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 26:

Barnett Burbach Carpenter Carsten Craft
Duis Elrod Epke Hasebroock Holmquist
Johnson Kokes Kremer Mahoney Marvel
Moylan Nore Skarda Stromer Swanson
Waldo Wallwey Warner Whitney Wiltse
Ziebarth

Voting in the negative, 12:

Chambers Clark Kennedy Kime Luedtke
Maresh Proud Savage Simpson Snyder
Stahmer Stull

Not voting, 11:

Carstens DeCamp Goodrich Keyes Klaver
Lewis Morgan Orme Schmit Syas
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 762.

A BILL FOR AN ACT for submisssion to the electors of an amendment to Article XII, of the Constitution of Nebraska, by amending section 1 and repealing sections 2 to 6, relating to miscellaneous corporations; to consolidate the provisions into the amended section; to provide for the submission of the proposed amendment to the electors at the primary election in May, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska, Section 1. That at the primary election in May, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article XII of the Constitution of Nebraska, by amending section 1 and repealing sections 2 to 6 which is hereby proposed by the Legislature:

"That section 1 be amended as follows:

Sec. 1. The Legislature shall provide by general law for the organization, regulation, supervision and general control of all corporations, and for the organization, supervision and general control of mutual and co-operative companies and associations, and by such legislation shall insure the mutuality and co-operative features and functions thereof. Foreign corporations transacting or seeking to transact business in this state shall be subject, under general law, to regulation, supervision and general control, and shall not be given greater rights or privileges than are given domestic corporations of a similar character. No corporations shall be created by special law, nor their charters be extended, changed or amended, except those corporations organized for charitable, educational, penal or reformatory purposes, which are to be and remain under the patronage and control of the state. The Legislature shall provide by law that in all elections for directors or managers of incorporated companies every stockholder owning voting stock shall have the right to vote in person or proxy for the number of such shares owned by him, for as many persons as there are directors or managers to be elected or to cumulate such shares and give one candidate as many votes as the number of directors multiplied by the number his shares shall equal, or to distribute them upon the same principal among as many candidates as he shall think fit, and such directors or managers shall not be elected in any other manner; Provided, that any mutual or cooperative company or association may, in its articles of incorporation, limit the number of shares of stock any stockholder may own, the transfer of such stock, and the right of each stockholder or member to one vote only in the meetings of such company or association. All general laws passed pursuant to this section may be altered from time to time, or repealed.

That sections 2 to 6 are hereby repealed."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment consolidating the provisions of Article XII into one section.
For
Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett Burbach Carpenter Carsten Clark
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Johnson Kennedy
Keyes Kime Klaver Kremer Lewis
Luedtke Maresh Marvel Moylan Nore
Orme Proud Savage Simpson Skarda
Snyder Stahmer Stromer Stull Swanson
Syas Waldo Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 7:

Carstens Chambers Kokes Mahoney Morgan
Schmit Waldron

A constitutional four-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

VISITORS

Mr. Moylan introduced 16 students and thier teachers, Mrs. Barmettler and Sister Martin of Duchesne Middle School, Omaha, Nebraska.

Speaker Hasebroock introduced 34 Eighth grade students and their teachers, Messrs. Wilcox and Manska and Mesdames Barr and Hawkins of Stanton, Nebraska.

Mr. Chambers introduced 78 students and their teachers, Mesdames Slater, Jenkins, and Currie of Druid Hill School, Omaha, Nebraska.

Mr. Kokes introduced 16 Seventh and Eighth grade students and their teacher, Robert Ridenow from Petersburg Public School, Petersburg, Nebraska.

RESOLUTIONS

LEGISLATIVE RESOLUTION 60. LR 60 found in the Legislative Journal on page 1683 for the Seventy-Seventh Day was adopted with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE RESOLUTION 62. LR 62 found in the Legislative Journal on page 1685 for the Seventy-Seventh Day was referred to the Executive Board.

LEGISLATIVE RESOLUTION 61. LR 61 found in the Legislative Journal on page 1685 for the Seventy-Seventh Day was referred to the Executive Board.

SELECT FILE

LEGISLATIVE BILL 1002. The Stahmer amendment found in today's Legislative Journal on page 1705 was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 679A. Enrollment and Review amendment found in the Legislative Journal on page 1648 for the Seventy-Seventh Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 939. Enrollment and Review amendments found in the Legislative Journal on page 1648 for the Seventy-Seventh Day were adopted.

Laid over.

LEGISLATIVE BILL 152. Enrollment and Review amendments found in the Legislative Journal on page 1661 for the Seventy-Seventh Day were adopted.

Mr. Whitney offered the following amendment which was adopted:
1. On page 5, line 5 after "72-1246" insert
"and also section 72-1245"; and in line 6 strike "is" and
insert "are".

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 330. Enrollment and Review amendments found in the Legislative Journal on page 1660 for the Seventy-Seventh Day was adopted.

Mr. DeCamp offered the following amendment which was adopted:
Snowmobile shall mean a self-propelled motor vehicle
designed to travel on snow or ice or a natural terrain sterred by
wheels, skiis or runners and propelled by a belt driven track with
or without steel cletes.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 404. Enrollment and Review amendments found in the Legislative Journal on page 1661 for the Seventy-Seventh Day were adopted.

Mr. Swanson offered the following amendment which was adopted:

Strike the Whitney amendment adopted 4/28/71 and insert the following:

Provided that schools as determined by the Nebraska Educational Television Commission as not able to receive a Nebraska Educational

Television Network program service in accord with standards provided by the ETV Commission, and as determined by the Department of Education as not able to assume the costs of necessary reception systems in accord with standards provided by the State Board of Education, will not have the per pupil charge deducted from the School Foundation and Equalization Fund.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 422.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 644. Enrollment and Review amendment found in the Legislative Journal on page 1648 for the Seventy-Seventh Day adopted.

Laid over.

LEGISLATIVE BILL 1021.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1022.

Mr. Moylan offered the following amendment which was adopted:
Page 17, line 9 change to Mrs. Delana Cromer, widow of Charles S. Cromer.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1024. Enrollment and Review amendments found in the Legislative Journal on page 1661A for the Seventy-Seventh Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1025. Enrollment and Review amendments found in the Legislative Journal on page 1661A for the Seventy-Seventy Day were adopted.

Mr. Marvel offered the following amendments which were adopted:

1. On page 21, line 12 strike "242,664" and insert "194,802; Provided, that commissions paid from earnings derived from small businesses operated by the blind are exclusive of the personal services limitation".

1. On page 10, line 4, strike "$384,671" and insert "$426,082".

1. On page 20, line 6 strike "902,181" and insert "938,181", and on same line strike "1,005,047" and insert "1,041,047".

2. On page 21, line 2 strike "1,687,403" and insert "1,723,403" and on same line strike "2,206,700" and insert "2,242,700".

1. On page 64 strike lines 13 to 19 and insert the following:

"It is the expressed intent of the Legislature that state contributions to such programs be thoroughly studied by the Budget Committee and a report, with recommendations, be made at the 1972 Session of the Legislature. The report shall include recommendations related to ultimately establishing a more uniform, statewide fringe benefit program, which will be fair and equitable to all employees of the State of Nebraska.".

1. On page 8, line 14 strike "246,526" and insert "264,194", and on the same line strike "41,047" and insert "23,379".
2. On page 10, line 19 strike "715,581" and insert "1,015,184" and strike "299,603".
3. On page 11, line 8 strike "402,133" and insert "465,455" and strike "63,322".
4. On page 11, line 19, strike "1,175,103" and insert "1,538,028", on the same line strike "2,994,402" and insert "2,613,809", and on the same line strike "4,063,115" and insert "4,080,783".

1. On page 33, line 10 strike "103,063" in both columns and insert "109,063" in both columns.
2. On page 33, line 16 strike "103,063" in both columns and insert "109,063" in both columns.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1031. Enrollment and Review amendment found in the Legislative Journal on page 1661 for the Seventy-Seventh Day was adopted.

Advanced to Enrollment and Review for engrossment.

VISITORS

Mr. Burbach introduced 56 students and their teachers Mrs. Dinslage and Mrs. Forbes from Coleridge Community School, Coleridge, Nebraska.

Mr. Mahoney introduced 21 students and 10 mothers along with Sister Celine from St. Francis of Assisi, Omaha, Nebraska.

Speaker Hasebroock introduced 23 students and their teachers Mesdames Graham and Lobmere and Mr. Jerry Fischer from North West Missouri State College.

APPROPRIATION BILLS

The following bills were read for the first time by title:

LEGISLATIVE BILL 977A. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to appropriate one hundred two thousand two hundred six dollars from the state General Fund for the period of July 1, 1971 to June 30, 1972, to the State Department of Education, Agency No. 13, for Program 292 to aid in carrying out the provisions of Legislative Bill 977, Eighty-second Legislature, First Session, 1971; and to provide for restrictions.

LEGISLATIVE BILL 929A. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT to transfer funds to aid in carrying out the provisions of Legislative Bill 929 for the period of July 1, 1971 to June 30, 1972, as prescribed; to amend sections 59 and 70, Legislative Bill 1025, Eighty-second Legislature, First Session, 1971; to repeal the original sections; and to declare an emergency.

UNANIMOUS CONSENT—Change of Order

Mr. Syas asked unanimous consent to place LB 955 at the top of General File. No objections. So ordered.

UNANIMOUS CONSENT—Unbracket LB 1020

Mr. Carpenter asked unanimous consent to unbracket LB 1020 on E & R Initial. No objections. So ordered.

Mr. Carpenter asked unanimous consent to have his name added to the bill. No objections. So ordered.

COMMITTEE MEETING—Executive Session

Mr. Carpenter announced the Government and Military Affairs Committee would meet today at 1:45 p.m.

UNANIMOUS CONSENT—Bracket LB 176

Mr. Holmquist asked unanimous consent to have LB 176 bracketed for Tuesday, May 11, 1971. No objections. So ordered.

MEMBER EXCUSED

Mr. F. Carstens asked unanimous consent to be excused Wednesday at noon, May 12, 1971. No objections. So ordered.

VISITORS

Mr. Maresh introduced 24 students and their teacher Mrs. Beaver from Milligan, Nebraska.

Speaker Hasebroock introduced 16 Third grade students and their teacher, Mrs. Hansen, from Beemer, Nebraska.

Mr. Warner introduced 9 students from District 81, Happy Valley, Ashland, Nebraska, and their teacher, Mrs. M. Stickney.

Mr. Waldo introduced 26 Fifth grade students and their teacher, Mrs. McKee, from District 74, Odell, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 987. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 1301 for the Sixty-Fourth Day were adopted.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 955. Title read. Explained.

The Syas amendments found in the Legislative Journal on page 1672 for the Seventy-Seventh Day were adopted.

Advanced to Enrollment & Review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 732. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 929 for the Forth-Sixth Day was adopted.

Advanced to Enrollment & Review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 659. Title read. Explained.

Mr. Carpenter offered the following amendments which were adopted by a vote of 39 ayes, 1 nay and 9 not voting.

Strike the Standing Committee Amendment, adopted April 13, 1971, and insert the following:

(1) On page 2, line 8, strike "this" and insert "the".

(2) On page 2, line 9, strike "loal" and insert "local", and strike "primpary" and insert "primary".

(3) On page 2, line 22 and 23, strike "upon individual request".

(4) On page 2, lines 23 and 24, strike "residing in the school district".

(5) On page 2, line 24, strike "seven" and insert "kindergarten".

(6) On page 2, line 25, strike "or private", and following "school" insert, "and, upon individual request, to children who are enrolled in grades seven to twelve of a private school".

(7) On page 3, line 25, and on page 4, lines 1 and 2, strike "residing in the district and".

(8) On page 3, line 26, and on page 4, line 2, following "twelve" insert "in the public and private schools located in such district".

Mr. Syas offered the following amendment which was adopted by a vote of 42 ayes, 0 nays and 7 not voting:

On page 3, lines 5 and 6, strike "or are approved by such school boards or boards of education".

Mr. Carpenter moved to reject the Standing Committee amendments found in the Legislative Journal on page 1252 for the Sixty-First Day. Motion prevailed.

Advanced to Enrollment & Review with 35 ayes, 0 nays and 14 not voting.

LEGISLATIVE BILL 612. Title read. Explained.

Mr. Syas offered the following amendment, to the Standing Committee amendment, which was adopted by a vote of 27 ayes, 3 nays and 19 not voting:

After "district", add "of substantially equal population."

Standing Committee amendment, as amended, found in the Legislative Journal on page 930 for the Forty-Sixth Day was adopted.

Advanced to Enrollment & Review with 25 ayes, 4 nays and 20 not voting.

MEMBER EXCUSED

Mr. Proud asked unanimous consent to be excused for the remainder of the day. No objections. So ordered.

COMMITTEE MEETING—Executive Session

Mr. Kremer announced the Agriculture and Recreation Committee would meet at 1:30 p.m. below the North Balcony.

RECESS

At 11:57 a.m., on a motion by Mr. Swanson, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:04 p.m., Speaker Hasebroock presiding.

The roll was called and all members were present except Messrs. F. Carstens, Chambers, Proud and Schmit who were excused. Mr. Epke was absent.

MEMBER EXCUSED

Mr. Chambers asked unanimous consent to be excused this afternoon. No objections. So ordered.

UNANIMOUS CONSENT—Bracket LB 921

Mr. Snyder asked unanimous consent to bracket LB 921 on Enrollment and Review for Engrossment. No objections. So ordered.

VISITORS

Mr. Morgan introduced 176 Fourth grade students and their teachers from Franklin School, Omaha, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 661. Title read. Explained.

Mr. Swanson moved to reject the Standing Committee amendments found in the Legislative Journal on page 930 for the Forth-Sixth Day. Motion prevailed.

Mr. Swanson offered the following amendments which were adopted:
(Amendments are available seperate from the Journal in the Office of the Clerk of the Legislature.)

Mr. Swanson offered the following amendments to the Swanson amendments which were adopted:

1. Amend Swanson amendment 1 by adding a new section 79 to read as follows:

"Sec. 79. If any section in this act or any part of any section shall be declared invalid or unconstitutional, such declaration of invalidity shall not affect the validity of the remaining portions thereof.".

2. Amend Swanson amendment 1 by renumbering section 79 as section 80.

3. Amend Swanson amendment 1 by adding a new section 81 to read as follows:

"Sec. 81. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

Mr. Carpenter offered the following amendments which were adopted:

~~In the years that a President and Vice President are to be elected there shall be elected, at the primary election, delegates and alternates to the national convention. The number of delegates shall be governed by the rules of the national political party holding such convention. Two of such delegates for each political party shall be elected from each congressional district~~.

In each Presidential election year, delegates to the national conventions of the political parties shall be elected in the following manner:

(1) The number of delegates shall be governed by the rules of the national political party holding the convention. The total number

of delegates thus authorized shall be allocated between delegates at large and delegates representing the congressional districts, in the following manner:

(a) The electors shall elect three delegates at large and there shall be at least one delegate at large for each congressional district; any remaining delegates after the delegates to be elected and the allocation of district delegates shall also be district delegates at large.

(b) The number of delegates representing congressional districts shall be determined by first subtracting from the total number of delegates, the three delegates to be elected at large, and the number of congressional districts then existing in the state; the remaining number shall then be divided as equally as possible by the number of Congressional Districts then existing in the state. The quotient is the number of delegates from each Congressional District. Any remainder shall be added to the number of district delegates at large.

(2) (a) The three delegates at large to the National Convention shall be elected at the statewide primary and the remaining delegates shall be selected at the party's post-primary state convention in accordance with a procedure adopted by the party's State Central Committee for such purpose. A statement setting forth such procedure and certifying its adoption shall be filed in the office of the Secretary of State by the state chairman of the party not later than March first of each Presidential election year. The names of those delegates selected at the post-primary convention shall be certified to the Secretary of State.

(b) The delegates elected at large and from the congressional district shall be elected in the primary election as provided in Section 32-542.01.

Advanced to Enrollment & Review with 36 ayes, 3 nays and 10 not voting.

LEGISLATIVE BILL 518. Title read. Explained.

Mr. Waldron offered the following amendments which were adopted by a vote of 24 ayes, 6 nays and 19 not voting.

1. Add six new sections to read as follows:

"Section 1. For purposes of this act, unless the context otherwise requires:

(1) Department shall mean the Department of Tourism; and

(2) Director shall mean the Director of Tourism.

Sec. 2. The Department of Tourism is hereby created as an executive department of state government to advertise and promote the scenic, historic, and outdoor recreational values and attractions of this state, and do such things pertaining thereto as will attract nonresident trade to Nebraska.

Sec. 3. The chief executive officer of the department shall be the Director of Tourism who shall be appointed by the Governor with the advice and consent of the Legislature. The director shall administer the affairs of the department, and he shall serve at the pleasure of the Governor. The director shall have equal rank with heads of other state departments. His salary shall be fixed by the Governor. The director shall employ such assistants, professional staff, and other employees as he deems necessary to carry out his duties within such appropriations as the Legislature may prescribe.,

Sec. 4. In order to avoid duplication of services and facilities, the department may utilize the services and facilities of the University of Nebraska and all other existing officers, offices, departments, commissions, boards, bureaus, institutions, and agencies of this state and the political subdivisions thereof, and all such officers and agencies shall cooperate with and extend their services and facilities to the department as it may request.

Sec. 5. The department shall prepare an annual report of its activities for the Governor and Legislature.

Sec. 6. On July 1, 1971, all files, books, papers, records, furniture, and all other property of the Game and Parks Commission which has been used for promotion of tourism shall be transferred to the department. All projects and unfinished business of the Game and Parks Commission concerning promotion of tourism shall be assumed by the department. The department may rent space and purchase additional furniture and supplies as the director deems necessary for the proper performance of his duties within the appropriation authorized by the Legislature.".

2. Renumber original sections 1 to 4 as sections 7 to 10 respectively.

3. On page 11, lines 9 and 26, strike the new matter and insert "Department of Tourism"; and in line 27 strike "commission" and show as stricken and insert "department".

4. On page 12, line 16, strike "Economic Development" and insert "Tourism"; and strike all of section 5.

5. Renumber original section 6 as section 11 and on page 16 after "81-805," insert "and"; and strike "and 81-1204,".

Also, add the emergency clause.

Advanced to Enrollment & Review with 27 ayes, 5 nays and 17 not voting.

VISITORS

Mrs. Orme introduced Rosalyn Seale from Union College and Don Hilliard, student missionary to Malawi, Africa.

MEMBER EXCUSED

Mr. Stromer asked unanimous consent to be excused Friday, May 7. No objections. so ordered.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on May 6, 1971, at 2:20 p.m.: LB 238, LB 355, LB 476, LB 620, LB 734, LB 908 and LB 926.

(Signed) Barbara Jackson, Enrolling Clerk

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 502. Correctly enrolled.

LEGISLATIVE BILL 588. Correctly enrolled.

LEGISLATIVE BILL 636. Correctly enrolled.

LEGISLATIVE BILL 673. Correctly enrolled.

LEGISLATIVE BILL 695. Correctly enrolled.

LEGISLATIVE BILL 721. Correctly enrolled.

LEGISLATIVE BILL 756. Correctly enrolled.

LEGISLATIVE BILL 773. Correctly enrolled.

LEGISLATIVE BILL 792. Correctly enrolled.

LEGISLATIVE BILL 911. Correctly enrolled.

LEGISLATIVE BILL 999. Correctly enrolled.

(Signed) Duke Snyder, Chairman

SPEAKER SIGNS

While the Legislature was in session and capable of transacting business, the Speaker signed LB 502, LB 588, LB 636, LB 673, LB 695, LB 721, LB 756, LB 773, LB 792, LB 911 and LB 999.

UNANIMOUS CONSENT–Expedite LB 573

Mr. Burbach asked unanimous consent to expedite LB 573 and deliver to the Governor at the earliest possible time. No objections. So ordered.

MOTION–Reconsider Action

Mr. Goodrich moved to reconsider the action to indefinitely postpone LB 266 on May 5, 1971. Laid over.

MOTION–Suspend Rules

Mr. Syas moved to suspend the rules to introduce a new bill to be known as LB 1035 and to place on General File. The motion prevailed with 31 ayes, 0 nays and 18 not voting.

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1035. Introduced by George Syas, 13th District.

A BILL FOR AN ACT to amend sections 85-103 and 85-103.01, Revised Statutes Supplement, 1969, relating to the University of Nebraska; to reapportion the districts of the Board of Regents; and to repeal the original sections.

UNANIMOUS CONSENT—Print in Journal

Mr. Ziebarth asked unanimous consent to print the following amendments to LB 735 in the Journal. No objections. So ordered.

1. On page 2, strike the new matter in lines 6 to 8, and reinstate the stricken matter in lines 8 to 11, and after line 11 insert the following:

"(2) District No. 2. That area in Douglas County corresponding with legislative districts 4, 8, 10, 13, and 14; the following portion of legislative district 12: Beginning at the intersection of the Douglas-Sarpy County line and Interstate Highway 80, then northerly along Interstate Highway 80 to its junction with Interstate Highway 680 and continuing northerly along Interstate Highway 680 to Pacific Street; then east along Pacific Street to 90th Street; then south along 90th Street to West Center Road; then westerly along West Center Road to 96th Street; then south along 96th Street to Interstate Highway 80; then easterly along Interstate Highway 80 to 72nd Street; then south along 72nd Street to the Douglas-Sarpy County line; then west along the Douglas-Sarpy County line to Interstate Highway 80; and the following portion of legislative district 31: Beginning at the intersection of the Douglas-Sarpy County line and 144th Street, north along 144th Street to West Center Road; then east along West Center Road to 120th Street; then south along 120th Street to Prairie Lane Drive; then southeasterly along Prairie Lane Drive to Interstate Highway 680; then southerly along Interstate Highway 680 to its junction with Interstate Highway 80 and continuing southerly along Interestate Highway 80 to the Douglas-Sarpy County line; then west along the Douglas-Sarpy County line to 144th Street.

(3) District No. 3. The counties of Washington, Burt, Thurston, Dakota, Dixon, Wayne, Madison, Stanton, Cuming, Colfax, Dodge, and Butler; in Seward County, precincts A, B, C, D, G, and H; and in Douglas County, that portion of legislative district 31 not included in District No. 2

(4) District No. 4. The counties of Sarpy, Cass, Otoe, Johnson, Nemaha, Pawnee, Richardson, Gage, Jefferson, and Saline; and in Seward County, precincts E, F, I, J, K, L, M, N, O, and P, and the city of Seward.

(5) District No. 5. The counties of Platte, Nance, Polk, Merrick, Hall, Hamilton, York, Adams, Clay, Franklin, Webster, Nuckolls, and Thayer.

(6) District No. 6. The counties of Sioux, Scotts Bluff, Banner, Kimball, Dawes, Box Butte, Morrill, Cheyenne, Sheridan, Garden, Deuel, Keith, Arthur, McPherson, Logan, Grant, Hooker, Thomas, Blaine, Loup, Garfield, Wheeler, Antelope, Pierce, Knox, Cedar, Keya Paha, Boyd, Brown, Rock, and Holt.

(7) District No. 7. The counties of Perkins, Chase, Dundy, Lincoln, Hayes, Frontier, Hitchcock, Red Willow, Custer, Valley, Sherman, Greeley, Howard, Boone, Dawson, Buffalo, Gosper, Phelps, Kearney, Furnas, and Harlan.

(8) District No. 8. That area in Douglas County corresponding with legislative districts 5, 6, 7, 9, 11, and 20, and the following portion of legislative district 12: Beginning at the intersection of 90th Street and Pacific Street east along Pacific Street to Ridgewood Avenue; then southerly along Ridgewood Avenue to West Center Road; then west along West Center Road to 84th Street; then south along 84th Street to Interstate Highway 80; then west along Interstate Highway 80 to 96th Street; then north along 96th Street to West Center Road; then easterly along West Center Road to 90th Street; and then north along 90th Street to the point of beginning.".

2. Insert a new section as follows:

"Sec. 2. The precincts, townships, and cities mentioned in section 1 of this act are the precincts, townships, and cities set out in the 1970 Census of Population by the United States Department of Commerce, Bureau of the Census. The legislative districts mentioned in section 1 of this act are the districts established by Legislative Bill 954, Eighty-second Legislature, First Session, 1971.".

3. Renumber original section 2 as section 3.

RESOLUTIONS

LEGISLATIVE RESOLUTION 63.

Introduced by Duke Snyder, 14th District; George Syas, 13th District.

WHEREAS, the community of Florence, Nebraska now a part of Omaha, Nebraska, is commemorating the history of the community by a week long celebration known as Florence Pioneer Days during the week of May 10 through May 16; and

WHEREAS, the community of Florence, Nebraska is one of the oldest settlements in the State of Nebraska, having built from the timber surrounding the area, one thousand log cabins during the years of 1846 and 1847; and

WHEREAS, the pioneer spirit of those who settled the area should be honored and commemorated; and

WHEREAS, Nebraska Governor J. James Exon will serve as Grand Marshal for the Pioneer Days Parade on May 15.

NOW, THEREFORE BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

That the week of May 10 through May 16, 1971 be designated as Florence Pioneer Days throughout the State of Nebraska.

Laid over.

UNANIMOUS CONSENT—Change of Order

Mr. Luedtke asked unanimous consent to place LB 650 at the top of General File. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 650. Title read. Explained.

Mr. Waldron offered the following amendment which was adopted by a vote of 26 ayes, 7 nays and 16 not voting:

Section 4, line 24 strike "Game and Parks Commission" and insert "Dept.of Tourism".

Section 8, Line 8 strike Game and Parks Commission "Dept. of Tourism".

Mr. Mahoney offered the following amendment which was adopted by a vote of 17 ayes, 16 nays and 16 not voting:

Delete sections 2 and 3 of said bill.

Mr. Morgan moved to indefinitely postpone LB 650. The motion failed with 16 ayes, 21 nays and 12 not voting.

Mr. Stahmer moved to reconsider the action in adopting the Mahoney amendment. The motion failed with 20 ayes, 19 nays and 10 not voting.

Advanced to Enrollment & Review with 25 ayes, 13 nays and 11 not voting.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 573. Correctly enrolled.

(Signed) Duke Snyder, Chairman

SPEAKER SIGNS

While the Legislature was in session and capable of transacting business, the Speaker signed LB 573.

ADD—CO-INTRODUCER

Mr. Snyder asked unanimous consent to have the name of Ziebarth added to LB 511. No objections. So ordered.

MEMBERS EXCUSED

Messrs. C. Carsten and Ziebarth asked unanimous consent to be excused Friday, May 7, 1971. No objections. So ordered.

ADJOURNMENT

At 3:53 p.m., on a motion by Mr. Nore, the Legislature adjourned until 9:00 a.m., Friday, May 7, 1971.

Vincent D. Brown
Clerk of the Legislature

SEVENTY-NINTH DAY—MAY 7, 1971

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

SEVENTY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, May 7, 1971

Pursuant to adjournment the Legislature met at 9:02 a.m., Speaker Hasebroock presiding.

PRAYER

Prayer was offered by the Chaplain.

> Our Father God, again at the dawn of a new day we turn unfilled to Thee. Take Thou the dimness of our souls away. Facing fresh duties, we would first search our own souls. May Thy holy powers of renewal be felt in every heart, and may all that has been withered in us be spiritually restored. May weights of despair be changed to wings of hope. May disappointments be changed into radiant expectations. May any bitterness of selfishness lurking in our hearts be transformed into a love that thinketh no evil and seeketh not its own. Scorning expediency and false compromise, may we be true to all truth the world denies, not tongue-tied by any lies, or persuaded by the wrong pressures, but faithful to the light which Thou hast placed within us. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Carpenter, Schmit, Stromer, and Ziebarth who were excused.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on May 6, 1971 at 4:25 p.m.: LB 573.

(Signed) Barbara Jackson, Enrolling Clerk

RESOLUTIONS

LEGISLATIVE RESOLUTION 63. LR 63 found in the Legislative Journal on page 1723 for the Seventy-Eighth Day was adopted with 36 ayes, 0 nays and 13 not voting.

UNANIMOUS CONSENT—Unbracket and Expedite LB 921

Mr. Proud asked unanimous consent to unbracket LB 921 on E & R for Engrossment and to expedite the bill. No objections. So ordered.

MOTION—Return LB 921 to Select File

Mr. Proud moved to return LB 921 to Select File for the following specific amendment:

Amendments to the Proud-Skarda Select File Amendment adopted May 3, 1971. Submitted by Richard F. Proud, 12th District and William R. Skarda, 7th District.

In Section 2 (d) after the period and the end, insert: "Employees otherwise eligible to vote and be candidates for the office of employee member of the Commission, but who are not registered as either a Democrat or a Republican, may become eligible to vote, and/or become a candidate for the office of employee member of the Commission by making a declaration that he or she desires to vote for such a member of the Commission, and/or be a candidate for such office, and, in the same declaration, designating the party, Democrat or Republican, with which he or she desires to be affiliated for this purpose. After making such declaration, that employee shall have the same right to vote for a candidate, and/or be a candidate for the office of employee member of the Commission as he or she would have had if he or she were a registered member of the party so designated in the said declaration. The manner, form, and contents of such declaration shall be initially established by the two elected officials referred to in Section 4, sub-section 2 (a) of this Act and then re-established by the Commission after it has been fully formed.

Section 16: change this section number to Section 17.

Add new Section 16: If any provision of this law or of any rule, regulation, or order thereunder or the application of such provision to any person or circumstances shall be held invalid, the remainder of this law and the application of such provision of this law or of such rule, regulation or order to persons or circumstances other than those as to which it is held invalid shall not be affected thereby.

The motion to return prevailed with 38 ayes, 0 nays and 11 not voting.

SELECT FILE

LEGISLATIVE BILL 644.

Mr. Johnson offered the following amendment which was adopted:

Strike section 11 of the Johnson amendment and insert the following:

"Sec. 11. The State of Nebraska, or any department, board or commission thereof, or governmental subdivision thereof, is hereby authorized, in their respective jurisdiction, to enact regulations permitting, prohibiting and controlling the use of motor vehicles and minibikes, motorcycles, and off-road recreation vehicles of any and all types, other powered vehicles, or any vehicle not self-propelled. Any person who shall operate any of the above named vehicles without the permission of the appropriate governmental entity, or in a place, time or manner which has been prohibited by such entity, shall be guilty of a misdemeanor and shall, upon conviction thereof, be punished by a fine of not less than ten nor more than one hundred dollars, or a jail sentence of not more than thirty days, or both such fine and imprisonment. Such governmental entity may further authorize the supervising official of any area under its ownership or control to permit, control or prohibit operation of any motor vehicle, or minibike, motorcycle, off-road recreational vehicle of any or all types, other powered vehicle or any vehicle not self-propelled on all or any portion of any area under its ownership or control at any time by posting or, in case of an emergency, by personal notice. Any person operating any such vehicle where prohibited, where not permitted, or in a manner so as to endanger the peace and safety of the public or as to harm or destroy the natural features or man-made features of such areas shall be guilty of a misdemeanor and shall, upon conviction be punished as provided in this section.".

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 278. Enrollment and Review amendments found in the Legislative Journal on page 1690 for the Seventy-Eighth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 350. Enrollment and Review amendment found in the Legislative Journal on page 1690 for the Seventy-Eighth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 326. Enrollment and Review amendments found in the Legislative Journal on page 1690 for the Seventy-Eighth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 802. Enrollment and Review amendments found in the Legislative Journal on page 1692 for the Seventy-Eighth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 662. Enrollment and Review amendments found in the Legislative Journal on page 1693 for the Seventy-Eighth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 977. Enrollment and Review amendments found in the Legislative Journal on page 1693 for the Seventy-Eighth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 349. Enrollment and Review amendment found in the Legislative Journal on page 1694 for the Seventy-Eighth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 692. Enrollment and Review amendments found in the Legislative Journal on page 1694 for the Seventy-Eighth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 733. Enrollment and Review amendments found in the Legislative Journal on page 1694 for the Seventy-Eighth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1027.

Mr. Marvel offered the following amendments which were adopted:

1.

1. Insert a new section to read:

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
"Sec. 7. State Fire Marshall -- Agency No. 21				
Program No. 193 -- Protection of People and Property		$ 84,452		$ 84,452
Expenditure of cash funds shall not be limited to the amount shown in Column (C) for Fund No. 2121, Electrical Division Fund.				
The unexpended cash fund balance existing on June 30, 1971, in Fund No. 2121, Electrical Division Fund, is hereby reappropriated.				
For Informational Purposes only: Total Appropriations to Agency No. 21 and Fund Source		84,452		84,452".

2. Renumber original sections 7 to 27 as sections 8 to 28.

1. On page 8 line 7, strike "27,778" and strike "150,000" and insert "122,222", and line 9 strike 27,778 and strike "150,000" and insert "122,222".

2. On page 9 line 4 insert "27,778" in General Fund (G) column, and strike "134,000" and insert "161,778", and line 6 insert "27,778" in General Fund (G) column, and strike "134,000" and insert "161,778".

1. On page 2 insert after line 9 the following:

"The unexpended General Fund balance existing on June 30, 1971, is hereby reappropriated in an amount not to exceed $1,496,885 for the purpose of final payments due the public schools for state aid for fiscal year 1969 which funds shall be in addition to the amount shown in Column (G)".

1. On page 2, line 16 strike "2,061,587" and insert "2,092,409", and on the same line strike "6,231,395" and insert "6,262,217".

2. On page 2, line 18 strike "1,620,000" and insert "1,650,822".

3. On page 2, line 22 strike "117,543" and insert "148,365".

4. On page 3, line 17 strike "40,544,988" and insert "40,575,810", and on the same line strike "67,870,026" and insert "67,900,848".

5. On page 2, following the period in line 22 strike the remainder of line 22 and all of lines 23 and 24.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1026.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1028.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1029.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1030. Enrollment and Review amendments found in the Legislative Journal on page 1694 for the Seventy-Eighth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1008. Enrollment and Review amendments found in the Legislative Journal on page 1695 for the Seventy-Eighth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 414. Enrollment and Review amendments found in the Legislative Journal on page 1695 for the Seventy-Eighth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 425. Enrollment and Review amendments found in the Legislative Journal on page 1695 for the Seventy-Eighth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 566A.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 798. Enrollment and Review amendments found in the Legislative Journal on page 1696 for the Seventy-Eighth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 921. The Proud amendment found in today's journal was adopted with 32 ayes, 0 nays and 17 not voting.

Advanced to Enrollment and Review for engrossment.

MEMBER EXCUSED

Mr. Waldo asked unanimous consent to be excused all afternoon today. No objections. So ordered.

VISITORS

Mr. Johnson introduced 12 Fourth through Eighth grade students and their teacher, Wilma Spencer of District No. 91, Saunders County.

Mr. Marvel introduced 20 Third through Sixth grade students and their teachers, DeLoris Meyer and Kathrine Hoover from Holston Public School.

Mr. Maresh introduced 13 Seventh and Eighth grade students and their teacher, Ludmila Hamouz of District 40 from Ohiowa, Nebraska.

UNANIMOUS CONSENT—Change of Order

Mr. Stahmer asked unanimous consent to change LB 345 for LB 741 on General File. No objections. So ordered.

Mr. Simpson asked unanimous consent to place LB 929A at the top of General File. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 741. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 1200 for the Fifty-Ninth Day was adopted.

Advanced to Enrollment & Review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 965. Title read. Explained.

Mr. Morgan offered the following amendments which were adopted:

1. Insert a new section to be known as section 1 and to read as follows:

"Section 1. That section 60-311, Revised Statutes Supplement, 1969, as amended by section 2, Legislative Bill 376, Eighty-second Legislature, First Session, 1971, be amended to read as follows:

60-311. (1) The Department of Motor Vehicles shall in 1969, furnish to every person, whose motor vehicle shall be registered, two number plates except that only one number plate shall be issued to dealers or for motorcycles, truck-tractors, semitrailers and buses, upon which plates shall be displayed (a) the registration number, assigned to such motor vehicle in figures not less than three inches in height and (b) also the words Cornhusker State suitably lettered so as to be attractive. The plates shall be of a color of white figures and letters on a scarlet background or scarlet figures and letters on a white background. The color of the plates shall be alternated each time the license plates are changed. Each such plate shall be treated with a reflective material which shall provide effective and dependable reflective brightness during the service period required of the license plate.

(2) Beginning with the number plates issued in 1969, such plates shall be issued every three years and in the years in which such plates are not issued, in lieu of furnishing such plates, the department shall furnish to every person, whose motor vehicle shall be registered, one or two renewal tabs, as the case may be, which renewal tabs shall bear the year for which furnished and be so constructed as to permit them to be permanently affixed to the plates. Beginning with the number plates issued in 1975, such plates shall be issued annually.

(3) All number plates required by the department shall be acquired as a result of competitive bidding in the manner provided by law for other state purchases.".

2. Renumber original section 1 as section 2,

and on page 2, line 1, strike "Section" and insert "Sec.".

3. Strike original section 2 and insert the following:

"Sec. 3. That original section 60-335, Reissue Revised Statutes of Nebraska, 1943, and section 60-311, Revised Statutes Supplement, 1969, as amended by section 2, Legislative Bill 376, Eighty-second Legislature, First Session, 1971, are repealed.".

Advanced to Enrollment & Review with 37 ayes, 0 nays and 12 not voting.

VISITORS

Mr. Keyes introduced 53 Sixth grade students and their teachers, Mrs. McGee and Sister Mary McElmeel from Cardinal Spellman School, Bellevue, Nebraska.

Mr. F. Carstens introduced 25 Third and Fourth grade students and their teachers, Frances Herrick, Ardella Lively and Robert Patterson from Table Rock, Nebraska.

Mr. Proud introduced 100 Eighth grade students and their teacher, Gary Hammack from Ralston Middle School, Ralston, Nebraska.

Mr. Wallwey introduced 16 Junior Scouts and their scout leader, Mrs. Jim Guilliatt of E. N. Swett School, South Sioux City, Nebraska.

Mr. Waldo introduced 22 Seventh and Eighth grade students with their teachers, Henry Orf, Urana Zabel and Diane Ringler from Western, School, Western, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 408. Title read. Explained.
Mr. Proud offered the following amendments, to the standing committee amendments, which were adopted:

1. Strike existing sections 1 and 2 of the bill as amended by the committee amendment and insert the following:

"Section 1. That section 85-502, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

85-502. A person shall not be deemed to have established a domicile in this state, for the purpose of sections 85-501 to 85-504, unless:

(1) Such person is of legal age and shall have ~~actually resided in this state continuously for four~~

~~months~~ established a home in Nebraska where he is habitually present, with the intention of making this state his ~~or her~~ permanent residence:

(2) The parents, parent, or guardian having custody of a minor registering in a state educational institution shall have ~~actually resided in this state continuously for four months with the intention of such parents, parent, or guardian~~ established a home in Nebraska where such parents, parent, or guardian is habitually present with the intention of such parents, parent, or guardian to make this state their, his, or her permanent residence; Provided, that if a person has matriculated in a state educational institution while his parents had established a domicile in this state, and the parents leave the state, such person shall not lose his domiciliary status by reason of such parents, parent, or guardian having ceased to reside in this state if such person has the intention to make this state ~~their,~~ his~~, or her~~ permanent residence;

(3) An emancipated minor, who shall have ~~actually resided in this state continuously for four months~~ established a home in Nebraska where he is habitually present with the intention of making this state his ~~or her~~ permanent residence, and shall not have lived with nor been supported by his ~~or her~~ parents, or either of them, for two years or more prior to such registration;

(4) Such person is a ~~woman and a~~ nonresident of this state prior to ~~her~~ marriage, and marries a ~~man~~ person who has ~~actually resided in this state continuously for four months and~~ established a home in Nebraska where he is habitually present with the intention of ~~her husband is to make~~ making this state his permanent residence;

(5) Such person, if an alien, shall have begun processing his ~~or her first~~ United States naturalization papers, and shall have ~~actually resided in this state continuously for four months~~ established a home in Nebraska where he is habitually present with the intention to make this state his ~~or her~~ permanent residence;

~~(6) Such person who has attained a degree from the University of Nebraska or one of the Nebraska state colleges while under a residence status, but who after graduation loses his residence status, any return to the University of Nebraska or one of the Nebraska state colleges for the purpose of taking graduate work or for the purpose of matriculating in one of the professional colleges and in such regard may be permitted to~~

~~reestablish a residence in Nebraska during the period of study at the school if the requisite intention to make this state his permanent residence in fact exists; or~~

~~(7)~~ (6) Such person is a dependent of a staff member of the University of Nebraska or one of the Nebraska state colleges who joins the staff immediately prior to the beginning of a term from an out-of-state location; or ~~.~~

~~No person shall be deemed to have established a residence in this state during the time of attendance at such state institution as a student, nor while in attendance at any institution of learning in this state, except in the case of a minor who qualifies as provided in this section.~~

(7) Such person is on active duty with the armed services of the United States and has been assigned a permanent duty station in Nebraska, or is a legal dependent of a person on active duty with the armed services of the United States assigned a permanent duty station in Nebraska.

Sec. 2. No person shall be deemed to have established a home in Nebraska where he is habitually present unless he shall execute an Affidavit of Intent that the State of Nebraska is his permanent residence and has been his permanent residence for one year immediately prior to the execution of the Affidavit of Intent, and he shall:

(1) Have been registered to and be eligible for voting in Nebraska state elections;

(2) Have continually for one year immediately prior to the beginning of the semester or summer session for which the student is enrolling:

(a) Paid applicable Nebraska sales and Nebraska income tax as a Nebraska resident; and

(b) Have registered and had assessed for applicable taxation in Nebraska, all personal property requiring registration, as may be owned by such person; or

(3) Own a home in Nebraska in which such person is residing, or have executed a contract to purchase and be making payments on a home in Nebraska in which such person is residing.

Sec. 3. The provisions of this act shall apply to enrollment of students after August 31, 1971.

Sec. 4. That original section 85-502, Reissue Revised Statutes of Nebraska, 1943, is repealed.

Sec. 5. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

Standing committee amendments, as amended, found in the Legislative Journal on page 812 for the Forty-First Day were adopted.

Advanced to Enrollment & Review with 33 ayes, 0 nays and 16 not voting

LEGISLATIVE BILL 832. Title read. Explained.

Mr. Holmquist offered the following amendment which was adopted:
Page 2, line 3, strike the word "hereof".

Mr. Waldron moved to indefinitely postpone LB 832. The motion prevailed with 24 ayes, 14 nays and 11 not voting.

LEGISLATIVE BILL 297. Title read. Explained.

Advanced to Enrollment & Review with 29 ayes, 6 nays and 14 not voting.

VISITORS

Mr. F. Carstens introduced 10 Third through Fourth grade students and their teacher, Emily Krofta from Burchard Public School, Burchard, Nebraska.

UNANIMOUS CONSENT–Bracket LB 378

Mr. F. Carstens asked unanimous consent to bracket LB 378 until Monday, May 10. No objections. So ordered.

REPORT OF EMPLOYEES

During the month of April, 1971, 104 temporary part-time and temporary full-time employees of the Legislature were paid $36,840.50 for their work. This figures includes $248.99 overtime pay. Additionally, the state's share of OASI and retirement for these employees amounts $1,928.65 and $49.53, respectively.

Vincent D. Brown
Clerk of the Legislature

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 679. Replaced on Select File as amended.
Enrollment and Review amendment to LB 679:
1. In section 1, line 12, strike "subdivisions"
and insert "subdivision"; and in line 13 strike "subdivision"
and insert "section".

LEGISLATIVE BILL 743. Replaced on Select File as amended.
Enrollment and Review amendments to LB 743:

1. Renumber section 2, added by standing committee amendment 1 as section 3; in line 1 thereof strike "Sec. 2." and insert "Sec. 3.".

2. Renumber section 3 as it appears in the Wallwey amendment 3 as section 4.

3. Add a new section to read:

"Sec. 5. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

4. In the title, line 8, strike "and"; and in line 9 insert "; and to declare an emergency" after "sections".

LEGISLATIVE BILL 843. Replaced on Select File as amended. Enrollment and Review amendments to LB 843:

1. In line 2 of the first Warner amendment insert "and show the same as stricken" before the period.

2. In the title, line 8, insert "to change penalties;" after the semicolon.

LEGISLATIVE BILL 1020. Placed on Select File as amended. Enrollment and Review amendment to LB 1020:

1. In lieu of the Carpenter amendment, on page 2, strike beginning with "and" in line 22 through the comma in line 24.

LEGISLATIVE BILL 844. Placed on Select File as amended. Enrollment and Review amendments to LB 844:

1. In section 1, insert "per cent" at the end of line 18 as in the statutes.

2. In the Burbach amendment, line 7, strike "and".

3. On page 3, line 17, strike "they" and insert "it"; in line 17, strike ", if in the" and strike lines 18 to 20 and insert ". The board may grant such exemption if, in its judgment, the county has not unnecessarily increased its expenditures for other than road purposes after receiving its allocation for roads in previous years.".

4. For correlation purposes, on page 2, line 2, insert ", as amended by section 1, Legislative Bill 694, Eighty-second Legislature, First Session, 1971" after "1969"; in line 11, strike "calendar" and insert "fiscal"; and in line 21, strike "January" and insert "July".

5. On page 4, strike lines 15 and 16 and insert:

"Sec. 3. That original section 39-2402, Revised Statutes Supplement, 1969, and section 39-2509, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 694, Eighty-second Legislature, First Session, 1971, are repealed.".

6. In the title, line 3, insert ", and section 39-2509, Revised Statutes Supplement, 1969, as amended by

section 1, Legislative Bill 694, Eighty-second Legislature, First Session, 1971" after "1969"; strike lines 4 and 5 and insert "change provisions for county matching of road funds as"; and in line 7 strike "section" and insert "sections".

LEGISLATIVE BILL 79. Placed on Select File as amended. Enrollment and Review amendments to LB 79:

(Note: References to pages in the following amendments are to standing committee amendments.)

1. On page 2, line 3, insert an underscored semicolon after "consumers"; in line 4, strike the semicolon and show the same as stricken; in line 8, strike the period and insert a semicolon as in the statutes; and in line 27, strike the period and insert an underscored semicolon.
2. On page 3, line 21, strike "and".
3. On page 4, line 7, strike "~~prices~~" and insert "~~price~~" as in the statutes.
4. On page 7, line 4, strike the first "or" and insert "of" as in the statutes.
5. On page 8, line 20, strike "or" and insert "of" as in the statutes.
6. On page 10, line 15, insert "available to the board" after "information"; strike the new matter in lines 15 and 16; reinstate the comma in line 17 and in line 21; insert an underscored comma after "distributors" in line 19, and "jobber" in line 20.
7. On page 12, line 6, insert "~~the minimum jobber cost,~~" after the second comma, as in the statutes.
8. In line 1 of the new section added by the Carpenter amendment, insert "Sec. 5." before "If".
9. Renumber original sections 5 and 6 as sections 6 and 7.
10. For correlation purposes, on page 1, line 4, insert ", as amended by section 1, Legislative Bill 248, Eighty-second Legislature, First Session, 1971" after "1969"; and on page 3, line 27, strike "Advisory".
11. On page 14, line 10, strike "81-263.39"; in line 11, strike "81-263.86" and insert "81-263.84"; and in line 12, insert ", and section 81-263.39, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 248, Eighty-second Legislature, First Session, 1971" after "1969".
12. In the title, strike lines 2 to 14 and insert:

"FOR AN ACT to amend sections 81-263.41, 81-263.42, and
81-263.84, Revised Statutes Supplement, 1969,
and section 81-263.39, Revised Statutes
Supplement, 1969, as amended by section 1,
Legislative Bill 248, Eighty-second Legislature,

First Session, 1971, relating to dairy products; to redefine terms; to eliminate minimum price fixing for dairy products; to prohibit sales below cost as prescribed; to provide severability; to repeal the original sections; and to declare an emergency.".

LEGISLATIVE BILL 293. Placed on Select File as amended. Enrollment and Review amendments to LB 293:

1. On page 2, lines 2, 6, and 11, insert "or public power and irrigation districts" after "districts"; in lines 15, 21, and 22, insert "or public power and irrigation district" after "district"; and in line 8, strike "therefore,".
2. In standing committee amendment 2, line 9, strike "said" and insert "such"; and in lines 5, 9, 18, 23, 26, 29, and 31, insert "or public power and irrigation district" after "district".
3. On page 4, line 20, insert "or public power and irrigation districts" after "districts".
4. In the title, line 2, strike "districts"; and in line 5, insert "public power districts or public power and irrigation" after "such".

LEGISLATIVE BILL 954. Placed on Select File as amended. Enrollment and Review amendments to LB 954:

(All references are to the standing committee amendments.)

1. On page 1, line 8, before "precincts" and after "such" insert "cities,"; in lines 15 and 16, strike ", and the city of Wymore"; and in line 24, strike the last comma.
2. On page 2, line 18, strike "present"; and in line 23 and in line 24 strike "boundary" and insert "line".
3. On page 7, line 5 and in line 9, strike the first comma and insert "of".
4. On page 9, line 7, strike "present".
5. On page 12, line 17, strike "the county of Pierce" and insert "Pierce County".
6. On page 13, line 20, strike "Bismarck" and insert "Bismark"; in line 23 strike "the township of" and strike lines 24 to 26 and insert "all the territory in the township of Columbus and in the city of Columbus except that territory in District No. 23.".
7. On page 14, strike lines 8 to 11 and insert: "the Loup River and the following territory in Columbus Township north of the Loup River and in the City of Columbus: Beginning at the intersection of the Loup River with U. S. Highway 30 north along U. S. Highway 30

to 13th Street; then east along 13th Street to 27th Avenue; then north along 27th Avenue to 23rd Street; then east along 23rd Street to 18th Avenue; then south along 18th Avenue and 18th Avenue extended south to the Loup River; and then westerly along the Loup River to the point of beginning.".

8. On page 14, line 24, strike ", and the city of Ashland"; and in line 27 strike "on" and insert "along".

9. On page 17, lines 15, 18, 20, 21, 22, and 23, strike "on" and insert "along".

10. On page 20, line 22, strike "township" and insert "precinct".

11. On page 22, line 8, after the semicolon insert "and"; and in line 17 before "Jackson" insert "Center,".

12. On page 24, line 5, strike "the county of Hayes" and insert "Hayes County".

13. On page 26, line 12, strike "Winters Creek" and insert "East Winters Creek, West Winters Creek,".

14. On page 27, line 8, after the period insert "References to any city or the city limits thereof or to any wards or precincts within any city shall mean the limits of such city, ward, or precinct as they existed on April 1, 1970.".

15. In the title, strike lines 2 to 9 and insert:
"FOR AN ACT relating to apportionment; to establish boundaries for legislative districts; to define terms; to provide when this act shall become operative; and to repeal sections 5-104.03, 5-104.05, and 5-104.06, Reissue Revised Statutes of Nebraska, 1943.".

LEGISLATIVE BILL 295 . Correctly engrossed.

LEGISLATIVE BILL 462 . Correctly engrossed.

LEGISLATIVE BILL 468 . Correctly engrossed.

LEGISLATIVE BILL 754. Correctly engrossed.

LEGISLATIVE BILL 929. Correctly re-engrossed.

LEGISLATIVE BILL 303. Correctly enrolled.

LEGISLATIVE BILL 339. Correctly enrolled.

LEGISLATIVE BILL 504. Correctly enrolled.

LEGISLATIVE BILL 578. Correctly enrolled.

LEGISLATIVE BILL 594. Correctly enrolled.

LEGISLATIVE BILL 604. Correctly enrolled.

LEGISLATIVE BILL 688. Correctly enrolled.

LEGISLATIVE BILL 237. Correctly enrolled.

LEGISLATIVE BILL 549. Correctly enrolled.

LEGISLATIVE BILL 587. Correctly enrolled.

LEGISLATIVE BILL 621. Correctly enrolled.

LEGISLATIVE BILL 747. Correctly enrolled.

LEGISLATIVE BILL 762. Correctly enrolled.

(Signed) Duke Snyder, Chairman

SPEAKER SIGNS

While the Legislature was in session and capable of transacting business, the Speaker signed LB 303, LB 339, LB 504, LB 578, LB 594, LB 604, LB 688, LB 237, LB 549, LB 587, LB 621, LB 747 and LB 762.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on May 7, 1971 at 10:30 a.m.: LB 502, LB 588, LB 636, LB 673, LB 695, LB 721, LB 756, LB 773, LB 792, LB 911 and LB 999.

(Signed) Barbara Jackson, Enrolling Clerk

APPROPRIATION BILL

The following bill was read for the first time by title:

LEGISLATIVE BILL 390A. By Roland Luedtke, 28th District.

A BILL FOR AN ACT to appropriate one hundred fourteen thousand dollars from the state General Fund and ninety-six thousand dollars from the Highway Cash Fund to the Workmen's Compensation Claim Fund for the period July 1, 1971 to June 30, 1972, for Program 050 to aid in carrying out the provisions of Legislative Bill 390, Eighty-second Legislature, First Session, 1971; to transfer certain funds as prescribed; to amend sections 25, 47, 48, and 49, Legislative Bill 1025, Eighty-second Legislature, First Session, 1971; to repeal the original sections; and to declare an emergency.

MOTION–Suspend Rules

Mr. Kremer moved to suspend the rules to introduce a new bill to be known as LB 1036 and to place on General File. The motion prevailed with 32 ayes, 0 nays and 17 not voting.

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1036. By the Agriculture and Recreation Committee: Maurice Kremer, 34th District; Willard H. Waldo, 31st District; Calvin F. Carsten, 2nd District; Rudolf C. Kokes, 41st District; Otho G. Kime, 43rd District.

A BILL FOR AN ACT to amend section 2-2104, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska Rural Rehabilitation Corporation; to remove an inconsistency therein; to harmonize provisions thereof; to remove obsolete matter; to repeal the original section; and to declare an emergency.

MEMBERS EXCUSED

Messrs. Klaver, F. Carstens, Warner, Moylan and Waldron asked unanimous consent to be excused this afternoon. No objections. So ordered.

VISITORS

Mr. Maresh introduced his sister and brother-in-law, Mr. and Mrs. Donald Casten and their daughter, Eileen Mi na, and her son, David, from LeMoore, California.

Mr. Stahmer introduced 66 Jr. High students from Thomas Jefferson School, Council Bluffs, Iowa, and their teachers, Robert Benson and Ruth Waller.

Mr. Proud introduced 16 Eighth grade students and their teacher, Sharon Martens, from Middle-Ralston, Nebraska.

MOTION–Reconsider Action on LB 594

Mr. Snyder moved to reconsider the action in passing LB 594 on May 6, 1971. The motion prevailed with 34 ayes, 0 nays and 15 not voting.

MOTION–Return LB 594 to Select File

Mr. Snyder moved to return LB 594 to Select File for the following specific amendment:

1. In the title, line 3, strike "requiring".

The motion to return prevailed with 28 ayes, 0 nays and 21 not voting.

SELECT FILE

LEGISLATIVE BILL 594. The Snyder amendment found above was adopted by a vote of 29 ayes, 0 nays and 20 not voting.

Advanced to Enrollment and Review for engrossment.

STANDING COMMITTEE REPORT

Agriculture and Recreation

LEGISLATIVE BILL 285. Placed on General File as amended.
Standing Committee amendments to LB 285:

1. Insert 25 new sections to read:

"Sec. 2. As used in sections 2 to 26 of this act, unless the context otherwise requires:

(1) Structural, industrial, and household pest control shall mean the control and identification of infestations or infections of insects, the making of inspections and the use of pesticides for the purpose of preventing, controlling, repelling, and eradicating insects, vermin and other pests in household structures, commercial buildings, and any other structures and immediate outside areas and shall include the control of rodents;

(2) Termite pest control shall mean the identification and control of wood-destroying organisms, the use of pesticides, the making of inspections, the making of structural modifications for the purpose of controlling such wood-destroying organisms;

(3) Ornamental pest control shall mean the control and identification of infestations or infections of insects, the making of inspections and the use of pesticides, herbicide, and fungicide, the purpose of preventing, controlling, repelling, and eradicating insects, vermin, plant diseases, nematodes, and other pests in, on or around lawns, gardens, trees, shrubs, and other ornamental plant life;

(4) Fumigation pest control shall mean all phases of fumigation including treatment of products of vacuum and pressure fumigation and the fumigation of grain storage areas, railroad cars, trucks, ships, and airplanes and shall include control of rodents;

(5) Fumigant shall mean any substance or mixture of substances which emit or liberate or become a gas or gases, which are used in controlling, destroying or mitigating insect pests or plant diseases;

(6) Animal shall mean all vertebrate and invertebrate species, including but not limited to man and other mammals, birds, fish, and shellfish;

(7) Weed shall mean any plant which grows where it is not wanted;

(8) Herbicide shall mean any substance or mixture of substances intended for preventing, destroying, repelling or mitigating any weed;

(9) Pesticide shall mean any substance or mixture of substances intended to prevent, destroy, repel or mitigate any insects, rodents, pest birds, nematodes, fungi or other forms of plant or animal life or viruses, except viruses on or in living man or other animals;

(10) Insecticide shall mean any substance or mixture of substances intended to prevent, destroy, repel or mitigate any insect which may be present in any environment whatsoever;

(11) Fungicide shall mean any substance or mixture of substances intended to prevent, destroy, repel or mitigate any fungi;

(12) Rodenticide shall mean any substance or mixture of substances intended to prevent, destroy, repel or mitigate rodents or any other vertebrate animal;

(13) Insect shall mean any of the numerous small invertebrate animals in the phylum arthropoda comprising the class insecta, arachnida and chilopoda, that is, six-legged winged and unwinged forms, eight-legged segmented forms, and those with two or more pairs of legs per body segment;

(14) Fungi shall mean all nonchlorophyll bearing thallophytes, that is, all nonchlorophyll bearing plants of a lower order than mosses and liverworts, as, for example, rusts, smuts, mildews, molds, yeasts, and bacteria, except those on or in living man or other animals;

(15) Person shall mean any body politic, individual, partnership, association, corporation or organized group of persons whether incorporated or not;

(16) Director shall mean the director of health appointed by the State Board of Health;

(17) Licensee shall mean a person who holds a valid license issued under the provisions of this act;

(18) Applicant shall mean any person making application for a license to engage in operations coming under the provisions of this act;

(19) Advisory committee shall mean a six-member committee, three of whom are appointed by the director with the State Board of Health's consent, and three of whom come from the agencies specified in section 5 of this act;

(20) Pest control operator shall mean any person who advertises, offers for sale, sells or performs services in the categories of licenses in section 12 of this act; and

(21) Managing agent shall mean an individual in a management capacity for any body politic, individual proprietorship, partnership, association, corporation or organized group of persons whether incorporated or not.

Sec. 3. One hundred eighty days after the effective date of this act, any person actively engaged in structural, industrial, and household pest control, termite pest control, ornamental pest control or fumigation pest control shall have at least one managing agent qualify for the proper license or licenses for the pest control activity or activities in which such person is engaged. The license or licenses shall have the legal name of such person on the license or licenses and shall also include the name of the managing agent or agents who are qualified by the test or tests for the license or licenses issued.

Sec. 4. Each applicant who applies for a license under this act shall, at the time of application, furnish a certificate of insurance providing minimum liability coverage in the amount of one hundred thousand dollars per person, three hundred thousand dollars per accident for bodily injury and fifty thousand dollars property damage; Provided, that as an alternative to liability insurance, an applicant may furnish such other evidence of financial responsibility acceptable to the director.

Sec. 5. The director with the approval of the State Board of Health shall appoint three members to an advisory committee of six members to assist in preparing written examinations and other testing procedures and in formulating rules and regulations for carrying out the provisions of this act. The advisory committee shall consist of three residents of this state, who have been for a period of not less than five years preceding the date of the appointment pest control operators, actively engaged in the business of fumigating, exterminating or controlling insects, vermin, rodents or other pests, and who are licensed under this act; Provided, that the initial three appointees shall be qualified to be licensed under this act and shall be licensed within one year from their appointment. The other members of the advisory committee shall be an entomologist appointed by the director from the Nebraska Cooperative Extension Service, the Chief of the Division of Plant Industry of the Department of Agriculture and a member from the

Department of Health appointed by the director. The director shall fill any vacancies that may occur in the appointive membership of the advisory committee. No business entity shall be represented by more than one member on the advisory committee at anytime.

Sec. 6. One of the appointive members of the advisory committee shall be appointed originally for a term of one year, one for two years, and one for three years. All such members shall serve for the specified term and until their successors are appointed and qualified, but no appointive member shall serve more than two successive three-year terms. Vacancies in the membership of the advisory committee for any cause shall be filled by appointment by the director for the unexpired term.

Sec. 7. Members of the advisory committee shall receive no compensation but shall be reimbursed for actual and necessary expenses on the same basis and subject to the same conditions as full-time state employees.

Sec. 8. The director shall:

(1) After due public hearing, make appropriate rules and regulations for carrying out the provisions of this act, including rules and regulations providing for the collection and examination of samples of pesticides or devices;

(2) Adopt rules and regulations in accordance with Chapter 84, article 9, to carry out the provisions of this act; and

(3) Provide for an oral and written examination for applicants.

Sec. 9. Such examination shall be held at least once each year. The examination shall cover those phases of pest control an applicant would be permitted to perform under the license specified in his application. The director shall give one examination for one fee covering the license applied for if the applicant qualifies, then upon satisfactory completion of the examination, the license or licenses applied for shall be issued. An examination may be taken for payment of one fee and in case the applicant shall not be qualified by the examination, the applicant shall have the right to take the examination again at the next scheduled examination, upon the payment of an additional fee which shall be the same as the original fee. In the event a license is again denied, the applicant shall wait a year before reapplication is made. Thereafter, one full year must elapse before subsequent application may be made.

Sec. 10. The director shall issue licenses to business entities qualifying under the provisions of this act. Each license shall expire on March 31 of each year. The director may require for the renewal of licenses for which application is received after March 31 of each year a late renewal fee twice the annual renewal fee.

Sec. 11. Each place of business or branch office of each business entity licensed under this act shall obtain a license where two or more persons are regularly employed.

Sec. 12. The following licenses shall be available:

(1) Termite pest control license;

(2) Ornamental, tree, lawn, and horticultural pest control license;

(3) Fumigation pest control license; and

(4) Structural, industrial, and household pest control license.

Sec. 13. Application for any one or combination of licenses shall be made in writing to the director upon a form prescribed and furnished by the director. Each application shall set forth the applicant's qualifications, the proposed operation and other relevant matters as the director may by regulation require.

Sec. 14. A license may restrict the applicant to the use of specific equipment or pesticides if the director finds that the applicant is qualified to use only specific equipment or pesticides as revealed by the examination.

Sec. 15. Any nonresident applying for a license under the provisions of this act, shall file a power of attorney designating the Secretary of State as his agent for service of process and such power of attorney shall be prepared and in such form as to render effective the jurisdiction of the courts of the State of Nebraska, over such nonresident applicant. The Secretary of State shall be allowed such fees as are provided by law for designating resident agents.

Sec. 16. An application for renewal of a license shall be made in writing, under oath to the director and shall contain such information as will enable the director to determine if the applicant is qualified for renewal. The application shall be accompanied by the required fee. Each license shall be renewed prior to March 31 of each year, after which time the license shall expire and be cancelled. Renewal applicants shall be required to take a new examination unless the applicant has attended, while licensed, a short course on pesticide application, approved by the director. Examination locations shall be determined by the director.

Sec. 17. The initial application fee for each class of license shall be fifty dollars which shall cover the cost of the examination and the first years's license specified in the application. The cost for each class of license in section 12 of this act shall be twenty-five dollars and the annual renewal fee for each class of license shall be twenty-five dollars. All fees in excess of necessary expenses shall be deposited in the General Fund.

Sec. 18. Any person, who performs for a valuable consideration any of the services to control pests for which a license is specified in this act without having first secured such license issued for that purpose by the director shall be guilty of a misdemeanor, and upon conviction thereof, shall be punished as provided by section 25 of this act.

Sec. 19. No licensee shall advertise or in any way use the word insured in any manner in connection with his pest control business operations unless such licensee shall have a certificate of public liability and property damage insurance then in force, or that is available to each customer that comes within the definition of insurance as defined in this act. Each licensee shall submit proof of such instrument to the director.

Sec. 20. Any person who shall claim that inspection and permits are required, authorized or endorsed by the director or any agency of the state or federal government shall be guilty of a violation of this act. No reference shall be made by any licensee in any form of advertising that would indicate the approval, endorsement or recommendation of the director or any agent of the state or federal government.

Sec. 21. A license may be suspended, cancelled or revoked by the director after notice and hearing in accordance with Chapter 84, article 9, for any violation of this act or any rule promulgated hereunder.

Sec. 22. Any licensee, who shall (1) make representations for the purpose of defrauding; (2) deceive or defraud another; (3) make a false statement with knowledge of its falsity for the purpose of inducing another to act thereon to his detriment; (4) use methods or materials that are not suitable for the purpose contracted for; (5) fail to give the director or his authorized agent, upon request, true information regarding methods and materials used, work performed or other information essential to administration of this act; or (6) make any intentional misrepresentation to a material fact in an application for a license, shall be guilty of a misdemeanor, and upon conviction thereof, shall be punished as provided by section 25 of this act.

Sec. 23. A license shall not be transferable. When there is a change in the status of a licensee, the licensee shall notify the director forthwith and the licensee shall have not more than thirty days to comply with the provisions of this act, however, in the event of death of the licensee the administrator of the estate shall have not more than one hundred eighty days in which to comply with the examination provision as outlined in section 9 of this act.

Sec. 24. The director or his authorized agent is hereby directed to enforce the provisions of this act and rules and regulations promulgated thereunder. The director shall make periodical and unannounced inspections of any material used or work performed by persons licensed under this act in this state. The director shall be authorized, after notice and hearing, to revoke, suspend or cancel any license, issued hereunder, for a violation of this act or the rules and regulations promulgated hereunder. It is the intent and purpose of this act to provide for the enforcement of this act by the director or his designated agent.

Sec. 25. Any person who violates any provision of this act shall be guilty of a misdemeanor and upon conviction thereof shall be fined not less than two hundred fifty dollars nor more than five hundred dollars for the first offense and not less than five hundred dollars nor more than one thousand dollars for each subsequent offense. Any offense committed five years after any previous conviction shall be considered as a first offense.

Sec. 26. The director may institute action to enjoin any violation of this act or any rule promulgated hereunder. A violation of this act or any rule promulgated hereto is hereby declared to constitute a public nuisance and such action for injunction may be maintained notwithstanding the existence of other legal remedies and notwithstanding the pendency or successful completion of a criminal prosecution for a misdemeanor.".

2. Renumber original section 2 as section 27.

LEGISLATIVE BILL 439. Placed on General File as amended. Standing Committee amendments to LB 439:

1. Strike sections 1 to 22 and insert the following:

"Section 1. The purpose of this act is to regulate, in the public interest, the commercial application of insecticides, fungicides, herbicides, rodenticides, bactericides, antiviral agents, fumigants, repellents, attractants, defoilants, desiccants, plant regulators, nematocides and other pesticides as may be designated by the Director of Agriculture.

Sec. 2. For the purpose of this act, unless the context otherwise requires:

(1) Pesticide shall mean (a) insecticides, fungicides, herbicides, nematocides, rodenticides, bactericides, antiviral agents, fumigants, repellents, attractants, defoliants, desiccants, or plant regulators; (b) any other substance or mixture of substances intended as an attractant or to prevent, destroy, repel, or mitigate any insect pests, rodents, nematodes, fungi, weeds, bacteria, plant diseases, and other forms of plant or animal life or viruses, except viruses, bacteria, or fungi on or in living man or other animals; (c) any substance, or mixture of substances intended for use as plant regulators, defoliants, or desiccants; and (d) any other substances intended for such use as may be determined by the director by regulation;

(2) Insect pests shall mean insects, crustaceans, arachnids, or other arthropods, and vermes injurious to structures, plants, plant produces, animals and man, including any of their stages of development;

(3) Insecticide shall mean any substance or mixture of substances intended to prevent, destroy, repel, or mitigate any insects which may be present in any environment whatsoever;

(4) Fungi shall mean all nonchlorophyll bearing thallophytes, which are all nonchlorophyll bearing plants of a lower order than mosses and liverworts, such as rusts, smuts, mildews, molds, and yeasts, except those on or in living man or other animals;

(5) Fungicide shall mean any substance or mixture of substances intended to prevent, destroy, repel, or mitigate any fungi;

(6) Weed shall mean any plant or part thereof which grows where it is not wanted;

(7) Herbicide shall mean any substance or mixture of substances intended to prevent, destroy, repel, or mitigate any weed;

(8) Nematode shall mean invertebrate animals of the phylum nemathelminthes and class nematoda, which are unsegmented round worms with elongated, fusiform, or saclike bodies covered with cuticle, and inhabiting

soil, water, plants or plant parts, which are also called nemas or eelworms;

(9) Nematocide shall mean any substance or mixture of substances intended to prevent, destroy, repel, or mitigate nematodes;

(10) Rodent shall mean any animal of the order rodentia, including but not limited to rats, mice, rabbits, gophers, prairie dogs, and squirrels;

(11) Rodenticide shall mean any substance or mixture of substances intended to prevent, destroy, repel, or mitigate rodents or any other vertebrate animal which the director shall declare to be a pest;

(12) Plant diseases shall mean fungi, bacteria, protozoans, and viruses injurious to plants and plant products and the pathological condition in plants and plant products caused by fungi, bacteria, protozoans and viruses;

(13) Bacteria shall mean any microscopic one-cell organism that reproduces by fission;

(14) Bactericide shall mean any substance or mixture of substances intended to prevent, destroy, repel, or mitigate any bacteria;

(15) Virus shall mean an entity whose genome is composed of only one type of nucleic acid which reproduces inside living cells by directing the synthesis of specialized particles which may be transferred to other cells;

(16) Antiviral agent shall mean any agent that inactivates viruses or that prevents or decreases their rate of spread and that lessens or prevents their effects of disease;

(17) Fumigant shall mean any substance or mixture of substances which emit or liberate or become a gas or gases, which are used to control, destroy, or mitigate insect pests or plant diseases;

(18) Repellent shall mean any substance or mixture of substances, mechanical device or treatment practice intended to repel pests for the purpose of controlling or mitigating insect pests or plant diseases, birds and animals;

(19) Attractant shall mean any substance or mixture of substances, mechanical device or treatment practice intended for attracting pests for the purpose of controlling or mitigating insect pests, birds or animals;

(20) Defoliant shall mean any substance or mixture of substances intended to cause the leaves or foliage to drop from a plant, with or without causing abscission;

(21) Desiccant shall mean any substance or

mixture of substances intended to artificially accelerate the drying of plant tissue;

(22) Plant regulator shall mean any substance or mixture of substances intended through physiological action, to accelerate or retard the rate of growth or rate of maturation or to otherwise alter the behavior of plants, but shall not include substances to the extent that they are intended as plant nutrients, trace elements, nutritional chemicals, plant inoculants, and soil amendments;

(23) Pesticide applicator shall mean any person applying pesticides;

(24) Commercial application of pesticides shall mean any application of pesticides by aircraft or ground equipment for hire, including a veterinarian at other than his established place of business, and application of pesticides by railroads, agencies of state government, counties, and municipalities. If the director determines that the public interest necessitates that other political subdivisions be subject to this act, he may enter an order requiring compliance with the provisions of this act following a public hearing for that purpose. The term shall not apply to the application of pesticides in cleaning establishments doing mothproofing and carpet beetle repellent treatments at their place of business, applications of fertilizers, plant nutrients, trace elements, nutritional chemicals, plant inoculants, and soil conditioners, or research and experimental application of pesticides by government or educational institutions;

(25) Director shall mean the Director of Agriculture;

(26) Person shall mean any individual, firm, partnership, association, corporation, company, joint stock association, or body politic, or any organized group of persons whether incorporated or not, and includes any trustee, receiver, assignee, or other similar representative thereof;

(27) Aircraft shall mean any contrivance now known or hereafter invented, used or designed for navigation, or flight in the air; and

(28) Ground equipment shall mean any machine or device other than aircraft used on land or water, designed for, or adaptable to, use in applying pesticides as sprays, dusts, aerosols, or fogs, or in other forms.

Sec. 3. No person shall engage in commercial application of pesticides within this state without first obtaining a license from the director.

Sec. 4. Licenses shall be available in the following categories:

(1) Aerial pesticide applicators license;

(2) Ground pesticide applicators license;

(3) Ornamental and horticultural pesticide applicators license; and

(4) Structural household and industrial applicators license.

Sec. 5. Application for any one or combination of license, shall be made in writing to the director upon a form prescribed and furnished by the director. Aerial pesticide applicants may make application for license directly to the Department of Aeronautics and the director shall cooperate with the Department of Aeronautics in delegating the responsibilities for issuing licenses as pertains to aerial applicators. Each application shall set forth the applicant's qualifications, the proposed operation, and other relevant matters as the director may by regulation require. Prior to applying for a license to engage in aerial application of pesticides the applicant shall provide evidence that he has met all of the requirements of the Federal Aviation Administration and the Department of Aeronautics.

Sec. 6. The director shall require an application for a license to show upon examination that he possesses sufficient knowledge and skill concerning the proper use and application of pesticides. The examination to be provided by the director shall satisfy the director that the applicant has a working knowledge of:

(1) The proper use of application equipment; and

(2) The hazards that may be involved in applying the materials, including (a) the effect of drift of the materials on neighboring lands, (b) the effect of the materials on plants or animals or the possibility of illegal pesticide residues resulting on them, (c) the effect of the application of the materials to wildlife in the area, including aquatic life, and (d) the likelihood of contamination of water or injury to persons, plants, livestock pollinating insects, and vegetation. The applicant shall also demonstrate a knowledge of the protective clothing and respiratory equipment recommended during the handling and application of pesticides and the safety precautions to be followed in the disposal of empty containers as well as the cleaning and decontamination of equipment which the applicant proposed to employ in his application.

Sec. 7. If the director finds the applicant qualified following examination and if the applicant completes the requirements of section 13 of this act, and submits the necessary fees, the director shall issue an annual license. The license may restrict the application to the use of designated equipment or pesticides if the director finds that the applicant is qualified to use only the designated equipment or pesticides as the examination shall reveal. The director shall inform the applicant in writing if such license is refused and shall return all fees remitted.

Sec. 8. Any nonresident applying for a license under the provisions of this act, shall file a written power of attorney designating the Secretary of State as his agent for service of process and such power of attorney shall be prepared and in such form as to render effective the jurisdiction of the courts of the State of Nebraska, over such nonresident applicant. The Secretary of State shall be allowed such fees as are provided by law for designating resident agents.

Sec. 9. An application for license renewal shall be made in writing, under oath to the director, on forms prescribed and furnished by the director and shall contain such information as will enable the director to determine if the applicant is qualified for renewal. The application shall be accompanied by the required fee. Renewal applicants shall be required to take a new examination unless the applicant has attended during the year a short course on pesticide application, approved by the director. Examinations shall be given at locations determined by the director.

Sec. 10. The director may summarily suspend for cause a license pending inquiry, for a period not to exceed ten days, and may revoke or modify any license issued under this act, if he finds following a hearing that the licensee:

(1) Is no longer qualified;

(2) Has engaged in fraudulent business practices in the commercial application of pesticides;

(3) Has made any commercial application in a careless, unsafe, or negligent manner; or

(4) Has violated any of the provisions of this act or rules and regulations promulgated thereunder.

Sec. 11. Any licensee aggrieved by any order entered or by other action of the director may take an appeal therefrom under the provisions of sections 84-917 to 84-919, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto.

Sec. 12. The annual license fee shall be ten dollars for each license issued.

Sec. 13. No license shall be issued to any licensee or remain in force unless such licensee complies with such reasonable rules and regulations as the director shall prescribe, governing the filing and approval of surety bonds, policies of insurance, qualifications as a self-insurer, or other securities or agreements in such reasonable amount as the director may require. Surety bonds and policies of insurance, or other security agreements shall be conditioned to pay, within the amount of such surety bonds, policies of insurance, qualifications as a self-insurer, or other securities or agreements, any final judgment recovered against such licensee for injuries to any person or damage to property of any person resulting from the negligent operation of equipment and negligent application of pesticides.

Sec. 14. The director shall not file any complaint for suspension or revocation of any license based upon a complaint of any person claiming injury to property arising from the application of pesticides unless:

(1) Such complaint is filed with the director within sixty days of the date of the alleged damage; and

(2) There remains unharvested at least twenty-five per cent of the alleged damaged crop for field examination.

Sec. 15. The director may inspect any ground equipment or any device or apparatus used for commercial application of pesticides and may require by order that proper repairs or other changes be completed before further use.

For the purpose of carrying out the provisions of this act, the director, or his designate, may enter upon any public or private premises for inspection of any equipment or such other devices and pesticides used in pest control application and may secure specimens or samples of pesticides after first offering to pay for such samples.

Sec. 16. The director may issue regulations to carry out the provisions of this act and such regulations shall prescribe methods to be used in the commercial application of pesticides. Such regulations may relate to the time, place, manner, and method of application of the pesticides, may restrict or prohibit use of materials in designated areas during specified periods of time and may encompass all reasonable controls which the director deems necessary to prevent damage or injury to:

(1) Plant life, including forage plants, on adjacent or nearby lands;

(2) Wildlife in the adjoining or nearby areas;

(3) Fish and other aquatic life in waters within reasonable proximity to the area to be treated;

(4) Pollination insects or animals; or

(5) Persons.

Sec. 17. In issuing such regulations, the director shall give consideration to pertinent research findings and recommendations of other agencies of this state of the federal government, and:

(1) May by regulation require the owner, tenant or operator to give notice of a proposed application of a pesticide to the owner, tenant, or operator of adjoining property to be treated or in the immediate vicinity thereof, if he finds that such notice is deemed necessary; and

(2) May by regulation adopt a list of restrictions for use of certain pesticides in designated areas if he finds that the characteristics of such pesticides require restricted use.

Sec. 18. The director shall require all licensees to maintain, for a period of one year, such records, as the director may by regulation prescribe. Written reports or answers in writing to specific questions shall be filed with him within such reasonable periods as he may prescribe.

Sec. 19. The director may issue a license on a reciprocal basis with other states to a nonresident who is licensed in another state which has a law substantially in accordance with the provisions of this act; Provided, that financial security requirements of this act are met and the required fees are first paid.

Sec. 20. The duties vested in the director by the provisions of this act may be delegated by him to such employees of the Department of Agriculture as the director may designate.

Sec. 21. The director may cooperate with any other agency of this state or any subdivisions thereof or with the federal government for the purpose of carrying out the provisions of this act.

Sec. 22. Any person violating the provisions of this act or the rules and regulations duly promulgated thereunder shall be guilty of a misdeameanor and shall, upon conviction thereof, be fined not less than one hundred dollars for the first offense, and for each subsequent conviction, shall be fined not less than five hundred dollars, or be imprisoned in the county jail for thirty days, or be both so fined and imprisoned.

Sec. 23. For the purpose of licensing railroads, agencies of state government, counties and municipalities, only one pesticide applicator license shall be required and the person in possession of such license may delegate his authority to employees under his supervision; Provided, the licensed pesticide applicator shall remain responsible for any damage occasioned by an employee under his supervision.

Sec. 24. All license fees collected by the director shall be remitted to the State Treasurer and placed by him in the General Fund.

Sec. 25. If any section in this act or any part of any section shall be declared invalid or unconstitutional, such declaration of invalidity shall not affect the validity of the remaining portions thereof.".

LEGISLATIVE BILL 905. Placed on General File as amended.
Standing Committee amendment to LB 905:

1. On page 7, line 16 after "found" insert "in quantities greater than five hundred parts per million".

(Signed) Loran Schmit, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 64.

Introduced by J. James Waldron, 42nd District.

WHEREAS, eminent domain is of continuing concern to all Nebraska, and

WHEREAS, the Miscellaneous Subjects Committee of the Legislature has advanced Legislative Bill 451, recognizing that it is possible to improve upon its provisions.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

That the Miscellaneous Subjects Committee of the Legislature continue to study the use of eminent domain powers and report back to the Legislature.

Referred to the Executive Board.

UNANIMOUS CONSENT—Change of Order

Mr. Duis asked unanimous consent to place LB 722 ahead of LB 789 and substitute LB 358 for LB 767. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 358. Title read. Explained.

Mr. Goodrich offered the following amendment which was adopted:
To make all machines call for a $10.00 fee.

Advanced to Enrollment & Review with 31 ayes, 1 nay and 17 not voting.

RECESS

At 12:00 noon, on a motion by Mr. Syas, amended by Mr. Proud, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:02 p.m., Speaker Hasebroock presiding.

The roll was called and all members were present except Messrs. Carpenter, F. Carstens, Klaver, Moylan, Schmit, Stromer, Waldo, Warner and Ziebarth who were excused.

VISITORS

Mr. Lewis introduced Gerrit J. M. Braks from the Netherlands who is the Agricultural Attachee to the European Common Market. Mr. Braks spoke briefly to the members.

Mr. Kennedy introduced a group of Extension Club members from Newman Grove, Nebraska.

Mr. Marvel introduced 64 Sixth grade students and their teachers, Mesdames Brock and Schriever and Mr. Stiertevant from North Ward School, Superior, Nebraska.

Mr. Swanson introduced 12 First and Second grade students and their teacher, Mrs. Spitz, from Unadilla, Nebraska.

Mr. Wiltse introduced 23 Fifth grade students and their teachers, Blossom Epley and Richard Hoehne, from Sterling, Nebraska.

Mr. Chambers introduced 15 students from the University of Nebraska, Lincoln, Nebraska.

UNANIMOUS CONSENT–Change of Order

Mr. Syas asked unanimous consent to take up LB 1034 at this time. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1034. Title read. Explained.

Advanced to Enrollment & Review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 525. Title read. Explained.

Advanced to Enrollment & Review with 29 ayes, 1 nay and 19 not voting.

STANDING COMMITTEE REPORT

Public Health and Welfare

LEGISLATIVE BILL 690. Placed on General File as amended.
Standing Committee amendments to LB 690:

1. On page 6, line 7, reinstate the stricken "and".

2. On page 8, line 10, after "including" insert "full"; reinstate the stricken matter in lines 12 and 13; strike beginning with "forced" in line 14 through "services" in line 16 and show the same as stricken; and in line 23 after "shall" insert an underscored comma.

3. On page 9, line 14, strike "existing schools or agencies" and show stricken, and insert "another school district, educational service unit, public agency, or private nonprofit corporation approved by the office of mental retardation of the Department of Public Institutions"; and in line 14 strike "such" and insert "~~such~~ vocationally related".

4. On page 10, line 20, strike "excess" and insert "exceed".

5. Insert 2 new sections to be known as sections 8 and 9 and to read as follows:

"Sec. 8. For purposes of sections 43-607 and 43-616.01, the resident school district shall be the district in which the parent or legal guardian of the child has legal residence.

Sec. 9. Payments to a parent or guardian pursuant to section 43-607 or 43-616.01 shall be made only when such parent or guardian is required travel a distance of more than four miles one way to transport a child. Such payments shall be based on a rate of ten cents per mile actually traveled. To be eligible for reimbursement for transportation expenses pursuant to section 43-611, each district shall present evidence satisfactory to the State Department of Education that the provisions of this section have been complied with.".

6. Renumber original sections 8 to 15 as 10 to 17 respectively.

(Signed) Thomas C. Kennedy, Chairman

UNANIMOUS CONSENT—Bracket LB 910

Mr. Goodrich asked unanimous consent to bracket LB 910 on General File for Wednesday, May 12, 1971. No objections. So ordered.

APPROPRIATION BILL

The following bill was read the first time by title:

LEGISLATIVE BILL 455A. Introduced by J. James Waldron, 42nd District.

A BILL FOR AN ACT to appropriate seventy-seven thousand dollars from the state General Fund for the period of July 1, 1971 to June 30, 1972 to the state Department of Education, Agency No. 13, for Program 143 to aid in carrying out the provisions of Legislative Bill 455, Eighty-second Legislature, First Session, 1971; and to provide restrictions.

GENERAL FILE

LEGISLATIVE BILL 929A. Title read. Explained.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 904. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 1036 for the Fifty-Second Day were adopted.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 320. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 1045 for the Fifty-Third Day were adopted.

Advanced to Enrollment & Review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 744. Laid over until Monday, May 10, 1971.

LEGISLATIVE BILL 919. Title read. Explained.

Mr. Holmquist offered the following amendments to the Standing Committee amendments which were adopted:

1. In the Standing Committee amendment, section 1, line 13 strike ", as determined" and in line 14 strike "by law,".
2. On page 4, line 6 strike "taken" and insert "acquired"; in line 7, strike "shall" and insert "may"; in line 9 strike ", if no public"; in line 10 strike "purpose can be served thereby," and "at"; in line 11 strike "public sale".

Standing Committee amendments, as amended, found in the Legislative Journal on page 1074 for the Fifty-Fourth Day were adopted.

Mr. Barnett offered the following amendments which were adopted:
Add in line 11 on page 4 after the word "as", add "hereinafter".
Sec. 7 line 27 after the word "electors" the words "except that no such bonds shall be issued more than 10 years after the creation of such district."

MR. SWANSON PRESIDING

Mr. Skarda offered the following amendment:
Amend 919 to move Lincoln and leave the tracks where they are.

Mr. Skarda requested a record vote.

Voting in the affirmative, 14:

Chambers Clark Duis Epke Goodrich
Holmquist Savage Skarda Snyder

Voting in the negative, 14:

Barnett Carsten Craft Elrod Johnson
Kennedy Lewis Luedtke Maresh Orme
Simpson Stull Swanson Whitney

Not voting, 26:

Burbach Carpenter Carstens DeCamp Hasebroock
Keyes Kime Klaver Kokes Kremer
Mahoney Marvel Morgan Moylan Nore
Proud Schmit Stahmer Stromer Syas
Waldo Waldron Wallwey Warner Wiltse
Ziebarth

The Skarda motion failed with 9 ayes, 14 nays and 26 not voting.

Advanced to Enrollment & Review with 29 ayes, 2 nays and 18 not voting.

LEGISLATIVE BILL 904A. Title read. Explained.

Mr. Burbach offered the following amendment which was adopted:
On page 2, line 7, strike the period and insert the following "; Provided, personal services expenditures shall not exceed eighteen thousand two hundred and fourteen dollars."

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 959. Title read. Explained.

Mr. Luedtke offered the following amendment to the Standing Committee amendments which was adopted:

Amend Sec. 1, page 2, lines 10 and 11, by restoring the stricken matter on lines 10 and 11.

Standing Committee amendments, as amended, found in the Legislative Journal on page 1213 for the Sixtieth Day were adopted.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

SPEAKER HASEBROOCK PRESIDING

LEGISLATIVE BILL 948. Title read. Explained.

Mr. DeCamp moved to reject the Standing Committee amendment found in the Legislative Journal on page 1229 for the Sixtieth Day. The motion prevailed.

Mr. DeCamp offered the following amendment which was adopted:
Page 3, lines 8 and 13, strike "eight-hundredths" and insert "ten-hundredths."

Mr. DeCamp offered the following amendments which were adopted:
Amend 39-727 to 39-727.01.
39-727.03 – Pg 6 - Line 23 - Add "breath" before "blood or urine"
Pg 7 - Line 5 - Add "breath" before "blood or urine"
39-727.04 – Delete Lines 13 through 17. Start with "Only a physician . . ."
39-727.03 – Pg 6 - Line 22 add after "then, upon the direction of the law enforcement officer, be required . . . "

Advanced to Enrollment & Review with 29 ayes, 2 nays and 18 not voting.

Mr. Barnett moved to reconsider the first DeCamp amendment. The motion failed with 21 ayes, 8 nays and 20 not voting.

LEGISLATIVE BILL 562. Title read. Explained.

Mr. Elrod moved to reject the Standing Committee amendment found in the Legislative Journal on page 1236 for the Sixty-First Day. The motion prevailed.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 375. Title read. Explained.

Mr. Swanson offered the following amendments which were adopted:

1. Insert a new section to read:

"Sec. 2. That section 8-319, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

8-319. (1) No loan shall be made by such association except to its own members, nor shall any loan be made to any member for any sum in excess of the par value of his stock. The borrower shall pledge to the association, as security for the loan, shares of a maturity value equal to the principal of the loan and, except as otherwise provided in this section, ample security by mortgage on real estate which is unencumbered except by prior liens held by such association. For the purpose of this section the terms real property and real estate shall include a leasehold or subleasehold estate in real property under a lease or sublease the term of which does not expire, or which is renewable automatically or at the option of the holder or of the association so as not to expire for at least fifteen years beyond the maturity of the debt. Loans made upon improved real estate, except as is hereinafter stated, shall not exceed ~~ninety~~ ninety-five per cent of the reasonable normal cash value thereof, and all loans made on any other real estate shall not exceed three-fourths of the reasonable normal cash value thereof.

(2) An association may make a loan or loans in an amount exceeding ~~ninety~~ ninety-five per cent of the reasonable normal cash value of the real estate security (a) if such loan or loans be made to a veteran in accord with the provisions of Title III of the congressional act known as Servicemen's Readjustment Act of 1944, as now existing or as hereafter amended, (b) if the proceeds of the loan or loans are to be used in purchasing residential property or in constructing a dwelling on unimproved property owned by such veteran to be occupied as his home, used for the purpose of making repairs, alterations, or improvements in, or paying deliquent indebtedness, taxes, or special assessments on residential property owned by the veteran and used by him as his home, or used in purchasing any land and buildings to be used by the applicant in pursuing a gainful occupation other than farming, and (c) if the Administrator of Veterans' Affairs shall guarantee that portion of such loan or loans in excess of ~~ninety~~ ninety-five per cent of the reasonable normal cash value of the real estate security.

(3) An association is authorized to obtain insurance of its loans by the Federal Housing Administrator under Title II of the National housing act as amended, and such loans so made upon improved real estate and so insured shall not be subject to the restrictions set forth in this section with reference to

the maximum authorized amount of a loan.

(4) An association may make unsecured loans to its members if such loans (a) are insured under Title I and Title II of the National Housing Act, as amended, or (b) are for property alterations, repair, or improvements; Provided, that the aggregate amount of loans made under subdivisions (a) and (b) of this subsection shall not, at any time, exceed fifteen per cent of the association's assets; the amount of each loan under subdivision (b) of this subsection shall not exceed five thousand dollars; and each loan made under subdivision (b) of this subsection shall be repayable in regular monthly installments within a period of seven years and be supported by a written property statement on forms to be prescribed by the Department of Banking.

(5) The stock of such association may be accepted as security for a loan of the amount of the withdrawal value of such stock without other security.

(6) An association when so licensed may make loans to its own members upon the terms and security set forth in sections 45-114 to 45-155.

(7) Any provisions of this section to the contrary notwithstanding, an association may make any loan that a federal savings and loan association doing business in this state is or may be authorized to make.

(8) An association may invest in loans, obligations, and advances of credit, all of which are hereinafter referred to in this section as loans, made for the payment of expenses of business school, technical training school, college, or university education, but no association shall make any investment in loans under this subsection if the principal amount of its investment in such loans, exclusive of any investment which is or which at the time of its making was otherwise authorized, would thereupon exceed five per cent of its assets. Such loans may be secured, partly secured, or unsecured, and the association may require a comaker or comakers, insurance, guaranty under a governmental student loan guarantee plan, or other protection against contingencies. The borrower shall certify to the association that the proceeds of the loan are to be used by a full-time student solely for the payment of expenses of business, technical training school, college, or university education.

(9) An association may participate with other lenders in making loans of any type that an association may otherwise make; Provided, that (a) each of the lenders is either an instrumentality of the United States government or is insured by the Federal Savings

and Loan Insurance Corporation or by the Federal Deposit Insurance Corporation, or, in the case of another lender, the interest of the association in such loan is superior to the participating interests of the other participants, and (b) an association whose accounts are insured by the Federal Savings and Loan Insurance Corporation, which may be a federal association or an association chartered by this state, or another association chartered by this state, which is not so insured, has otherwise complied with subsection (1) of this section with respect to loans to members.

(10) An association may sell to or purchase from any institution which is a savings association chartered by this state, or the accounts of which are insured by the Federal Savings and Loan Insurance Corporation, a participating interest in any loan, whether or not, in the case of a purchase, the security is located within the association's regular lending area.".

2. Renumber original section 2 as section 3.

3. On page 4, line 7, strike "section 8-318" and insert "sections 8-318 and 8-319"; and in line 8 strike "is" and insert "are".

Mr. Swanson offered the following amendment which was adopted:
Add the emergency clause.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 767. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 981 for the Forty-Ninth Day was adopted.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

MOTION—Adjournment

Mr. Nore moved to adjourn. Motion lost with 17 ayes, 17 nays and 15 not voting.

ADJOURNMENT

At 3:54 p.m., on a motion by Mr. Syas, the Legislature adjourned until 9:00 a.m., Monday, May 10, 1971.

Vincent D. Brown
Clerk of the Legislature

EIGHTIETH DAY—MAY 10, 1971

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

EIGHTIETH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, May 10, 1971

Pursuant to adjournment the Legislature met at 9:04 a.m., Speaker Hasebroock presiding.

PRAYER

Prayer was offered by the Chaplain.

> Our Father God, who art the light of all our seeing, we thank Thee for this quiet moment when facing human issues, with heavy responsibilities committed to our hands, trusting a strength and a wisdom not our own, we can look away from things seen to things unseen and confidently express our faith - in God we trust. In the secret places of the inner life may there be those spiritual deposits, that strength of conviction, that loyalty to ideals, that vision splendid of faith and hope that shall give poise and courage and undeviating devotion to the right, as Thou dost give us to see the right. May we highly resolve to give all and to dare all, and may our glad hearts thrill at the beckoning challenge of being partners with Thee, our Redeeming God, in building a society where righteousness and justice shall one day cover the earth as the waters cover the sea. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Skarda and Stull who were excused.

MEMBERS EXCUSED

Mr. Skarda asked unanimous consent to be excused all day. No objections. So ordered.

Mr. Stull asked unanimous consent to be excused today and until noon Tuesday, May 11. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 369. With emergency.

A BILL FOR AN ACT relating to motor vehicles; to provide penalties for violation of the provisions of section 60-403.01 or 60-403.02, Reissue Revised Statutes of Nebraska, 1943; to provide for examinations; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 36:

Burbach Carpenter Carstens Clark Craft
Duis Epke Goodrich Hasebroock Holmquist
Johnson Kennedy Kime Klaver Kokes
Kremer Lewis Luedtke Maresh Marvel
Moylan Nore Orme Savage Schmit
Simpson Stahmer Stromer Swanson Syas
Waldo Wallwey Warner Whitney Wiltse
Ziebarth

Voting in the negative, 5:

Barnett Carsten Keyes Proud Snyder

Not voting, 8:

Chambers DeCamp Elrod Mahoney Morgan
Skarda Stull Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 520.

A BILL FOR AN ACT to amend section 42-318, Reissue Revised Statutes of Nebraska, 1943, relating to husband and wife; to eliminate an exception; and to repeal the original section, and also section 42-322, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Duis
Elrod Epke Goodrich Hasebroock Holmquist
Johnson Kennedy Keyes Kime Klaver
Kokes Kremer Lewis Luedtke Mahoney
Maresh Marvel Morgan Moylan Nore
Orme Proud Savage Schmit Simpson
Snyder Stahmer Stromer Swanson Syas
Waldo Waldron Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 2:

Skarda Stull

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 680A.

A BILL FOR AN ACT to appropriate one hundred nineteen thousand seven hundred dollars from the state General Fund and all federal funds received for the period of July 1, 1971 to June 30, 1972 to the District Courts, Agency 6, for Program 393, to aid in carrying out the provisions of Legislative Bill 680, Eighty-second Legislature, First Session, 1971.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Duis
Elrod Epke Goodrich Hasebroock Holmquist
Johnson Kennedy Keyes Kime Kokes
Kremer Luedtke Mahoney Maresh Marvel
Morgan Moylan Nore Orme Proud
Savage Schmit Simpson Snyder Stahmer
Stromer Swanson Syas Waldo Waldron
Wallwey Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 4:

Klaver Lewis Skarda Stull

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 822. With emergency.

A BILL FOR AN ACT to amend section 48-806, Reissue Revised Statutes of Nebraska, 1943, relating to labor; to provide for an increase in the compensation for judges of the Court of Industrial Relations; to repeal the original section; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 33:

Barnett Carpenter Carsten Chambers Craft
DeCamp Duis Elrod Goodrich Hasebroock
Holmquist Johnson Keyes Klaver Kremer
Luedtke Mahoney Maresh Moylan Proud
Savage Simpson Snyder Stahmer Stromer
Swanson Syas Waldo Waldron Wallwey
Warner Whitney Ziebarth

Voting in the negative, 9:

Epke Kennedy Kokes Lewis Morgan
Nore Orme Schmit Wiltse

Not voting, 7:

Burbach Carstens Clark Kime Marvel
Skarda Stull

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 856.

A BILL FOR AN ACT to amend section 23-1114.01, Reissue Revised Statutes of Nebraska, 1943, relating to county government; to change population levels for Class 3 and Class 4 counties; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Duis
Elrod Goodrich Hasebroock Holmquist Johnson
Kennedy Keyes Kime Klaver Kokes
Kremer Lewis Luedtke Mahoney Maresh
Marvel Morgan Moylan Nore Orme

Proud Savage Schmit Snyder Stahmer
Stromer Swanson Syas Waldron Warner
Whitney Ziebarth

Voting in the negative, 3:

Epke Waldo Wiltse

Not voting, 4:

Simpson Skarda Stull Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 889.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 7, of the Constitution of Nebraska, relating to the Legislature; to provide that the salary of members of the Legislature shall be as set by law; to provide for the submission of the proposed amendment to the electors at the primary election in May, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the primary election in May, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article III, section 7, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 7. At the general election to be held in November, 1964, one half the members of the Legislature, or as nearly thereto as may be practicable, shall be elected for a term of four years, and the remainder for a term of two years, and thereafter all members shall be elected for a term of four years, with the manner of such election to be determined by the Legislature; Provided, that when the Legislature is redistricted the members elected prior to the redistricting shall continue in office, and the law providing for such redistricting shall where necessary specify the newly established district which they shall represent for the balance of their term. Each member shall be nominated and elected in a nonpartisan manner and without any indication on the ballot that he is affiliated with or endorsed by any political party or organization. Each member of the Legislature shall receive a salary during the term of his office which shall be as set by law. In addition to his salary, each member shall receive an amount equal to his actual expenses in traveling by the most usual route once to and returning from each regular or special session of the Legislature. Members of the Legislature shall receive no pay nor perquisites other than such salary and expenses, and employees of the Legislature shall receive no compensation other than their salary or per diem."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

> "Constitutional amendment providing that the salary of members of the Legislature shall be as set by law.
> For
> Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Barnett
Burbach
Carpenter
Carstens
Chambers
Clark
Craft
DeCamp
Elrod
Epke
Hasebroock
Holmquist
Johnson
Keyes
Kime
Luedtke
Mahoney
Marvel
Morgan
Moylan
Orme
Proud
Schmit
Simpson
Snyder
Stahmer
Stromer
Swanson
Syas
Waldron
Wallwey
Warner
Whitney
Ziebarth

Voting in the negative, 12:

Carsten
Duis
Goodrich
Kennedy
Klaver
Kokes
Kremer
Lewis
Maresh
Nore
Savage
Waldo

Not voting, 3:

Skarda
Stull
Wiltse

Having failed to receive a constitutional four-fifths majority voting in the affirmative with the primary election clause attached, the question is, "Shall the bill pass with the general election clause inserted?"

Voting in the affirmative, 34:

Barnett
Burbach
Carpenter
Carstens
Chambers
Clark
Craft
DeCamp
Elrod
Epke
Hasebroock
Holmquist
Johnson
Keyes
Kime
Klaver
Luedtke
Mahoney
Marvel
Morgan
Moylan
Orme
Proud
Schmit
Simpson
Snyder
Stahmer
Stromer
Swanson
Syas
Waldron
Wallwey
Warner
Whitney

Voting in the negative, 11:

Carsten
Goodrich
Kennedy
Kokes
Kremer
Lewis
Maresh
Nore
Savage
Waldo
Wiltse

Not voting, 4:

Duis Skarda Stull Ziebarth

Having received a constitutional three-fifths majority voting in the affirmative, the bill was declared passed and the title agreed to.

MOTION–Suspend Rules

Mr. Carpenter moved to suspend the rules and take up today, the Final Reading Bills slated for tomorrow and to take up Tuesday, the Final Reading Bills slated for Wednesday. The motion prevailed with 41 ayes, 4 nays and 4 not voting.

VISITORS

Mrs. Orme introduced Mrs. Norman Adams of the Lincoln PTA Council and Mrs. George Sackett from Lincoln, Nebraska.

BILL ON FINAL READING

The following bill was read and put upon final passage:

LEGISLATIVE BILL 191.

A BILL FOR AN ACT to amend section 76-711, Reissue Revised Statutes of Nebraska, 1943, relating to eminent domain; to change condemnation provisions as prescribed; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett Burbach Carpenter Carsten Carstens
Chambers Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Keyes Kime Klaver Kokes
Kremer Lewis Luedtke Mahoney Maresh
Morgan Moylan Nore Orme Proud
Savage Schmit Simpson Snyder Stahmer
Stromer Swanson Syas Waldo Waldron
Wallwey Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 4:

Clark Marvel Skarda Stull

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—Return LB 365 to Select File

Mr. Barnett moved to return LB 365 to Select File for the following specific amendment:

1. Add a new section to be designated section 1 as follows:

"Section 1. That section 39-788.03, Revised Statutes Supplement, 1969, be amended to read as follows:

39-788.03. A rotating or flashing amber light or lights shall be displayed on the roof of any motor vehicle being operated by any rural mail carrier outside the corporate limits of any municipality in this state when stopping on or near any road or highway in the process of delivering mail. A rotating or flashing amber light or lights may be displayed on any vehicle of the Military Department while on any state emergency mission, any motor vehicle being operated by any public utility, vehicle service, towing service, or any publicly or privately-owned construction or maintenance vehicle while performing its duties on or near any road, street, or highway, any motor vehicle being operated by any member of the Civil Air Patrol, or any vehicle while actually engaged in the moving of houses, buildings, or other objects of extraordinary bulk, including unbaled livestock forage as authorized by subdivision (5) of section 39-179.".

2. Renumber section 1 as section 2.

3. On page 2, line 4 after "A" insert "rotating or" and after "light" insert "or lights".

4. On page 3, line 1 after "A" insert "rotating or" and after "light" insert "or lights"; and in line 7 after "a" insert "rotating or" and after "light" insert "or lights"; and renumber section 2 as section 3 and in line 8 strike "section" and insert "sections 39-788.03 and"; and in line 9 strike "is" and insert "are".

The motion to return prevailed with 44 ayes, 0 nays and 5 not voting.

BILL ON FINAL READING

The following bill was read and put upon final passage:

LEGISLATIVE BILL 791.

A BILL FOR AN ACT relating to motor carriers; to provide exemptions and exceptions; to provide requirements for the lawful operation of certain carriers; to provide for the designation of an agent and provide his duties; to amend sections 75-348 and 75-352, Revised Statutes Supplement, 1969, and section 25-530, Reissue Revised Statutes of Nebraska, 1943, as amended by section 4, Legislative Bill 564, Eighty-second Legislature, First Session, 1971; and to repeal the original sections.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Duis
Elrod Epke Goodrich Hasebroock Holmquist
Johnson Kennedy Keyes Kime Klaver
Kokes Kremer Luedtke Mahoney Maresh
Marvel Morgan Moylan Nore Orme
Proud Savage Schmit Simpson Snyder
Stahmer Stromer Swanson Syas Waldo
Waldron Wallwey Warner Whitney Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Lewis Skarda Stull

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

VISITORS

Mr. Waldron introduced 22 Senior students and their teacher, Jerry McMullen, from Callaway High School, Callaway, Nebraska

Mr. Maresh introduced 49 Senior students and their teachers, Mr. and Mrs. Bob Fisher, from Hebron High School, Hebron, Nebraska.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 921. Replaced on Select File as amended.
Enrollment and Review amendments to LB 921:

1. In line 2 of the first Proud-Skarda amendment adopted 5/7/71, strike "Employees" and insert "An employee"; in line 3, strike "are" and insert "is"; in lines 5 and 12, strike "and/or" and insert "and"; in line 7, strike "and/or" and insert "or"; in line 7, lines 9 and 10, and both places in line 13, strike "or she"; in line 14, strike "said"; in lines 16 and 17, strike "Section 4, sub-section 2(a) of this Act" and insert "subdivision (2) (a) of section 4 of this act"; in line 17, strike "and then re-established by the Commission" and insert ", subject to modification by the commission".

2. In new section 16, line 1, insert "Sec. 16." before "If"; and in line 1 and both places in line 4, strike "law" and insert "act".

3. In section 7, line 9, strike the first comma; and in line 11, strike the comma.

4. In new section 4, line 1, insert "Sec. 4." before "(1)"; in line 13, strike "provided that"; in line 15, insert ", and (c) one public member holding no public or political office" after the first "employees"; in line 17, strike "subsection (a)" and insert "subdivision (a) of this subdivision"; in line 20, strike "; (c) the" and insert ". The"; in line 21, strike "a" and insert "the"; insert a period at the end of line 21, and strike line 22 and "initial term the commission" in line 23 and insert "The commission"; in line 24, strike "procedure, provided" and insert "procedures which shall provide"; strike lines 32 to 34; in line 38, insert "and" after the semicolon; in line 42, strike "provided herein" and insert "as provided in this act"; and in line 49, strike "or member".

LEGISLATIVE BILL 1003. Replaced on Select File as amended. Enrollment and Review amendments to LB 1003:

1. In line 2 of E & R amendment 9, adopted 5/5/71, strike "issuing" and insert "same".

2. In E & R amendment 11, adopted 5/5/71, insert "the second" after "strike".

3. On page 13, insert "such" at the end of line 2.

LEGISLATIVE BILL 152. Replaced on Select File as amended. Enrollment and Review amendments to LB 152:

1. In lieu of the Whitney amendment, on page 5, line 6, strike "is" and insert "and also section 72-1245, Revised Statutes Supplement, 1969, are".

2. In E & R amendment 7, adopted 5/6/71, line 4, insert ", and also section 72-1245, Revised Statutes Supplement, 1969" after "section".

LEGISLATIVE BILL 330. Replaced on Select File as amended. Enrollment and Review amendment to LB 330:

1. In lieu of the DeCamp amendment adopted 5/6/71, on page 2, line 8, strike "for" and insert "to"; and in line 9, insert "and propelled by a belt-driven track with or without steel cleats" after "runners".

LEGISLATIVE BILL 404. Replaced on Select File as amended. Enrollment and Review amendment to LB 404:

1. In line 1 of the material added by the Swanson amendment adopted 5/6/71, strike "Provided" and insert ", except"; and in line 4, strike "ETV Commission" and insert "commission".

LEGISLATIVE BILL 188. Placed on Select File as amended. Enrollment and Review amendments to LB 188:

1. Renumber sections as follows:

Original section 1	Section 1.
Amendment of section 31-715	Sec. 2.
Sec. 2. (Proud amendments)	Sec. 3.
Original Sec. 2.	Sec. 4.
Original Sec. 3.	Sec. 5.
Sec. 5. (Proud amendments)	Sec. 6.
Sec. 6. (Proud amendments)	Sec. 7.
Original Sec. 4.	Sec. 8.

2. In new section 2, page 1, strike lines 1 and 2 and insert:

"Sec. 2. That section 31-715, Reissue Revised
2 Statutes of Nebraska, 1943, be amended to read as follows:
3 31-715. ~~The Auditor or Public Accounts~~";
in line 8 strike "said" and insert "the"; in line 11, strike the comma; on page 2, lines 10 and 11 strike "then and in such event,"; in line 14 strike "said" and insert "the"; and in line 15 strike "of" and insert "against".

3. In lieu of the amendment to section 31-740, added by the Carpenter amendment, on page 5, strike the sentence beginning in line 9 and show the same as stricken.

4. In the Proud amendment 2, line 1, insert "on page 3," after "and".

5. In renumbered section 7, line 22, strike "said" and insert "such"; and in line 23 strike "then and in that event".

6. In lieu of the Proud amendment 7, on page 9, lines 19 and 20, strike "and 31-740," and insert ", 31-715, 31-735, 31-740, 31-751, and 31-753,".

7. In the title, line 2, strike "and 31-740," and insert ", 31-715, 31-735, 31-740, 31-751, and 31-753,"; and in line 9 insert "to change powers and duties; to change provisions for approval of inprovements; (sic) to change provisions for elections and audits; to change levy provisions; to provide for delinquent assessments;" after the semicolon.

LEGISLATIVE BILL 699. Placed on Select File as amended. Enrollment and Review amendments to LB 699:

1. On page 2, strike the comma at the end of line 6; strike the comma in line 12 and insert a comma at the end of the line; in line 19, insert "a" after "in"; and in line 27, strike "back" and insert "for return".

2. On page 3, line 6, insert ",packing," after "handling"; strike beginning with "plus" in line 8, through the comma in line 9; and in line 13, strike the second comma.

3. On page 4, line 15, strike "is".

4. On page 5, insert ", packing," at the end of line 3.

5. In the new section added by the Carpenter amendment, insert "Sec. 5." before "If".

6. In the title, line 3, insert "dealer" after "implement"; in line 4, insert "the" after the first "of"; and in line 8, insert "; and to provide severability" after "prescribed".

LEGISLATIVE BILL 823. Placed on Select File as amended. Enrollment and Review amendments to LB 823:

1. In lieu of the Burbach amendment, in section 1, page 2, lines 6 and 7, strike "The owners or possessors of reservoirs" and insert "Every person who owns, controls, or operates a reservoir".

2. In the title, strike lines 2 to 5 and insert:

"FOR AN ACT to amend sections 46-241 and 46-257, Reissue
Revised Statutes of Nebraska, 1943, relating
to reservoirs; to provide additional duties;
to provide for enforcement; and to repeal the
original sections.".

LEGISLATIVE BILL 955. Placed on Select File.

LEGISLATIVE BILL 732. Placed on Select File as amended. Enrollment and Review amendments to LB 732:

1. In section 1, line 4, strike the comma.

2. In the title, line 2, strike "school" and strike line 3 and insert "lease or lease-purchase agreements as prescribed; and to declare an emergency.".

LEGISLATIVE BILL 659. Placed on Select File as amended. Enrollment and Review amendments to LB 659:

1. On page 2, line 11, strike "this" and insert "the"; strike line 18 and insert "79-4,118. ~~School boards and boards~~ Boards of education"; and strike line 21 and insert "Boards of education shall".

2. On page 3, line 9, strike "school boards or"; and in line 26, strike "through" and insert "to".

3. On page 4, line 2, strike "through" and insert "to".

4. In the title, line 5, insert "children enrolled in" after the first "to".

LEGISLATIVE BILL 612. Placed on Select File as amended. Enrollment and Review amendments to LB 612:

1. In standing committee amendment 1, line 5, strike the period.

2. In lieu of the Syas amendment, in standing committee amendment 1, line 3, strike "district" and insert "districts of substantially equal population".

LEGISLATIVE BILL 650. Placed on Select File as amended. Enrollment and Review amendments to LB 650:

1. On page 3, line 6, strike "and"; and insert ", and convention" at the end of line 6.
2. On page 4, line 23, strike "is to" and insert "which is hereby created shall".
3. On page 5, lines 1 and 7, strike "is to" and insert "shall"; in line 11 strike "recreation" and insert "recreational"; and in line 14 strike "heretofore stated objectives" and insert "objectives of this act".
4. On page 7, line 5 strike "above established"; and in line 24 strike "the confines of the" and insert "their".
5. On page 10, lines 2 and 8, strike "will" and insert "shall"; and in line 15 strike the comma.
6. In lieu of the Waldron amendments, on page 4, line 24, and page 9, line 8, strike "Game and Parks Commission" and insert "Department of Tourism".
7. In the title, strike lines 6 to 8 and insert "fund: to provide travel".

LEGISLATIVE BILL 422. Correctly engrossed.

LEGISLATIVE BILL 442. Correctly engrossed.

LEGISLATIVE BILL 586. Correctly engrossed.

LEGISLATIVE BILL 640. Correctly engrossed.

LEGISLATIVE BILL 679A. Correctly engrossed.

LEGISLATIVE BILL 1002. Correctly re-engrossed.

LEGISLATIVE BILL 1021. Correctly engrossed.

LEGISLATIVE BILL 1022. Correctly engrossed.

(Signed) Duke Snyder, Chairman

SPEAKER SIGNS

While the Legislative was in session and capable of transacting business, the Speaker signed LR 30, LR 45, LR 56, LR 57, LR 60 and LR 63.

RESOLUTION

LEGISLATIVE RESOLUTION 65.

Introduced by Leslie Stull, 49th District; Richard Lewis, 38th District.

WHEREAS, the trucking industry represents an important segment of the Nebraska and national economy; and

WHEREAS, the trucking industry is subject to a wide variety of statutory regulation, including registration and licensing, taxes, sizes and loads of vehicles, areas served, and qualifications of operators; and

WHEREAS, there are often differences between the regulations of this state and of other states and the federal government.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Executive Board of the Legislative Council appoint a committee to study all laws pertaining to the trucking industry.
2. That such committee report its findings and recommendations to the 1972 session of the Legislature.

Referred to the Executive Board.

APPROPRIATION BILL

LEGISLATIVE BILL 854A. Introduced by Willard Waldo, 31st District.

A BILL FOR AN ACT to appropriate thirty-nine thousand eight hundred sixty-four dollars from the state General Fund for the period of July 1, 1971 to June 30, 1972 to the State Fire Marshal, Agency No. 21, for Program 193 to aid in carrying out the provisions of Legislative Bill 854, Eighty-second Legislature, First Session, 1971; to provide for restrictions; and to declare an emergency.

MOTION—Return LB 759 to Select File

Mr. Ziebarth moved to return LB 759 to Select File for the following specific amendment:

1. Page 16, line 23, beginning with "which" strike through "act" on line 25.
2. On page 18, line 8, strike "notwithstanding the other provisions of this act" to comma on line 9, sentence begins with "The officers" on line 9.
3. On page 20, lines 7 and 10, strike "or lease" and insert "lease, purchase, or purchase on contract"; on line 12 strike "other"; on lines 17 and 18 strike "with permanent fixtures" and on line 19 after "sites" insert "with or without the improvements located thereon."
4. On page 20, line 23, after "area:" insert "Provided, revenue bonds issued shall be subject to all applicable provisions of sections 79-1438.04 to 79-1438.12, Revised Statutes Supplement, 1969."
5. On page 25, line 9, after "levy," insert "not to exceed two Mills.", line 12 insert after "submitted", "less the amount thereof actually funded by the State of Nebraska."
6. On page 25, line 20, insert after "constructing", "purchasing, purchasing on contract,"
7. Page 25, on line 25 strike "shall have the authority to levy a tax of two mills" and insert "may establish in the budget"
8. Page 26, line 17, strike all of Section 26 and insert: "Beginning July 1, 1973, all costs of operation, except the payment of principal and interest of any bonded indebtedness and the cost of constructing, purchasing or purchasing on contract new buildings of all institutions operated by area boards shall be financed as provided in this act. The governing board of each area shall annually, prior to November 1, 1972, and each year thereafter, prepare a proposed budget for the fiscal year beginning the following July 1. Such budgets shall be submitted by November 1 to the state board. The state board shall review such budgets and attach its recommendations thereto and transmit them to the Legislative fiscal analyst not later than January 1. The final budget for each area

shall be set by the Legislature. After deducting the amount to be received from tuition and the amount necessary for the payment of principal and interest of any bonded indebtedness, cost of constructing, purchasing or purchasing on contract of new buildings the Legislature shall appropriate to the state board for distribution to the area boards, 75% of each area's budget. Payment shall be made to each area board on July 1, October 1, January 1 and April 1 of each year. Such appropriation shall be from the general fund or other available funds. The remaining 25% of the budget shall be raised by a levy not to exceed 2 mills on all taxable property within each area."

9. On page 26, line 3, before "leasing" insert "purchasing, purchasing on contract."
10. Page 27, line 4, strike entire Section 27.
11. Page 32, line 13, strike "general obligation."

The motion prevailed with 29 ayes, 0 nays and 20 not voting.

VISITORS

Mr. Mahoney introduced 25 students and their pastor, Father Agnellus of the Immaculate Conception Church, Omaha, Nebraska.

Mr. Warner introduced Ruth and Lilly Gustafson of Virginia, Illinois and Mrs. Charles Warner of Waverly, Nebraska.

Mr. Hasebroock introduced 14 Sixth grade students and two supervisors from Sidney Community School, Sidney, Iowa.

Mr. Maresh introduced 30 students and their teacher, John Osborne from Bruning High School, Bruning, Nebraska.

SELECT FILE

LEGISLATIVE BILL 365. The Barnett amendment found in today's Legislative Journal was adopted with 28 ayes, 0 nays and 21 not voting.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 939.

Mr. Swanson moved to indefinitely postpone LB 939.

Mr. Mahoney moved the previous question. The question is, "Shall the debate now cease?" The motion lost with 15 ayes, 21 nays and 13 not voting.

Mr. Swanson moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 39 ayes, 1 nay and 9 not voting.

The motion to indefinitely postpone lost with 17 ayes, 28 nays and 4 not voting.

Mr. Waldo asked unanimous consent to hold over the bill. Mr. Chambers objected.

Mr. Goodrich asked unanimous consent to hold over the bill. Mr. Carpenter objected.

Mr. Goodrich moved to hold the bill over. The motion lost with 23 ayes, 15 nays and 11 not voting.

Mr. Syas moved to bracket LB 939 for one day. The motion prevailed with 30 ayes, 6 nays and 13 not voting.

LEGISLATIVE BILL 679. Enrollment and Review amendment found in the Legislative Journal on page 1737 for the Seventy-Ninth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 743. Enrollment and Review amendments found in the Legislative Journal on page 1737 for the Seventy-Ninth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 843. Enrollment and Review amendments found in the Legislative Journal on page 1738 for the Seventy-Ninth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1020. Enrollment and Review amendment found in the Legislative Journal on page 1738 for the Seventy-Ninth Day was adopted.

Laid over.

LEGISLATIVE BILL 844. Enrollment and Review amendments found in the Legislative Journal on page 1738 for the Seventy Ninth Day were adopted.

Mr. Carpenter offered the following amendment which was adopted:
Add the emergency clause.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 79. Enrollment and Review amendments found in the Legislative Journal on page 1739 for the Seventy-Ninth Day were adopted.

Mr. Klaver offered the following amendment which was adopted:

1. Amend the standing committee amendments on page 13, line 5. After the word "establish" strike the remainder of the sentence and show the same as stricken and in lieu thereof insert "basic minimum cost for other methods of delivery or service which are established in the market or which may be submitted to it with relevant information to substantiate such other method of delivery which exists or existed as a recognized method of distribution or service in the market."

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 293. Enrollment and Review amendments found in the Legislative Journal on page 1740 for the Seventy-Ninth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 954. Enrollment and Review amendments found in the Legislative Journal on page 1740 for the Seventy-Ninth Day were adopted.

Mr. Warner offered the following amendment:

1. On page 1, line 17, strike "The county of Johnson;" and insert "In Johnson County the precincts of Spring Creek, Nemaha, Lincoln, Western, Maple Grove, and Todd Creek, and the city of Tecumseh;"; and in line 22 after the comma insert "Center, Mount Pleasant, Eight Mile Grove,".

2. On page 14, line 19, strike "Eight Mile Grove, Mount Pleasant,"; in line 20 strike "Center"; in line 22 after the semicolon insert "in Johnson County the precincts of Sterling, Helena, and Vesta;".

Mr. Warner asked unanimous consent to adopt the above amendment. Mr. C. Carsten objected.

Mr. Warner moved to adopt the above amendment. The motion prevailed with 14 ayes, 6 nays and 29 not voting.

Mr. Barnett offered the following amendment which was adopted by a vote of 25 ayes, 0 nays and 24 not voting:

1. On page 20, strike lines 5 to 8 and insert "west line of Section 16 to a point 150 feet south of the south line of Old Cheney Road; then west along a line 150 feet south of and parallel to Old Cheney Road to the west line of the east 1/2 of the northeast 1/4 of Section 17, Township 9 North, Range 7 East; then south along such line to the south line of the northeast 1/4; then west along the south line of the northeast 1/4 to the southwest corner of the northeast 1/4; then north along the west line of the northeast 1/4 to Old Cheney Road; then north from Old Cheney Road along 48th street to Claire Avenue; then west".

Mr. C. Carsten offered the following amendment:

1. Strike lines 12 to 24 on page 1 and line 1 on page 2 and insert the following:

"District No. 1. The counties of Pawnee, Richardson, and Nemaha; and in Johnson County the precincts of Helena, Spring Creek, Lincoln, Nemaha, Todd Creek, Maple Grove, and Western, and the city of Tecumseh.

District No. 2. In Otoe County the precincts of Otoe, Rock Creek, North McWilliams, South McWilliams, Osage, South Branch, South Russell, North Syracuse, South Syracuse, Delaware, Belmont, Four Mile, Wyoming, Berline, North Branch, and North Russell, and the city of Nebraska City; and in Cass County the precincts of Stove Creek, Weeping Water, Avoca, Nehawka, Liberty, East Rock Bluffs, West Rock Bluffs, Mount Pleasant, Center, Elmwood, South Bend, Louisville, Eight Mile Grove, and Plattsmouth, and the city of Plattsmouth and the city of Weeping Water.".

2. On page 14, strike lines 15 to 24 and insert the following:

"District No. 25. All of the territory in Lancaster County except that included in Districts 26, 27, 28, 29 and 46; in Cass County the precincts of Salt Creek, Greenwood, and Tipton; and in Otoe County the precincts of North Palmyra, South Palmyra and Hendricks; and in Saunders County the townships of Richland, Green, Clear Creek, and Ashland; and in Saline County the precinct of Crete, and the city of Crete.".

3. On page 20, strike lines 18 to 26 and insert the following:

"District No. 30. The county of Gage; and in Johnson County the townships of Sterling and Vesta; and in Jefferson County the precincts of Plymouth, Jefferson, Pleasant, Newton, Endicott, Rock Creek, and Cub Creek; and in Saline County the precinct of DeWitt.".

4. Strike lines 23 to 27 on page 21 and lines 1 to 4 on page 22 and insert the following:

"District No. 32. The counties of Fillmore and Thayer; in Saline County the precincts of Friend, Lincoln, Dorchester, Turkey Creek, Monroe, Pleasant Hill, Big Blue, Atlanta, North Fork, Brush Creek, Wilber, Olive, South Fork and Swan Creek and the city of Friend and the city of Wilber; and in Jefferson County the precincts of Eureka, Washington, Gibson, Meridian, Richland, Lincoln, Fairbury, Buckley, Antelope, and the city of Fairbury.".

Pending.

STANDING COMMITTEE REPORT

Education

LEGISLATIVE BILL 108. Indefinitely postponed.

(Signed) Don Elrod, Chairman

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on May 10, 1971, at 10:50 a.m.: LB 303, LB 339, LB 504, LB 578, LB 604, LB 688, LB 237, LB 549, LB 587, LB 621, LB 747 and LB 762.

(Signed) Barbara Jackson, Enrolling Clerk

COMMITTEE MEETING—Executive Session

Mr. Carpenter announced that the Government and Military Affairs committee would meet at 1:45 p.m. in the West Lounge.

RECESS

At 11:57 a.m., on a motion by Mr. Simpson, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:00 p.m., Speaker Hasebroock presiding.

The roll was called and all members were present except Messrs. Skarda and Stull who were excused.

VISITORS

Mr. Wiltse introduced 15 students and their teacher, Mrs. Pietzyk from School District No. 19, Tecumseh, Nebraska.

Mr. Schmit introduced 25 Fifth and Sixth grade students and their teacher, Lawrence Dittmer from Rising City Public School, Rising City, Nebraska.

Mr. Waldo introduced 63 Third and Fourth grade students and their teachers, Olson, Essman and Eggar from Friend Public School, Friend, Nebraska.

SELECT FILE

LEGISLATIVE BILL 954. Mr. C. Carsten moved to adopt his amendment found in today's Journal.

Mr. Carsten requested a Call of the House. The Call showed 45 members present.

Mr. Clark moved the Call be raised. The motion prevailed with 33 ayes, 4 nays and 12 not voting.

Mr. C. Carsten requested a record vote.

Voting in the affirmative, 14:

Carsten Carstens Craft Holmquist Johnson
Kremer Lewis Mahoney Nore Savage
Waldo Wallwey Whitney Wiltse

Voting in the negative, 17:

Barnett Burbach Carpenter Clark DeCamp
Elrod Luedtke Maresh Marvel Orme

Schmit
Simpson
Stahmer
Stromer
Swanson
Waldron
Warner

Not voting, 18:

Chambers
Duis
Epke
Goodrich
Hasebroock
Kennedy
Keyes
Kime
Klaver
Kokes
Morgan
Moylan
Proud
Skarda
Snyder
Stull
Syas
Ziebarth

The motion to adopt the Carsten amendment lost by a vote of 14 ayes, 17 nays and 18 not voting.

Advanced to Enrollment and Review for engrossment with 29 ayes, 7 nays and 13 not voting.

EXPLANATION OF VOTE

Had I been present I would have voted "aye" on LB 369.

(Signed) John DeCamp

UNANIMOUS CONSENT—Withdraw Amendment to LB 496

Mr. Snyder asked unanimous consent to withdraw the amendment to LB 496 found in the Legislative Journal on page 1414 for the Sixty-Eighth Day. No objections. So ordered.

MOTION—Suspend Rules

Mr. Marvel moved to suspend the rules to introduce a new bill to be known as LB 1037 and to place on General File. The motion prevailed with 41 ayes, 0 nays and 8 not voting.

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1037. By the Appropriations Committee; Richard Marvel, 33rd District; Fern Hubbard Orme, 29th District; John S. Savage, 10th District; Herbert Nore, 22nd District; Elmer Wallwey, 17th District; Robert Clark, 47th District; Ramey Whitney, 44th District, David Stahmer, 8th District.

A BILL FOR AN ACT making appropriations for the state government for the fiscal year beginning July 1, 1971, and ending June 30, 1972, for construction, repair, and improvement of state buildings and land acquisition as prescribed; to define terms; to cite limits and conditions on the expenditure of funds; and to declare an emergency.

MOTION–Change of Order

Mr. Carpenter moved to place LB 1037 after LB 992 on General File. The motion prevailed with 27 ayes, 7 nays and 15 not voting.

MOTION–Return to Select File

Mr. Marvel moved to return LB 1029 to Select File for the following specific amendments:

1. For correlation purposes, on page 4, line 12, insert", as amended by section 1, Legislative Bill 388, Eighty-second Legislature, First Session, 1971" after "1969"; on page 6, line 8, strike "303,753" both places and insert "433,753"; and on page 8, line 4, strike "~~234,751~~" and ~~36,754,606~~" and insert "~~104,751~~" and "~~36,624,606~~".
2. On page 4, line 22, strike "51,765,335" and insert "51,759,920"; and strike "52,262,124" and insert "52,256,709".
3. On page 5, line 15, strike "$1,315,616" and insert "$1,310,201".
4. On page 8, line 5, strike "220,495" and insert "80,751" and strike "36,740,350" and insert "36,600,606".
5. On page 9, line 8, strike "1,321,396" and insert "1,334,008" and strike "1,429,106" and insert "1,441,718".
6. On page 9, line 15, strike "727,542" and insert "730,089"; and strike "768,016" and insert "770,563".
7. For correlation purposes, on page 17, line 17, and in the title, line 4, strike "6,"; on page 17, line 19, and in the title, line 6, strike "and"; and on page 17, line 21, and in the title, line 8, insert ", and section 6, Legislative Bill 1096, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 1, Legislative Bill 388, Eighty-second Legislature, First Session, 1971" after "1969".

The motion to return prevailed with 37 ayes, 0 nays and 12 not voting.

Mr. Carpenter moved to return LB 1008 to Select File for the following specific amendments:

1. Strike the Carpenter amendment adopted 5/4/71, and on page 2, line 9, insert "of which ten million dollars there shall be issued bonds in the principal amount of three million dollars on or before November 30, 1971," after the second comma.
2. In the title, line 5, insert "to require the issuance of bonds in 1971;" after the semicolon.

The motion to return prevailed with 33 ayes, 0 nays and 16 not voting.

SELECT FILE

LEGISLATIVE BILL 1029. The Marvel amendments found in today's

Journal were adopted by a vote of 36 ayes, 0 nays and 13 not voting.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1008. The Carpenter amendments found in today's Journal were adopted by a vote of 33 ayes, 0 nays and 16 not voting.

Advanced to Enrollment and Review for engrossment.

STANDING COMMITTEE REPORT

Agriculture and Recreation

LEGISLATIVE BILL 717. Placed on General File

(Signed) Maurice A. Kremer, Vice-Chairman

UNANIMOUS CONSENT—Print in Journal

Mr. Syas asked unanimous consent to print the following letter in the Journal. No objections. So ordered.

April 8, 1971

Senator George Syas
Nebraska State Legislature
State Capitol
Lincoln, Nebraska

Dear Senator Syas:

In response to your recent letter Legislative Bill 866 has been reviewed. By its terms, it proposes to create a single administrative commission whose concern would be post high school education, including junior colleges, vocational technical schools, the State Colleges and the University of Nebraska. As proposed, this commission would be granted a broad advisory function. However, along with this advisory function L. B. 866 grants rule-making power to the commission. As examples, Section 7(1) provides that no new programs may be established in any post high school institution without the prior approval of the commission, Section 7(6) authorizes a unified program of extension offerings, and Sections 8(5) and 9 authorize the commission to accept grants and to administer federal educational funds.

These and other rule-making functions proposed in L. B. 866 appear to conflict directly with the Nebraska constitutional provisions, found in Article VII, Section 10 and Article VII, Section 13, which place the general government of the University of Nebraska and the State Colleges in their respective boards. If the matter were before our Court it is extremely questionable whether it would uphold any attempt to remove from the Board of Regents and the Board of Trustees of the Nebraska State Colleges their constitutionally imposed duties to govern their respective schools without constitutional authority. This constitutional authority would require amendments to Article VII, Section 10 and Article VII, Section 13.

The possibility of dissecting from L. B. 866 those portions which impose affirmative duties rather than advisory duties on the proposed Nebraska Commission on Higher Education and which conflict with the constitutional provisions already mentioned, has been considered. This does not appear feasible, as the evident intent of the bill is to consolidate functions pertaining to higher education in this state, and excepting from such provisions the University and the State Colleges would emasculate the bill. Another possibility is that the bill might be revised in order to constitute the proposed Nebraska Commission on Higher Education as a solely advisory board. The conflict then between such a revised bill and the constitutional provisions might be harmonized.

You have inquired, further, whether the bill as proposed contains an unlawful delegation of legislative power to the proposed commission. In view of the foregoing discussion that question need not be reached, but it appears that there are good reasons for our court to uphold the delegation contained therein as being based on sufficient legislatively declared standards.

In sum, it is our opinion that insofar as L. B. 866 attempts to grant governmental powers to a new commission which have been already granted to the Board of Regents and the State College Board, it rests on questionable constitutional grounds.

Very truly yours,
CLARENCE A. H. MEYER
Attorney General

(Signed) Betsy G. Berger
Assistant Attorney General

BGB:mkk

UNANIMOUS CONSENT–Change of Order

Mr. Waldron asked unanimous consent to place LB 455 in the place of LB 117 on General File. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 66.

Introduced by Robert L. Clark, 47th District; Richard Marvel, 33rd District; John Savage, 10th District; Fern Hubbard Orme, 29th District; Elmer Wallwey, 17th District; David Stahmer, 8th District, Herbert Nore, 22nd District; Ramey Whitney, 44th District.

WHEREAS, the citizens of the State of Nebraska and the various governmental units have historically supported and approved the principle that all persons should have available to them quality education through a public school system; and

WHEREAS, the State of Nebraska through general fund appropriations is providing a substantial sum of money to school systems in order to provide (1) a higher standard of education, (2) a broad spectrum of educational services including special education for the physically handicapped, educable mentally handicapped, trainable mentally retarded, and the emotionally disturbed, and (3) local property taxation relief; and

WHEREAS, the Legislature has enacted much legislation relative to school aid which has been somewhat fragmented in providing a total concept of education systems and financial aid; and

WHEREAS, historical precedence in legislative responsibility urges that state aid to education be inclusive of all current proven education techniques, responsive to the rights of the citizens who receive the education, and equitable in the methods of fund distribution.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Legislative Council appoint a committee to study:

(a) The statutory provisions governing the distribution of all state aid funds for public education;

(b) The result of the financial aid provided to the various schools relative to improving the quality of education and the reduction of local tax burden; and

(c) The current financial aid and future requirements of special education with emphasis on the number of students who are receiving a special service, the estimated number of students who should receive such service, the location of the service, and trends in special education techniques.

2. That the committee report its findings with its recommendations to the next regular session of the Legislature.

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 67.

Introduced by Loran Schmit, 23rd District.

WHEREAS, the use of pesticides has become a widespread practice in Nebraska industry and agriculture; and

WHEREAS, pesticides have been developed which are very effective against the pests they are designed to eradicate or control but may also be harmful to desirable species including man; and

WHEREAS, it may be in the public interest to enact legislation to control the use of pesticides to protect man and his environment from the deleterious effects of pesticide use.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

That a legislative study committee be appointed by the executive council to study and report to the next session of the Legislature on the problems posed by use of modern pesticides and recommend what legislation, if any, is required to cope with such problems.

Referred to the Executive Board.

GENERAL FILE

LEGISLATIVE BILL 378. Title read. Explained.

Mr. Whitney moved to indefinitely postpone LB 378. The motion prevailed with 25 ayes, 17 nays and 7 not voting.

VISITORS

Mr. Nore introduced 45 Fifth and Sixth grade students and their teachers, Mesdames Dean and Sedlak from Genoa Public School, Genoa, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 945. Considered.

Standing Committee amendments found in the Legislative Journal on page 1018 for the Fifty-First Day were adopted.

Mr. Carpenter asked unanimous consent to print the following amendments in the Journal. No objections. So ordered.

1. Insert 2 new sections to read:

"Section 1. That section 77-112, Revised Statutes Supplement, 1969, be amended to read as follows:

77-112. Actual value of property for taxation shall mean and include the value of property for taxation that is ascertained by using the following formula. (1) Earning capacity of the property; (2) relative location; (3) desirability and functional use; (4) reproduction cost less regular annual depreciation; (5) comparison with other properties of known or recognized value; (6) market value in the ordinary course of trade; and (7) existing zoning of the property.

Sec. 2. That section 77-202, Revised Statutes Supplement, 1969, be amended to read as follows:

77-202. (1) The following property shall be exempt from taxes: (a) The property of the state and its governmental subdivisions;

(b) Property owned by and used exclusively for agricultural and horticultural societies;

(c) Property owned and used exclusively for educational, religious, charitable, or cemetery purposes, when such property is not owned or used for financial gain or profit to either the owner or user; and

(d) Household goods, including major appliances either attached or detached to real property, and personal effects when such property is not owned or used for financial gain or profit to either the owner or user.

(2) The increased value of land by reason of shade and ornamental trees planted along the highway shall not be taken into account in the assessment of such land.

(3) The premiums received by any insurance company authorized to do business in this state on pension, profit-sharing and other employee benefit plans which are described in section 805 (d) (1) of the Internal Revenue Code of 1954, as amended as of January 1, 1965 shall be exempt from taxes.

(4) Life insurance and life insurance annuity contracts and any payment connected therewith and any right to pension or retirement payments shall be exempt from the intangible tax.".

2. Renumber original section 1 as section 3.

3. Insert 4 new sections to read:

"Sec. 4. That section 77-306, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-306. Whenever it shall appear to the Tax Commissioner that any property has been improperly omitted from the tax list or assessment roll of any governmental subdivision for any year, or, if assessed, that the property has been undervalued as compared with like property in the same county ~~or in the state~~, so that the assessment for such year in the governmental subdivision is grossly unfair or inequitable, whether the property has been equalized by any taxing authority or not, he shall make report thereof to the State Board of Equalization and Assessment.

Sec. 5. That section 77-507, Revised Statutes Supplement, 1969, be amended to read as follows:

77-507. The State Board of Equalization and Assessment shall annually review and equalize assessments of property ~~among~~ within counties and increase or decrease the assessed valuation of any class, classes, or kinds of property, personal, real, or mixed in any ~~county or~~ tax district to make such assessment conform to law. The board shall direct the Tax Commissioner to hold such hearings as are necessary to enable him to advise and assist the board in performance of its duties under the provisions of this section. Such increase or decrease, when made, shall be certified to the county clerk and by the county clerk extended upon the tax rolls as provided in section 77-506, but in the extension of valuations the county clerk shall reject all such amounts as may fall below two dollars and fifty cents, and all amounts of two dollars and fifty cents or more shall be extended as the next higher five dollars or multiple thereof, this making all valuations end in cipher or five.

Sec. 6. That section 77-508.01, Revised Statutes Supplement, 1969, be amended to read as follows:

77-508.01. The State Board of Equalization and Assessment shall, pursuant to section 77-508, raise or lower the valuation of property in a county or any class of property in a county. ~~when it is necessary to achieve intercounty equalization.~~ In determining the necessity for such ~~intercounty~~ county equalization and for purposes of advising the State Board of Equalization and Assessment, the Tax Commissioner shall employ the valuation factors in section 77-112, where applicable, as well as a sales assessment ratio study. In those counties or jurisdictions where the number of valid or bona fide sales or real estate are not considered sufficient to furnish conclusive evidence as to the ratio of assessed values to sales values, the Tax Commissioner shall have authority to conduct and use an appraisal to determine sales assessment ratio. In addition to the authority to conduct and use an appraisal in any ratio determination, the Tax Commissioner shall have authority to employ transfers of comparable real estate in surrounding counties as indicators of value in the sales assessment ratio. When an appraisal does not reflect current values to use in such ratio computation, the Tax Commissioner shall have the necessary appraisals conducted by qualified appraisers, and such appraisals shall be used in the ratio computation. The Tax Commissioner may use any other relevant matter in considering intercounty equalization.

Sec. 7. That section 77-1301.06, Revised Statutes Supplement, 1969, be amended to read as follows:

77-1301.06. Upon completion and final approval of any reappraisal conducted pursuant to the provisions of sections 77-1301.07 and 77-1301.08, the valuations established by such reappraisal shall be used for purposes of property taxation of all property so appraised. The county assessor and the county board of equalization shall maintain and update the appraisal conducted and completed pursuant to section 77-1301.07. After completing and using the appraisal scheduled to be completed pursuant to section 77-1301.07, each county shall make an annual review of the appraised values for the purpose of maintaining and updating the appraisal. Said review and the supporting data thereto shall be submitted to the Tax Commissioner in the form of a written report on or before February 1 of the year following the year in which the review is made. The report to be submitted shall be as prescribed by the Tax Commissioner. If any county fails to furnish the required report, or satisfactorily meet the requirements prescribed in the rules and regulations for maintaining and updating the appraisal, the Tax Commissioner shall enter into a contract for the review and updating of the appraisal. Such contract shall be only for the year in which the county has failed to act. Payment for any contract executed under the provisions of this section by the Tax Commissioner shall be pursuant to section 77-1301.08. Any county may at any time after completion of the appraisal scheduled to be completed pursuant to section 77-1301.07 contract for maintenance or updating to maintain an appraisal and contract for another reappraisal of the county when approved by the voters of that county by a majority vote at any general election or any special election called for such purpose. Such reappraisal or annual review and the contracting therefor, and the methods and procedures to be used, shall be in conformance with the provisions of sections 77-1301.07 and 77-1301.08 and any rules and regulations of the Tax Commissioner adopted pursuant to such sections.".

4. On page 2, strike lines 11 and 12 and insert:

Section 8: The provisions of this act shall apply to any pending litigation.

"Sec. 9. That original section 77-306, Reissue Revised Statutes of Nebraska, 1943, and sections 77-112, 77-202, 77-507, 77-508.01, and 77-1301.06, Revised Statutes Supplement, 1969, and also section 77-508, Revised Statutes Supplement, 1969, are repealed.".

Mr. Duis asked uananimous consent to print the following amendments in the Journal. No objections. So ordered.

1. Insert 5 new sections to read:

"Sec. 2. When a taxing district lies in two or more counties, the total amount of taxes levied by such district shall be apportioned to each respective county on the basis of equalized valuations for the current assessment year, as determined by application of the respective county assessment ratio developed by the Tax Commissioner, in the proportion that the equalized valuation of that part of such district lying in each county bears to the equalized valuation of the whole district.

Sec. 3. It shall be the duty of the county board of equalization which has the responsibility for fixing the mill levy for such overlapping district, to determine the average ratio of assessment of real estate developed by the Tax Commissioner for each of the respective counties, into which such taxing district extends or includes.

Sec. 4 When the county board of equalization finds that the average assessment ratio for any of the respective counties varies not more than three percentage points from those ratios for other counties, into which such district extends apportionment as provided in section 1 of this act, shall not be deemed necessary. When the county board of equalization finds that the average assessment ratio for any of the respective counties varies more than three percentage points from those ratios for other counties, into which such district
"Sec. 9. That original section 77-306, Reissue
this act, shall be made as provided.

Sec. 5. When apportionment of the total taxes levied by any district lying in two or more counties has been accomplished as provided in this act, the county board of equalization shall fix separate and distinct mill levies for those parts of such districts lying in each county into which it extends. Such mill levy shall be fixed at a rate which, when applied to the assessed valuations of property within such part of a district, in each respective county, will raise the amount of taxes apportioned pursuant to section 1 of this act.

Sec. 6. The provisions of this act shall not be applicable when the mill levy adopted by the levying authority of any governmental subdivision is five mills or less.

Sec. 7. The provisions of sections 2 to 6 of this act shall become operative for taxes levied for 1971.".

2. Renumber original section 2 as section 8.

Mr. Whitney asked unanimous consent to print the following amendment in the Journal. No objections. So ordered.

Amendment to the Committee Amendment to L. B. 945:
1. In section 3, line 8 after "class" and "or all of a subclass as defined by the State Tax Commissioner by rule and regulation".

STANDING COMMITTEE REPORT

Appropriations

LEGISLATIVE BILL 655. Placed on General File.

LEGISLATIVE BILL 1000. Placed on General File.

(Signed) Richard Marvel, Chairman

UNANIMOUS CONSENT—Unbracket LB 179 and LB 179A

Mr. Simpson asked unanimous consent to unbracket LB 179 and LB 179A on Select File. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 68.

Introduced by Fern Hubbard Orme, 29th District.

WHEREAS, welfare costs have risen sharply in recent years and show no signs of leveling off; and

WHEREAS, welfare costs are a substantial part of the state budget; and

WHEREAS, the charge is frequently made that there are serious abuses of welfare programs designed to aid the needy; and

WHEREAS, there has been found to be a high rate of error in the calculation of welfare payments;

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

That the Executive Board of the Legislative Council appoint a committee to study all aspects of the administration of welfare services in this state and to report its findings and recommendations to the 1972 Session of the Legislature.

Referred to the Executive Board.

MOTION—Adjournment

Mr. Syas moved to adjourn. The motion lost.

GENERAL FILE

LEGISLATIVE BILL 744. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 1073 for the Fifty-Fourth Day were adopted.

Mr. Wallwey offered the following amendment which was adopted:

Page 5, line 10, after "agents" insert, "or members of the State Highway Patrol".

Advanced to Enrollment & Review with 29 ayes, 2 nays and 18 not voting.

MOTION—Adjournment

Mrs. Orme moved to adjourn. The motion lost with 17 ayes, 18 nays and 14 not voting.

MEMBERS EXCUSED

Mr. Maresh and Mrs. Orme asked unanimous consent to be excused at 4:10 p.m. for the balance of the day.

Mrs. Craft asked unanimous consent to be excused at 4:15 p.m. for the balance of the day. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 490. Laid over until Wednesday, May 12.

LEGISLATIVE BILL 866. Title read. Explained.

Mr. Ziebarth asked unanimous consent to print the following amendments in the Journal. No objections. So ordered.

1. Strike original section 9 and insert the following:

"Sec. 9. The commission shall serve as the state agency to coordinate participation by state-supported institutions of higher education in federal grant programs.".

1. On page 8, lines 12-16, strike all of Section 7, Paragraph 4.

1. On page 8, lines 20-27 and page 9, lines 1 and 2, Section 7, Paragraph (1) "Review the proposal for any new program ~~before~~ its ~~establishment~~ in any institution , and make recommendations to the governing boards of the respective institutions and the Legislature as to the costs thereof. The term program shall include the establishment of any new curriculum which would lead to a new degree program or the establishment of a college, school, division, institute, or department."

2. On page 10, lines 1-6, Section 7, Paragraph 6 "Review proposals for extension offerings, and make recommendations to the governing boards of the respective institutions and the Legislature as to the costs thereof."

Laid over.

LEGISLATIVE BILL 257.

Mr. Carpenter asked unanimous consent to print the following amendments in the Journal. No objections. So ordered.

1. Amend LB 257 by striking sections 1 through 8, and all amendments thereto; and insert the following:

"Section 1. All counties in Nebraska are hereby authorized and empowered by resolution to regulate the construction, installation, operation, and maintenance within their county limits of all persons or entities furnishing community antenna television service. All counties, acting through their county board shall have power to require every individual or entity offering such service, subject to reasonable rules and regulations, to furnish any person applying therefor along the lines of its wires, cables or other conduits, with community antenna television service. The county board shall have power to prescribe reasonable quality standards for such service and to regulate and fix reasonable and compensatory rents or rates for such service including installation charges.

Sec. 2. It shall be unlawful for any person, firm, or corporation to construct, install, operate, or maintain in or along the streets, alleys, and public ways, or elsewhere within the limits of any county, a community antenna television service without first obtaining, from such county involved, a permit.

Sec. 3. Counties may require the filing with the county clerk by the person, firm, or corporation constructing, installing, operating, or maintaining such community antenna television service of a proper map showing the exact location of all underground cables and equipment, together with a statement showing the exact nature of the same.

Sec. 4. Counties may levy an annual occupation tax against any person, firm, or coporation now maintaining and operating any community antenna television service within its boundaries; and may levy an annual occupation tax against any persons, firms, or corporations hereafter constructing, installing, operating, or maintaining such community antenna television service. Any such occupation tax so levied shall be due and payable on May 1 of each year to the treasurer of such county.

Sec. 5. In the event of violation of any provision or the provisions of this act by any person or entity furnishing community antenna television service, the county having granted such permit shall immediately serve notice of such violation upon the permit holder with directions to correct such violation within ninety days or show cause why such violation should not be corrected at a public hearing held in conjunction with the next regularly scheduled meeting of the body. Continued violation of this act may be enjoined by the district court. Any person who willfully violates any provision of this act shall be guilty of a misdemeanor and shall, upon conviction thereof, be punished by a fine of not more than five hundred dollars for each offense.

Sec. 6. No community television franchise heretofore granted by any municipality under the provisions of Chapter 18, article 22, Reissue Revised Statutes of Nebraska, 1943, prior to the effective date of this act, shall be affected by the provisions of this act.

Sec. 7. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.

Sec. 8. "If any section in this act or any part of any section shall be declared invalid or unconstitutional, such declaration of invalidity shall not affect the validity of the remaining portions thereof."

LEGISLATIVE BILL 667. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 1236 for the Sixty-First Day was adopted.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

ADJOURNMENT

At 4:23 p.m., on a motion by Mr. Proud, the Legislature adjourned until 9:00 a.m., Tuesday, May 11, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

EIGHTY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, May 11, 1971

Pursuant to adjournment the Legislature met at 9:02 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Eternal Father, our purposes, actions and thoughts change so easily, we are tempted to assume the views of the last person who talked to us, and we are anxious to please those who can most influence our political lives. So we pause at the beginning of another day asking for an inner integrity by which to live, praying to You who are the same yesterday, today and forever. May something of Your steadfast love and integrity find its way into our weathervane way of thinking and behaving.
>
> Strengthen us to develop our latent potentials so we may be of maximum service to You and to our fellowmen.
>
> In our Lord's name. Amen.

ROLL CALL

The roll was called and all members were present except Mr. Stromer who was excused and Mr. Chambers who was absent until 10:10 a.m.

MEMBER EXCUSED

Mr. Stromer asked unanimous consent to be excused until noon today. No objections. So ordered.

MESSAGE FROM THE GOVERNOR

May 7, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
Legislative Chambers
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills Nos. 94, 223, 224, 225, 238, 355, 475, 476, 620, 666, 670, 728, 734, 738, 752, 908, 926, 996, 997, and 1011. These bills were signed by me on May 7, 1971 and delivered to the Secretary of State.

Very truly yours,
(Signed) J. James Exon
Governor

JJE:fw

MOTION—Postage

Mr. Swanson moved that each senator and the Lt. Governor be provided with $120 worth of postage for the interim period.

Mr. Carpenter moved to amend the Swanson amendment to read $160. The Swanson amendment, as amended, was adopted by 36 ayes, 0 nays and 13 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 295. With emergency.

A BILL FOR AN ACT relating to motor vehicles; to define terms; to provide for removal of abandoned vehicles; to provide for notice; to provide for title to such abandoned vehicles; to provide for sale and disposition of proceeds; to provide for immunity; to provide for rules and regulations; to provide for violations; to provide penalties; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Barnett
Clark
Burbach
Craft
Carpenter
DeCamp
Carsten
Duis
Carstens
Elrod

Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Chambers
Keyes
Stromer

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 462.

A BILL FOR AN ACT relating to schools; to create the Public School Property Tax Relief Fund and specify its source and purpose.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 21:

Barnett
Carstens
DeCamp
Duis
Elrod
Goodrich
Hasebroock
Johnson
Keyes
Kokes
Luedtke
Proud
Savage
Schmit
Simpson
Snyder
Stull
Swanson
Waldron
Warner
Ziebarth

Voting in the negative, 26:

Burbach
Carpenter
Carsten
Clark
Craft
Epke
Holmquist
Kennedy
Kime
Klaver
Kremer
Lewis
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Skarda
Stahmer
Syas
Waldo
Wallwey
Whitney
Wiltse

Not voting, 2:

Chambers
Stromer

Having failed to receive a constitutional majority voting in the affirmative, the bill failed of passage.

LEGISLATIVE BILL 468.

A BILL FOR AN ACT to amend sections 79-402.01, 79-402.02, and 79-404, Reissue Revised Statutes of Nebraska, 1943, and sections 79-402 and 79-403, Revised Statutes Supplement, 1969, relating to schools; to recodify, revise, and clarify provisions for the creation of new school districts from other districts and the changing of boundaries of districts; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett
Burbach
Carpenter
Carsten
Carstens
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stull
Swanson
Syas
Waldo
Waldron
Warner
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Chambers
Kime
Nore
Stromer
Wallwey
Whitney
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 754. With emergency.

A BILL FOR AN ACT to amend sections 53-118 and 53-123.08, Reissue Revised Statutes of Nebraska, 1943, relating to alcoholic liquors; to provide for variance in the capacity of containers; to permit a bottle club licensee to purchase at wholesale; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 33:

Barnett
Burbach
Carpenter
Clark
Craft
DeCamp
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kime
Klaver
Kokes
Luedtke
Mahoney
Maresh
Morgan
Moylan

Orme	Proud	Savage	Schmit	Simpson
Skarda	Stahmer	Syas	Waldron	Wallwey
Warner	Wiltse	Ziebarth		

Voting in the negative, 6:

Kennedy	Lewis	Nore	Snyder	Stull
Waldo				

Not voting, 10:

Carsten	Carstens	Chambers	Duis	Keyes
Kremer	Marvel	Stromer	Swanson	Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 929. With emergency.

A BILL FOR AN ACT to amend sections 81-1401, 81-1402, 81-1403, 81-1404, 81-1411, 81-1412, and 81-1414, Revised Statutes Supplement, 1969, relating to state administrative departments; to redefine terms; to transfer responsibility for operation, supervision, and maintenance of the Nebraska Law Enforcement Training Center from the superintendent of law enforcement and public safety to the Nebraska Commission on Law Enforcement and Criminal Justice; to provide for transition; to provide for a fund, its use and source; to provide an operative date; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Barnett	Burbach	Carsten	Carstens	Clark
Craft	DeCamp	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Kime	Klaver	Kokes	Kremer
Lewis	Luedtke	Mahoney	Maresh	Marvel
Morgan	Moylan	Nore	Orme	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stull	Swanson	Syas	Waldo
Waldron	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 4:

Carpenter	Chambers	Stromer	Wallwey

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

VISITORS

Mr. Nore introduced 28 Sixth, Seventh and Eighth grade students and their teacher, Lois Arndt, from District 84, Platte Center, Nebraska.

Mr. Ziebarth introduced 28 Seventh and Eighth grade students and their teacher, Mr. Tom Shield, and Superintendent, Mr. Stan Smith, from Hildreth Jr. High, Hildreth, Nebraska.

Mr. Elrod introduced 25 Fourth, Fifth and Sixth grade students and their teachers Mesdames Voorhees and Clampit, from District No's. 5 and 12, Alda, Nebraska.

Mr. Morgan introduced 67 Eighth grade students and their teachers, Mr. Joseph Wisinski and Sister M. Ellen, from St. Margaret Mary School, Omaha, Nebraska.

Mr. Maresh introduced 52 Seventh grade students and their teachers, Mrs Emma Sanderson and Mr. Michael Taylor, from Sandy Creek School, Fairfield, Nebraska.

Mr. Johnson introduced 40 Fifth grade students and their teacher, Mrs. Emanuel, from St. Patrick School, Fremont, Nebraska.

MOTION–Return LB 594 to Select File

Mr. Carpenter moved to return LB 594 to Select File for the following specific amendment:

On page 1, line 5 strike the period and insert "provided, that in the case of villages the county shall enter into such contract when requested by a village to do so."

On page 2, line 16, Sec. 3 strike "city or".

The motion prevailed with 30 ayes, 0 nays and 19 not voting.

UNANIMOUS CONSENT–Unbracket LB 496

Mr. Snyder asked unanimous consent to unbracket LB 496. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 496.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 179. Mr. Duis offered the following amendment which was adopted:

1. Strike the Standing Committee amendment.
2. On page 2, line 15, after "district" insert ", educational service unit, state school or public agency".

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 179A.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1020. Mr. Carpenter offered the following amendment:

1. Amend the bill by adding 16 new sections to read as follows:

"Section 1. That section 71-201, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-201. No person shall practice or attempt to practice barbering without a certificate of registration as a registered barber issued pursuant to the provisions of sections 71-201 to 71-224 by the Board of Barber Examiners. No person shall serve or attempt to serve as an apprentice barber without a certificate of registration as a registered apprentice issued by the board. It shall be unlawful to operate a barber shop unless it is at all times under the direct supervision and management of a registered barber. ~~Not more than one apprentice shall be employed for each three journeymen barbers.~~ Each barber shop employing an apprentice barber shall have at least one registered barber for each apprentice barber employed; Provided, that in no event may any barber shop employ more than two apprentice barbers at one time. Each barber shop may have one apprentice. No person, partnership or corporation shall operate a barber shop or barber school until a license has been obtained for that purpose from the Board of Barber Examiners. ~~Such license shall expire at the same time and be renewed in the same manner as an individual license.~~ All barber shop licenses shall be issued on or before June 30, effective as of July 1 of each year, shall be good for one year, and shall expire on the succeeding June 30. Any such license may be suspended, revoked, or renewal denied by the Board of Barber Examiners for violation of any provision of the statutes or rule of the board pertaining to the operation of barber shops or barber schools, or any regulation of the Department of Health pertaining to sanitation, after due notice and hearing before the board.

Sec. 2. A person is qualified to receive a certificate of registration as a registered apprentice (1) when he has a diploma showing graduation from high school, or an equivalent education as determined by an examination conducted by the county superintendent of schools, or successfully passing a general educational development test, either of which shall be optional with the applicant; (2) who is of good moral character and temperate habits; (3) who has graduated from a school of barbering approved by the Board of Barber Examiners; (4) who has completed one thousand eight hundred and fifty hours of training in a school of barbering; (5) who has passed a satisfactory examination conducted by the Board of Barber Examiners to determine his fitness to practice as a registered apprentice, which examination must be taken within two years after the date of his entry into barber school; and (6) if a graduate of a barber school in a state other than Nebraska that he has an apprentice certificate from the state in which he attended barber school, and has completed and graduated from a school of barbering requiring not less than the number of hours required in Nebraska.

Sec. 3. An apprentice barber whose certificate has expired may reinstate such certificate upon the completion of an additional five hundred hours study within a continuous three-month period in an approved barber school or college and by the payment of the required fee provided by Chapter 71, article 2, and the passing of the required examination.

Sec. 4. That section 71-202, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-202. Any one or any combination of the following practices, when done upon ~~the upper part of~~ the human body for ~~cosmetic~~ grooming purposes and not for the treatment of disease or physical or mental ailments, ~~for compensation, direct or indirect,~~ on any person, other than a member of the immediate family, constitutes the practice of barbering: (1) Shaving or trimming the beard or cutting the hair; (2) ~~giving facial and scalp massages or treatment with oils, creams, lotions or other preparations either by hand or mechanical appliances, (3) singeing, shampooing or dyeing the hair, or applying hair tonics, and (4) applying cosmetic preparations, antiseptics, powders, oils, clays or lotions to scalp, face, neck or upper part of the body.~~ dressing, arranging, styling, curling, waving, straightening, relaxing of the hair by chemical or mechanical means; (3) patterning, fitting, cleaning, styling, coloring, waving, or other similar work upon male hair pieces, or wigs; and (4) singeing, shampooing, bleaching, coloring, rinsing, hair weaving, or similar work upon the hair.

Sec. 5. As used in Chapter 71, article 2, unless the context otherwise requires:

(1) Barber shall mean any person duly licensed, as required by Chapter 71, article 2, who engages in the practice of any act of barbering;

(2) Barber shop shall mean an establishment or place of business properly licensed as required by Chapter 71, article 2, where one or more persons properly licensed are engaged in the practice of barbering, but does not include barber schools or colleges;

(3) Barber school or college shall mean an establishment properly licensed and operated for the teaching and training of barber students;

(4) Board shall mean the Board of Barber Examiners;

(5) Manager shall mean a registered barber having control of the barber shop and of the persons working or employed therein;

(6) License shall mean a certificate of registration issued by the board;

(7) Instructor shall mean a teacher of the barber trade as provided in Chapter 71, article 2;

(8) Assistant instructor shall mean a teacher of the barbering trade licensed as an assistant instructor, as required by Chapter 71, article 2;

(9) Immediate personnel supervision shall mean the supervision by the actual presence of a registered barber while barber service is being performed by an apprentice;

(10) Apprentice barber shall mean any person issued a certificate to perform the act of barbering under immediate personal supervision in a registered barber shop in this state;

(11) Registered barber means a person who has completed the requirements to receive a certificate as a barber and to whom a certificate has been issued;

(12) Secretary of the board shall mean the manager-inspector appointed by the board who shall keep a record of the proceedings of the board; and

(13) Student shall mean a person attending an approved, licensed barber school or college and duly registered with the board as a student engaged in learning and acquiring any and all of the practices of barbering, and while learning performs and assists any of the practices of barbering in a school registered and approved by the board.

Sec. 6. That section 71-203, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-203. The following persons are exempt from the provisions of sections 71-201 to 71-224 while in the proper discharge of their professional or occupational duites: (1) Persons authorized by the laws of this state to practice medicine and surgery; (2) commissioned medical or surgical officers of the United States ~~Army~~,

~~Navy or Marine hospital service~~ military services; (3) registered ~~and~~ or licensed practical nurses; and (4) persons engaged in operating or employed in beauty shops or hairdressing parlors patronized by women and children; ~~, except as to the cutting of hair; Provided, that no person shall follow the occupation of cutting hair, or practicing as a haircutter, unless such person shall first have obtained a certificate of registration as herein provided. The certificate shall authorize the cutting of hair of persons in beauty shops and haircutting establishments. Applicants for such certificate must possess the same qualifications required of applicants for barbers' certificates, with the exception of shaving and handling the razor, and the application must be made in the same manner and form and upon the payment of the same fee as required by section 71-219. Before a certificate is issued to such haircutter, he must submit to the same examination relative to haircutting as is required for a regular barber's license, and such examination shall be held and conducted according to sections 71-209 and 71-210. Any haircutter's certificate shall be renewed annually by paying ten dollars, and it shall be subject to all the other provisions of sections 71-201 to 71-224 so far as they are related to haircutting~~. Provided, that nothing contained herein shall authorize a cosmetologist to perform barbering as defined in section 71-202 upon any male person.

Sec. 7. That section 71-205, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-205. An applicant for a certificate of registration to practice as a registered barber who fails to pass a satisfactory examination conducted by the Board of Barber Examiners must continue to practice as an apprentice for an additional six three months before he is again entitled to have the examination for a registered barber. No person shall be permitted to take such examination more than three years after the date of his registration as an apprentice, and all registrations as apprentices will expire three years from date of issue. For purposes of computing the three years provided for herein the time served in the military service by an apprentice shall not be counted, and the unexpired portion of the three-year period shall be tolled for the time the apprentice is in the military service.

Sec. 8. An apprentice who has obtained the reinstatement of an expired apprentice certificate as provided in section 3 of this act shall be eligible for examination and registration as a barber upon obtaining a certification from a registered barber, working in a barber shop licensed in the State of Nebraska, to the effect that such apprentice has completed three continuous months of supervision under the immediate personal supervision of the registered barber. Should an apprentice who has reinstated an expired certificate of registration provided for in this section fail such examination be shall thereafter lose his right to continue employment as an apprentice barber, and the certificate of registration shall terminate and expire forthwith.

Sec. 9. That section 71-208, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-208. No school or college of barbering shall be approved by the Board of Barber Examiners unless it requires, as a prerequisite to graduation, graduation from high school or its equivalent as determined by an examination conducted by the ~~board or~~ county superintendent of schools or successfully passing a general educational development test, and unless it requires as a prerequisite to graduation a course of instruction of not less than one thousand eight hundred fifty hours, to be completed in a period of not less than nine months, of not more than ten hours in any one working day, and unless that school meets the standards of this act and such standards as are herewith authorized to be set up by rules and regulations of the board. Such course of instruction shall include scientific fundamentals for barbering, hygiene, massaging, sterilization, haircutting, and shaving; Provided, that where a school or college of barbering is a part of a high school accredited by the State Board of Education or the University of Nebraska, the Board of Barber Examiners shall provide in its rules and regulations that credit in the school of barbering shall be given for hours spent and courses pursued in the high school, and the board shall also provide that credit shall be given for courses in barbering taken in such high school prior to formal enrollment in such school of barbering.

Sec. 10. That section 71-208.01, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-208.01. No school or college of barbering shall be approved by the Board of Barber Examiners which shall pay any wages, commissions, or gratuities of any kind to barber students for barber work while in training or while enrolled as students in such school or college. ~~No barber business for profit shall be~~

~~operated by or in connection with any barber school or college. The board shall have authority to investigate, ascertain and prescribe the system of cost accounting used in all barber schools or colleges, and if the accrual of charges or collections from patrons for barber work rendered therein for training purposes shall exceed the fair cost of materials actually used on its patrons, such school shall not be approved by the Board until such readjustment or charges shall be made to conform to the cost of materials actually used.~~ No barber shop as defined in subdivision (2) of section 5 of this act shall be operated by or in connection with any barber school or college.

Sec. 11. That section 71-208.02, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-208.02. (1) Except as provided in subsection (2) of this section, after January 1, 1966, all instruction in barber schools shall be conducted by registered barber instructors or a registered assistant ~~instructor~~ instructors. No person shall be eligible for registration as a barber instructor until he has completed at least two years of college preparation, which shall consist of a minimum of sixty hours earned college credit and graduated from a school of barbering requiring not less than the number of hours required in Nebraska as established by the State Department of Education, which academic work shall be in the humanities, social and natural sciences, business administration, and general methods of education, as specified by the rules and regulations of the board, been actively engaged for not less than thirty hours per week as a registered barber for at least ~~five~~ three years during the ten years immediately preceding application for registration, passed an examination prescribed by the Board of Barber Examiners, and paid the fees prescribed by section 71-219. One registered barber instructor or assistant instructor shall be employed for each ~~ten~~ fifteen students, or fraction thereof, enrolled in the school; Provided, that each barber school or college shall have not less than two instructors, regardless of the number of students, one of whom must be a registered barber instructor. Additional assistant instructors shall be permitted on the ratio of one assistant instructor for every registered barber instructor; and provided further that a barber school or college operated by a non-profit organization which neither charges any tuition to its students nor makes any charge to the persons upon whom work is performed shall not be required to have more than one instructor, regardless of the number of students.

which instructor must be a registered barber instructor.

(2) ~~Each barber school shall be permitted one assistant instructor, who shall instruct under the supervision of a registered barber instructor. Each assistant instructor shall be permitted supervision of ten students.~~ No student shall be permitted to do any practical work upon any person unless one of the registered instructors or registered assistant instructors is on the premises where the practical work is being performed. The following shall be eligible for registration as assistant instructors: (a) Persons who have been registered as a barber for ~~five~~ three years, who are enrolled in college and are credited with not less than ~~six credit hours each semester~~ twelve credit hours per academic year, in courses specified by rules and regulations of the board; or (b) persons who have completed sixty credit hours, approved by the board, in a college, and have been registered as a barber for at least three years. A report of college credits earned pursuant to subdivision (a) of this subsection shall be submitted to the board at the end of each ~~college semester~~ academic year. Any assistant instructor registered under the provisions of subdivision (a) of this subsection who fails to maintain the educational advancement program shall have his assistant instructor license ~~voided~~ revoked. College entrance shall begin at the first regular college registration date after acceptance by the board as an assistant instructor.

(3) ~~Each barber school shall employ a licensed physician or registered nurse to give at least one hour instruction per week in sanitation, anatomy, skin diseases, and other subjects requiring specialized medical knowledge.~~

Sec. 12. That section 71-208.04, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-208.04. Each barber school shall ~~furnish to the Board of Barber Examiners and continuously maintain a bond in the penal sum of five thousand dollars for each twenty students enrolled, running in favor of the state, with corporate surety authorized to do business in the state, and conditioned that the school shall remain open during the full course of required instruction, in default of which a proportionate part of the tuition paid by each student shall be refunded.~~ at all times keep and maintain in full force and effect a surety bond with a reputable bonding company licensed to do business in the State of Nebraska for the benefit of all of his students, sufficient in amount to insure to such students a refund of any portion of their tuition paid but not used, in the event that the school shall discontinue operations for any reason prior to the time that the student shall have completed his education at the school; provided that the provisions of this sentence shall not apply to a barber school or college operated by a non-profit organization which neither charges any tuition to its students nor makes any charge to the persons upon whom such work is performed.

Sec. 13. That section 71-208.05, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-208.05. Registered barbers who can certify under oath that they have had twelve consectuive months' practice as an instructor in a Nebraska licensed barber school or college ~~immediately~~ prior to ~~August 3, 1965,~~ January 1, 1971, shall be eligible for a license as a barber instructor, by payment of the annual fee of twenty-five dollars. Application for license as barber instructor, under this section, shall be made to the Board of Barber Examiners within sixty days after ~~August 3, 1965~~ the effective date of this act.

Sec. 14. The license as a registered barber instructor shall be issued on or before June 30 of each year effective as of July 1 of each year and shall expire on the next succeeding June 30.

Sec. 15. That section 71-209, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-209. Each applicant for an examination shall (1) make application to the Board of Barber Examiners on blank forms prepared and furnished by the board, such application to contain proof under the applicant's oath of the particular qualifications of the applicant; (2) furnish to the board ~~two three by five inch signed photographs of the applicant,~~ two photographs of the applicant not less than two by three and one half inches in size showing a sufficient portion of the applicant's face with sufficient clarity so as to permit the Board of Barber Examiners to identify the applicant, each of which photographs shall be signed by the applicant, one such photograph to accompany the application and to be attached thereto, and one to be returned to the applicant, to be presented to the board when the applicant appears for examination; and (3) pay to the board the required fee. The applicant shall not be entitled to the return of the required fee by reason of his failure to report for the examination.

Sec. 16. All licensees provided for in Chapter 71, article 2 whose valid licenses have expired while serving in the armed forces of the United States may have such licenses reinstated without further examination upon their return from the armed forces, upon payment of the necessary fees; Provided, that the provisions of this section shall not apply to a barber school or college operated by a non-profit organization which does not charge any tuition to its students, that the request for reinstatement was made to the Board of Barber Examiners within ninety days from and after such discharge. Any licensee requesting such reinstatement must accompany such request with a photostatic copy of his discharge from the armed forces.".

2. Renumber original section 1 as section 17.

3. In renumbered section 17, lines 7 and 8 strike "Board of Examiners or" and show as stricken matter, line 8 insert "or successfully passing a general educational development test either of which shall be optional with the applicant" after "schools", line 15 strike "five" and insert "~~five~~ two", and on page 3 strike lines 1 to 3 and insert: "required examination, ~~he will be called by the board for the next term of examinations~~ he shall be entitled to submit himself for examination by the Board of Barber Examiners at the next examination given by the board. If he fails at the third examination, no further examination shall be granted. Should an applicant, when requested to appear for an examination, fail to appear, he shall be notified by the board as to the time of their next regular examination, at which he shall appear. Should an applicant fail to appear at the time of the giving of the second examination, he shall forfeit his application fee and examination privileges and shall not thereafter be entitled to take said examination unless he shall file a new application and pay a second fee as required by Chapter 71, article 2.".

4. Amend the bill by adding 10 new sections to read as follows:

"Sec. 18. That section 71-213, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-213. A person (1) who is of good moral character and temperate habits; (2) who has graduated from high school or has an equivalent education as determined by ~~an examination conducted by the Board of Barber Examiners or~~ the county superintendent of schools or has successfully passed a general educational development test; and (3) who has a certificate of registration as an apprentice in a state or country which has substantially the same requirements for registration as an apprentice required by section 71-206, shall, upon payment of the required fee, be called by the board for examination to determine his fitness to receive a certificate of registration as an apprentice. If he passes the required examination, he will be issued a certificate of registration as an apprentice, and the time spent in such other state or country shall be credited upon the period of apprenticeship required by section 71-204 as a qualification to take the examination to determine his fitness to receive a certificate of registration as a barber.

Sec. 19. That section 71-215, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-215. Every holder of a certificate of registration shall display it in a conspicuous place ~~adjacent to or near his work chair~~ within the work area of the barber shop. The certificate of approval of a barber school and certificate of registration as a registered barber instructor employed by the school shall be conspicuously displayed on the premises of the school.

Sec. 20. That section 71-216, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-216. Every registered barber instructor, registered assistant barber instructor, registered barber, and every registered apprentice who continues in active practice or service, ~~shall annually, on or before the first day of each year, renew his certificate of registration~~ shall on or before June 30 of each year renew his certificate of registration, which said certificate shall be effective as of July 1 of each year, and which certificate shall terminate on June 30 of the next succeeding year and shall pay the required fee. Every barber school shall annually, ~~on or before the first day of each year~~ on or before June 30 of each year, obtain renewal of its approval and pay the required fee, which renewal of approval shall be effective as of July 1 of each year and shall expire on June 30 of the next succeeding year. ~~Every certificate of registration or approval, which has not been renewed during the month of December in any year, shall expire on December 31 in that year. A registered barber instructor, registered assistant barber instructor, registered barber, or a registered apprentice whose certificate of registration has expired may have his certificate restored immediately, upon payment of the required restoration fee. Any registered barber who retires from the practice of barbering for not more than five years, may renew his certificate of registration upon payment of the required restoration fee.~~ Any barber desiring to withdraw from the active practice of barbering may request that he be placed on inactive status and shall, on or before July 1 of each year, pay an inactive status license fee of five dollars. Any registered barber who is on an inactive status for not more than five years may renew his certificate of registration upon the payment of required restoration fee. No apprentice barber may renew an apprentice license more than three times.

Sec. 21. That section 71-219, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-219. The fee to be paid by an applicant for an examination to determine his fitness to recieve a certificate of registration to practice barbering or as a barber instructor is twenty-five dollars, and for the issuance of the certificate, five dollars. The fee to be paid by an applicant for registration as an assistant barber instructor is ten dollars. The fee to be paid for the renewal of a certificate of registration to practice barbering ~~or as an assistant instructor~~ is ten dollars, ~~as a barber instructor, twenty-five dollars,~~ and for the restoration of an expired certificate, twenty-five dollars. ~~The fee to be paid by an applicant for an examination to determine his fitness to receive a certificate of registration to practice as an apprentice is twenty-five dollars and for the issuance of the certificate, five dollars.~~ The fee to be paid for the renewal of a certificate of registration to practice as a barber instructor or assistant barber instructor shall be twenty-five dollars, and for the restoration of an expired certificate twenty-five dollars. The fee to be paid by an applicant for an examination to ~~determine his preliminary education is three dollars, which fee shall be paid to the Board of Barber Examiners or the county superintendent of schools~~ receive a certificate of registration to practice as an apprentice is twenty-five dollars, and for the issuance of a certificate five dollars. The fee to be paid for the renewal of a certificate of registration to practice as an apprentice is five dollars, and for the restoration of an expired certificate, ten dollars. Application for a license to ~~operate~~ establish a barber shop or barber school shall be made on a form furnished by the Board of Barber Examiners. It shall contain such information relative to ownership, management, sanitation, and other data concerning said business as may be required by the board. The board shall collect with such application, in addition to the annual license fee paid for that year, a fee of ~~twenty-five~~ fifty dollars~~,~~. ~~for every barber shop, and a fee of one hundred dollars for every barber school hereafter opened.~~ A fee of twenty-five dollars shall be collected for the transfer of license or change of ownership of a barber shop; ~~or barber school~~ Provided, that no fee shall be collected if the ownership results merely from a present license holder incorporating his business. Every barber shop shall be inspected by the state barber inspector at least once each year in order to be eligible for an annual permit to conduct a barber shop, and no license shall be issued unless the results of such inspection have been complied with. The annual fee for a license to conduct a school or barbering shall be one hundred dollars. The annual fee for a license to conduct a barber shop shall be five dollars. ~~and for the restoration of an expired license, ten dollars.~~

Sec. 22. Application for the license to operate a barber school or college shall be made on a form furnished by the Board of Barber Examiners. It shall contain such information relative to ownership, management, instructors, number of students, and other data concerning said business as may be required by the board. The board shall collect, in addition to the annual approval fee, a fee of three hundred dollars for every barber school opened after the effective date of this act. The annual fee for approval of a barber school or college shall be one hundred dollars, and for reinstatement or a delinquent license three hundred dollars. A fee of twenty-five dollars shall be collected for the transfer of license or change of ownership of a barber school or college; Provided, that no fee shall be collected if the change in ownership is caused by a present license owner incorporating.

Sec. 23. That section 71-220, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-220. Any person, firm, or corporation, their agents or servants, who shall violate any of the provisions of sections 71-201 to 71-237 shall be deemed guilty of a misdemeanor and shall, upon conviction thereof, be fined ~~not to exceed fifty dollars~~ not less than twenty-five dollars nor more than two hundred dollars for a first offense, and a fine of not less than fifty dollars nor more than five hundred dollars for any subsequent offense, or be imprisoned in the county jail not more than thirty days on either a first or second offense, or both such a fine and imprisonment.

Sec. 24. The violation of any provision of Chapter 71, article 2 by any person shall constitute a nuisance and the Board of Barber Examiners, acting in the name of the state, shall be authorized to file suit in the district court of the district in which the alleged violation occurred for the purpose of seeking an abatement of such nuisance and for such other relief as the court may deem appropriate the grant. The procedure in the district court shall be the same as the procedure for matters in equity in the district court of Nebraska.

Sec. 25. That section 71-221, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-221. A board, to be known as the Board of Barber Examiners, is hereby established, to consist of three members appointed by the Governor. Each member shall be a practicing barber who has followed the occupation of barbering in this state for at least five years prior to his appointment, and who is actually engaged in the practice of barbering during the term of his appointment. The members of the first board appointed shall serve for three years, two years, and one year, respectively, as appointed, and members appointed thereafter shall serve for three years. The Governor may remove a member for cause. Members appointed to fill vacancies caused by death, resignation or removal, shall serve during the unexpired term of their predecessors.

Sec. 26. That section 71-222, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-222. The Board of Barber Examiners shall annually elect a president and vice president, and the board shall then appoint a manager-inspector who shall serve as secretary of the board. The board shall be furnished with suitable quarters in the State Capitol or elsewhere. It shall adopt and use a common seal for the authentication of its orders and records. The manager-inspector shall keep a record of all proceedings of the board. A majority of the board, in a meeting duly assembled, may perform and exercise all the duties and powers devolving upon the board. Each member of the board shall receive a compensation of ~~twenty-five~~ forty dollars per diem, and shall be reimbursed for his necessary traveling expenses incurred in the discharge of his duties, not be exceed two thousand dollars per annum and not to exceed the amounts allowed by state administrative departments. Both salaries and expense are to be paid only from the fund created by fees collected in the administration of sections 71-201 to ~~71-224~~ 71-237; Provided, that no other funds or state money except as collected in the adminstration of such sections shall be drawn upon to pay the expense of administration. The board shall report each year to the Governor a full statement of its receipts and expenditures and also a full statement of its work during the year, together with such recommendations as it may deem expedient. The board shall employ one field inspector and such other inspectors, clerks, and other assistants as it may deem necessary to carry out the provisions of sections 71-201 to ~~71-224~~ 71-237 and prescribe their qualifications. No owner, agent, or employee of any barber school shall be eligible to membership on the board.

Sec. 27. That section 71-222.01, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-222.01. The manager-inspector, under the supervision of the Board of Barber Examiners, shall administer the provisions of sections 71-201 to 71-237, and shall serve at the pleasure of the board. His salary shall ~~not exceed ten thousand dollars per annum and shall~~ be fixed by the board. He shall devote full time to the duties of his office. No person shall be eligible to the office of manager-inspector who has not been engaged in the active practice of barbering as a registered barber in the state for at least five years immediately preceding his appointment. No member of the Board of Barber Examiners shall be eligible to the office of manager-inspector during his term. He The manager-inspector shall execute and file with the Board of Barber Examiners a surety bond, running to the state in the penal sum of ten thousand dollars, with corporate surety authorized to transact business in this state and conditioned for the faithful performance of his duties and that he will account for and pay over, pursuant to law, all state money received by him in the performance of his official duties. The premium on such bond shall be paid as an expense of the board.

Sec. 28. That section 71-223.01, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-223.01. The Department of Health shall by regulations duly adopted, prescribe sanitary requirements for barber shops and barber schools. The board of barber examiners or its employees shall regularly inspect all barber shops and barber schools in this state to insure compliance with such regulations. A written report of each such inspection made shall be submitted to the barber board. Each school or barber shop shall be inspected at least once each year prior to the issuance of its license, to be eligible for annual renewal of certification or registration. A report of any violation of the prescribed sanitary requirements shall be submitted to the Department of Health.

Sec. 29. Any person not holding a valid license from the State of Nebraska as a registered barber who desires to conduct any class or classes of instruction, other than a free demonstration, shall before engaging in such instruction, make application to the Board of Barber Examiners for a temporary permit authorizing the applicant to conduct such class or classes. In order to be qualified for such temporary license, the applicant must (1) hold a valid license as a registered barber in some state in the United States; have filed with the Board of Barber Examiners an application setting forth the type of classes to be conducted, the period of time the classes will be conducted, the place in which such classes are to be conducted, and the amount of tuition, if any, to be charged. Upon being satisfied that the applicant does hold a valid license as a barber in some state in the United States, is qualified to conduct such class, and has made arragements to conduct such class in facilities which otherwise meet the requirements as to health and sanitation required of a barber school in the State of Nebraska, the board shall issue a temporary license to such applicant to permit the conducting of such class. The license shall be valid only for the classes and time set forth in the application. Before said application is delivered to the applicant, the applicant must post with the Board of Barber Examiners a good and sufficient surety bond, issued by a reputable bonding company licensed to do business in the State of Nebraska, for the benefit of the persons taking such class or classes in a sufficient amount to assure to such students a refund of any portion of their tuition paid but not used, in the event that said class or classes shall discontinue operation for any reason prior to the time that all of said classes have been conducted.

Sec. 30. That section 71-207, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

~~71-207.~~ ~~An applicant for a certificate of (2) have filed with the Board of Barber Examiners an pass a satisfactory examination, is required to complete a further course of study of not less than five hundred hours, to be completed within three months, of not more than ten hours in any one working day, in a school of barbering approved by the Board of Barber Examiners.~~ An applicant for a certificate of registration to practice as an apprentice who fails to pass a satisfactory examination may take the examination next time that said examination is given by the Board of Barber Examiners without being required to take any further course of study. Should the applicant fail the examination a second time, the applicant shall be required to complete a further course of study of not less than five hundred hours to be completed within three months of not more than ten hours in any one working day in a school of barbering approved by the Board of Barber Examiners before the applicant may be permitted to take said examination a third time.

Sec. 31. That section 71-224, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-224. Sections 71-201 to ~~71-224~~ 71-237 may be cited as The Barber Act.

Sec. 32. If any section in this act or any part of any section shall be declared invalid or unconstitutional, such declaration of invalidity shall not affect the validity of the remaining portions thereof.

Sec. 33. That original sections 71-201, 71-202, 71-203, 71-205, 71-207, 71-208, 71-208.01, 71-208.02, 71-208.04, 71-208.05, 71-209, 71-212, 71-213, 71-215, 71-216, 71-219, 71-220, 71-221, 71-222, 71-222.01, 71-223.01, and 71-224, Reissue Revised Statutes of Nebraska, 1943, are repealed.

Sec. 34. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

Mr. Whitney offered the following amendment, to the Carpenter amendment, which was adopted.

On page 3 line 3 strike "and (6)"
and insert "Provided, that".

The Carpenter amendment as amended was adopted.

Laid over.

LEGISLATIVE BILL 921. Enrollment and Review amendments found in the Legislative Journal on page 1775 for the Eightieth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1003. Enrollment and Review amendments found in the Legislative Journal on page 1776 for the Eightieth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 152. Enrollment and Review amendments found in the Legislative Journal on page 1776 for the Eightieth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 330. Enrollment and Review amendment found in the Legislative Journal on page 1776 for the Eightieth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 404. Enrollment and Review amendment found in the Legislative Journal on page 1776 for the Eightieth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 188. Enrollment and Review amendments found in the Legislative Journal on page 1777 for the Eightieth Day were adopted.

Mr. Carpenter offered the following amendment which was adopted:
Add the emergency clause.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 699. Enrollment and Review amendments found in the Legislative Journal on page 1777 for the Eightieth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 823. Enrollment and Review amendments found in the Legislative Journal on page 1778 for the Eightieth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 955.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 732. Enrollment and Review amendments found in the Legislative Journal on page 1778 for the Eightieth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 659. Enrollment and Review amendments found in the Legislative Journal on page 1778 for the Eightieth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 612. Enrollment and Review amendments found in the Legislative Journal on page 1778 for the Eightieth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 650. Enrollment and Review amendments found in the Legislative Journal on page 1779 for the Eightieth Day were adopted.

Mr. Luedtke asked unanimous consent to bracket. No objections. So ordered.

LEGISLATIVE BILL 759. Mr. Kremer offered the following amendment to the Ziebarth amendment which is found in the Legislative Journal on page 1780 for the Eightieth Day:

On page 25, line 9 strike "two" and insert "one".

On page 26, line 17, new section of Ziebarth amendment, strike "two mills" and insert "one mill".

The Kremer amendment to the Ziebarth amendment was adopted by a vote of 33 ayes, 1 nay and 15 not voting.

The Ziebarth amendment as amended was adopted by a vote of 33 ayes, 0 nays and 16 not voting.

Advanced to Enrollment and Review for engrossment.

VISITORS

Mr. Burbach introduced 34 Eighth grade students and their teachers, Sister Margaret and Father Robert Eimers, from East Catholic Elementary, St. Helena, Nebraska.

Mr. Holmquist introduced 4 Eighth grade students and their teacher Merwin Delming from Immanuel Lutheran in Washington County.

Mr. Duis introduced 4 girl scouts and their teachers, Mrs. Dick Cranford and Mrs. Ed Darby, from Lexington, Nebraska.

MOTION—Return LB 759 To Select File

Mr. Whitney moved to return LB 759 to Select File for the following specific amendment:

Amend LB 759 to give the people in the counties not now within Jr. College or Technical College districts the right to vote as to whether or not they want to be included within the technical college districts.

The motion to return failed with 12 ayes, 21 nays and 16 not voting.

SELECT FILE

LEGISLATIVE BILL 594. The Carpenter amendments found in today's Journal were adopted by a vote of 34 ayes, 1 nay and 14 not voting.

Advanced to Enrollment and Review for engrossment.

UNANIMOUS CONSENT—Expedite LB 759 and LB 264

Mr. Carpenter asked unanimous consent to expedite LB 759 and LB 264. No objections. So ordered.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 954. Replaced on Select File as amended. Enrollment and Review amendments to LB 954:

1. On page 14, line 20, strike the first comma.
2. On page 26, line 12, strike the comma before the first "and".
3. In line 1 of E & R amendment 15, adopted 5/10/71, strike "9" and insert "10".

LEGISLATIVE BILL 1027. Replaced on Select File as amended. Enrollment and Review amendments to LB 1027:

1. In lines 2 and 4 of the amendment to page 9, insert "the second" after "strike".
2. In the last line of the amendment to page 2, insert a period after "(G)".

LEGISLATIVE BILL 644. Replaced on Select File as amended. Enrollment and Review amendments to LB 644:

1. In the Johnson amendment adopted 5/7/71, line 3, strike "their" and insert "its"; in lines 8 and 9 strike "the above named" and insert "such"; in line 13 insert "dollars" after "ten"; in line 27 strike "such areas" and insert "any such area"; and in line 29 insert "thereof," after "conviction".
2. In E & R amendments adopted 5/6/71, page 23, line 16, insert "and" after the third comma; and strike beginning with "and" in line 19 through the second comma in line 22.
3. In E & R amendments adopted 5/6/71, page 24, line 4, insert "and" after the third comma; and strike beginning with "and" in line 8 through the third comma in line 11.

LEGISLATIVE BILL 350. Replaced on Select File as amended. Enrollment and Review amendments to LB 350:

1. On page 2, line 20, strike the comma.
2. On page 4, lines 20 and 21, strike "read as follows:".

LEGISLATIVE BILL 802. Replaced on Select File as amended. Enrollment and Review amendment to LB 802:

1. In line 5 of E & R amendment 3, adopted 5/7/71, strike the colon and insert a semicolon.

LEGISLATIVE BILL 365. Replaced on Select File as amended. Enrollment and Review amendments to LB 365:

1. In lieu of the Barnett amendment to page 3, line 1, adopted 5/10/71, in Standing Committee amendment 2, line 3, insert "rotating or" after "A" and after "light" insert "or lights".

2. In the title, line 2, strike "section" and insert "sections 39-788.03 and"; and at the end of line 5 as amended insert "to authorize flashing or rotating lights;"; and in line 6, strike "section" and insert "sections".

LEGISLATIVE BILL 751. Placed on Select File as amended. Enrollment and Review amendments to LB 751:

1. In lieu of the Carpenter amendments adopted 4/16/71, strike sections 1 and 2 and insert nine new sections to read:

"Section 1. It is the declared policy of the State of Nebraska that it is necessary to regulate and control the manufacture, sale, and distribution of alcoholic liquors within the state for the purpose of fostering temperance in their consumption and respect for and obedience to the law. The advertising material furnished by suppliers of alcoholic liquor to retail licensees is an integral part of the distribution and the sale of alcoholic liquor together with the pricing by the suppliers of their products to retail licensees. In the supplying of advertising materials to retail accounts certain confusion has resulted from the enactment of conflicting legislation and failure to clarify the regulation of advertising materials which can legally be supplied may result in the placing in retail establishments of advertising materials which are not primarily for advertising purposes, but which would, in fact, give to the retail licensee matters of considerable value resulting in a tied-house between suppliers and retailers. There is a need to clarify existing legislation regulating advertising matters to be furnished retail licensees to promote an orderly marketing of alcoholic liquor which, in turn, will serve to promote temperance. To further accomplish these objectives and the declared legislative policy of the state in the manufacture, distribution and sale of alcoholic liquor, it is necessary that legislation be enacted to provide for the suppliers of alcoholic liquor to file with the Nebraska Liquor Control Commission schedules of prices at which the suppliers' brands of alcoholic liquor are available for purchase by retail licensees. This act is not for the purpose of fixing the wholesalers' prices to be charged to retailers but is for the purpose of making known to retail licensees the price at which alcoholic liquor will be sold to any retailer in the state. The further requirement that such schedules be posted thereof, at the supplier's place of business will promote the orderly marketing of alcoholic liquor. In part, this legislation will also implement section 53-168. In this implementation it is recognized that there are marketing factors which differ between beer and other alcoholic liquors. Some of these factors are the more frequent turnover of a retailer's beer inventory, the fact that wholesalers of other liquors handle more brands of their products than beer wholesalers, most of whom distribute only one of two major brands of beer, the shelf life of beer, and other factors. Because of these differences it is the declared policy of this state to have this act apply to beer only as it pertains to the initial filing of price schedules and then have the marketing of beer governed by the provisions of section 53-168. Recognizing the marketing requirements of alcoholic liquor, except beer, it is the legislative intent to require the filing of price changes and in order to promote a more orderly marketing of alcoholic liquor, except beer, to allow only the posting down of the pricing of each brand thereof not more than two times each year. These provisions will enable the retail licensees to be advised of price changes and enable the Nebraska Liquor Control Commission to adequately enforce the provisions of section 53-168.

Sec. 2. Within fifteen days after the effective date of this act each wholesales, distributor, or manufacturer selling alcoholic liquor to retail licensees in the state shall file with the commission, in such form as prescribed by the commission, a complete schedule of all prices to be charged to retail licensees by such form as prescribed by the commission, a complete schedule of all prices to be charged to retail licensees by such manufacturer, distributor, or wholesaler from the point of shipment for each brand of alcoholic liquor sold to retail licensees in the state by such manufacturer, distributor, or wholesales. Such schedule shall be dule verfied by the manufacturer, wholesaler, or distributor or his duly authorized agent and shall set forth: (1) The unit price per case for all such alcoholic liquor of each brand; and (2) the unit price per bottle, or other container, for all alcoholic liquor of each brand sold in broken case lots, the size of the bottle or container to be specified.

Sec. 3. Any such manufacturer, distributor, or wholesaler of alcoholic liquor, except beer, at any time after the filing of its schedules of prices charged to retail licensees, may amend the same by filing with the Nebraska Liquor Control Commission an amendment in writing on a form to be prescribed by the commission and specifically setting forth each item for which a change in price is made and stating the new price to be charged and the effective date of the price change, which shall in no case be less than thirty days after the date of filing the amendment with the commission and shall specify the period of time that the price change will be effective, which shall in no case be less than thirty days after the effective date thereof. For any brand or brands that have not previously been sold to retail licensees in this state by such manufacturer, distributor, or wholesaler, the price schedule may be amended for such brand or brands to become effective upon the filing of the amendment. If such manufacturer, distributor, or wholesaler has not previously sold such a brand in the state and has not previously filed a schedule of prices, then the prices of such brand or brands shall become effective immediately on filing of such a schedule and shall remain in effect for at least thirty days. If the price is increased thereafter, the price shall remain in effect for a period of one hundred fifty days before it can be reduced.

No manufacturer, distributor, or wholesaler shall make amendments of its price schedules to effect a discount in prices because of a retailer licensee's quantity purchases or to discriminate between retailers. To aid in the prevention of such discounts or discriminations, it shall be unlawful for any manufacturer, wholesaler, or distributor to reduce its price to retail licensees on a brand more than twice in any twelve-month period, and in the case of an increase in the price of a brand after a reduction, the increased price cannot be reduced again for one hundred fifty days thereafter.

Sec. 4. Any manufacturer, distributor, or wholesaler hereafter licensed shall, before commencement of business to sell alcoholic liquor at retail under such license, file its schedule with the Nebraska Liquor Control Commission, the same to be effective immediately upon filing, and shall thereafter proceed with regard to amendments as provided for in section 3 of this act.

Sec. 5. That section 53-169, Revised Statutes Supplement, 1969, be amended to read as follows:

53-169. (1) No manufacturer, distributor, or wholesaler shall directly or indirectly: ~~(1)~~ (a) Sell, supply, furnish, give, pay for, loan, or lease any furnishing, fixture, or equipment on the premises of a place of business of another licensee authorized under this act to sell alcoholic liquor at retail, either for consumption on or off the premises; ~~(2)~~ (b) pay for any such license, or advance, furnish, lend, or give money for payment of such license; ~~(3)~~ (c) purchase or become the owner of any note, mortgage, or other evidence of indebtedness of such licensee or any form of security therefor; ~~(4)~~ (d) be interested in the ownership, conduct, or operation of the business of any licensee authorized to sell alcoholic liquor at retail; or ~~(5)~~ (e) be interested directly or indirectly, or as owner, part owner, lessee, or lessor thereof, in any premises upon which alcoholic liquor is sold at retail.

(2) No manufacturer, distributor, or wholesaler shall, directly or indirectly or through a subsidiary or affiliate, or by any officer, director, or firm of such manufacturer, distributor, or wholesaler, furnish, give, lend, or rent any interior decorations other than advertising signs, or furnish, give, lend, or rent any signs or displays, for inside ~~or outside~~ use, costing in the aggregate more than one hundred dollars in any one calendar year for use in or about or in connection with any one establishment on which products of the manufacturer, distributor, or wholesaler are sold; Provided, ~~nothing in this act contained shall be construed as affecting existing signs~~ that if such advertising signs are illuminated in any manner, they will be disconnected from their source of electrical energy during all times the retail premises are closed for business. Lawful advertising signs or displays shall include the following: (1) Pole displays, pole merchandisers, and stackers made of cardboard with or without metal feet, including cardboard bins designed to merchandise and advertise products and having no secondary value; (b) counter and floor racks, which are furnished by the manufacturer and are specifically identified with the manufacturer's brand; and (c) items and calendars advertising schedules of entertainment events or holidays and having no other secondary value. No person, engaged in the business of manufacturing, distributing, or wholesaling alcoholic liquors shall directly or indirectly pay for or advance, furnish any items for the individual use of the retail licensee's customers, or lend money for the payment of any licenses for another.

Sec. 6. The Nebraska Liquor Control Commission may revoke or suspend the license of any manufacturer, wholesaler, distributor, or retailer found violating the provisions of this act and all proceedings under this act shall be governed by the provisions of Chapter 53 governing the suspension or revocations of licenses and the appeals to the courts from any orders of the commission.

Sec. 7. If any section in this act or any part of any section shall be declared invalid or unconstitutional, such declaration of invalidity shall not affect the validity of the remaining portions thereof.

Sec. 8. That original section 53-169, Revised Statutes Supplement, 1969, is repealed.

Sec. 9. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, strike lines 2 to 6 and insert:

FOR AN ACT relating to alcoholic liquor; to state policy; to require the filing and posting of schedules of prices charged to retail licensees and the effect and amendment thereof; to clarify provisions respecting advertising materials; to provide for enforcement; to provide severability; to amend section 53-169, Revised Statutes Supplement, 1969; to repeal the original section; and to declare an emergency.".

LEGISLATIVE BILL 768. Placed on Select File as amended. Enrollment and Review amendments to LB 768:

1. On page 3, line 9, insert "and" after the third comma; and insert a comma at the end of line 17.

2. On page 4, line 20, strike the comma.

3. On page 5, lines 5 and 6, strike "the motor vehicles, motorcycles, or trailers" and insert "them"; in line 8, strike "vehicles" and insert "vehicle"; and in line 26, strike "owners" and insert "owner".

4. In lieu of the Duis amendment 2, on page 7, line 8, strike "Motor vehicle auction" and insert "Auction".

5. On page 7, line 12, strike "dealer or dealers" and insert "dealer's"; in line 14, strike "a motor vehicle" and insert "an"; in line 15, strike "and be"; and in line 24, insert "which" after "but".

6. In lieu of the Duis amendment 3, on page 7, line 26, insert ", motorcycle," after "vehicle"; and on page 8, line 3, strike "used motor vehicle dealer,".

7. In line 1 of the Duis amendment 4, strike "of making" and insert "making or".

8. On page 8, strike the comma at the end of line 21.

9. On page 9, line 7, insert ", motorcycles," after "vehicles".

10. On page 10, line 10, strike "to perform" and insert "the performance"; in line 11, insert "of" after the comma; and in line 24, strike ", and" and insert "or".

11. On page 11, line 12, insert "stating" after "buyer".

12. In the Duis amendment 5, strike "subsection 16 hereof" and insert "subdivision (16) of this section".

13. In lieu of the Duis amendment 7, on page 13, after line 4, insert:

"Nothing in this act shall apply to the State of Nebraska, any of its agencies or subdivisions, any insurance company, finance company, public utility company, fleet owner, or other person coming into possession of any motor vehicle, motorcycle, or trailer and owning the same for at least ninety days.".

14. In standing committee amendment 5, line 1, strike "semicolon" and insert "colon".

15. On page 13, line 12, strike "six" and insert "~~six~~ eight"; and in line 12, strike "One" and insert "~~One~~ one".

16. On page 14, line 2, insert "On the effective date of this act, the Governor shall appoint one factory representative and one member of the general public to the board, designating one to serve for a term of one year and one for a term of two years." after the period.

17. For correlation purposes, on page 14, line 26, insert ", as amended by section 6, Legislative Bill 653, Eighty-second Legislature, First Session, 1971" after "1943"; on page 15, line 9, insert ", which may be either an engraved or ink stamp seal," after "seal"; and in line 11, strike "engraved" and insert "included".

18. On page 18, line 20, strike "(8)" and insert "~~(8)~~ (7)"; and renumber the following subdivisions in the section as subdivisions (8) to (15).

19. On page 19, line 15, strike the comma.

20. On page 20, line 7, insert "which" after "but".

21. On page 21, line 7, reinstate "named thereon" and insert an underscored comma immediately thereafter; and strike the first comma in line 8.

22. On page 23, line 8, strike "then"; and in line 25, strike the semicolon.

23. On page 24, line 4, strike "members" and insert "member"; and in line 24, strike "vehicle" and insert "vehicles".

24. On page 29, strike lines 6 to 9 and insert:

"(1) Has had any license, issued to him under the provisions of this act, revoked or suspended and, if the license has been suspended, has not complied with the terms of suspension;"; and in line 24, strike "material false" and insert "false material".

25. On page 30, line 22, strike "thereof or" and strike line 23 and insert "under the provisions thereof".

26. In lieu of the standing committee amendment thereto, on page 30, line 18, strike "15" and insert "13".

27. Renumber section 14 as shown in standing committee amendment 9, as section 13; in line 9 thereof strike "of"; in lines 26, 27, and 29, strike the semicolon; in line 30, strike the second "or"; in line 39, strike "shall not be used"; in line 46, insert an underscored comma after "allowance"; in line 59, strike the first comma; in line 81, insert "they" after "company"; in line 84, strike "such repossessions" and insert "repossession"; in line 92 strike the first comma; in line 96, insert "that" after "impression"; in line 99, strike the first comma; in line 104, strike "that"; in lines 104 and 105, strike "executives, and officials" and insert "executive's and official's"; in line 111, strike the commas; in line 128, strike "if" and insert "of"; in line 135, insert "that" after "impression"; in line 138, strike "or as"; in line 184, strike the second comma.

28. On page 31, line 11, strike "14" and insert "13".

29. On page 32, line 26, strike "In the event" and insert "If"; and in line 27, strike "then".

30. In the Duis amendment 6, line 1, insert "original" after "Amend"; in line 2, insert "~~books~~" before "documents"; and in line 2, strike the period.

31. Renumber sections 21 to 36 added by the Duis amendment 8 as section 20 to 35.

32. In section 20, line 5, strike "1." and insert "(1)"; in line 5, strike the comma and insert an underscored semicolon; in line 6, strike "2." and insert "(2)"; in line 8, strike "franchisees' " and insert "franchisee's"; in line 9, strike "; provided however," and insert ", except that".

33. In section 21, strike "In the event that" and insert "If".

34. In section 23, line 3, strike "dealer".

35. In section 24, line 1, strike "In the event that" and insert "If".

36. In section 25, line 1, insert "under the provisions of section 24 of this act" after "application"; and in line 14, strike "; provided however," and insert ", but".

37. In section 28, line 4, strike "In the event" and insert "If"; and in line 10, strike "is" and insert "shall be".

38. In section 29, line 5, strike "1." and insert "(1)"; in line 5, strike the period and insert an underscored semicolon; in line 6, strike "2." and insert "(2)"; strike line 11 and insert "products in the community; or"; and in line 12, strike "3." and insert "(3)".

39. In section 30, line 2, strike "subsection two" and insert "subdivision"; and in line 3, strike "thirty

(30)" and insert "29".

40. In section 32, line 1, strike "In the event that" and insert "If".

41. In section 33, lines 4, 6, 7, 9, 15, and 18, strike the period at the end of the line and insert an underscored semicolon; in line 21, strike the period and insert "; and"; in lines 4, 5, 7, 8, 10, 16, 19, and 22, strike the period following the numbers and place the number in underscored parentheses; in line 17, strike ", provided that" and insert "if"; in line 18, strike "f or" and insert "for"; and in lines 19 and 22, strike "thirty (30)" and insert "29".

42. In section 34, lines 5, 8, 9, and 10, strike the period at the end of the line and insert an underscored semicolon; in line 12, strike the period and insert "; and"; in lines 4, 6, 9, 10, 11, and 13, strike the period following the number and place the number in underscored parentheses; and in line 15, insert "products" after "trailer".

43. Renumber original sections 41 to 43 as sections 36 to 38, and original sections 46 to 48 as sections 39 to 41.

44. Strike standing committee amendment 13.

45. Amend the Duis amendment 1 to read "1. Strike standing committee amendments 10, 11, and 12.".

46. On page 54, line 25, and in the title, line 2, strike "60-1403,"; on page 54, line 27, and in the title, line 5, strike "and"; and on page 55, line 1, and in the title, line 7, insert ", and section 60-1403, Reissue Revised Statutes of Nebraska, 1943, as amended by section 6, Legislative Bill 653, Eighty-second Legislature, First Session, 1971" after "1969".

LEGISLATIVE BILL 264. Placed on Select File as amended.
Enrollment and Review amendments to LB 264:

1. Before line 1 of section 1 of the Burbach amendments, insert "Amend section 1 to read:".

2. In section 1, strike lines 6 and 7 and insert "section 79-328 (5) (c);"; and in line 15, strike "Finance Report" and insert "financial report of the district".

3. In section 2, line 1, insert a period after "2".

4. In section 5, line 2, insert an underscored comma after "Education"; and at the end of line 4, insert "ensuing".

5. In section 6, line 9, strike "to district"; in line 16, strike "(1/4)".

6. In lines 5 and 6 of the Burbach amendment to section 6, strike "Revised Statutes Supplement, 1969,".

7. In section 8, line 1, strike "In the event that" and insert "If".

8. In section 9, line 1, insert a period after "9"; and in line 2, strike "subsections (7) and (8)" and insert "sections 7 and 8 of this act".

9. In section 10, line 2, strike "(5%)"; and in line 5, strike "of Sec." and insert "from section".

10. Number the new section added by the Carpenter amendment as section 11; in line 1 thereof, insert "Sec. 11." before "That"; in line 11, insert an underscored period after "district"; and in line 13, strike the period and show the same as stricken.

11. Insert a new section to read:

"Sec. 12. That original section 79-458, Revised Statutes Supplement, 1969, is repealed.".

12. In the title, strike lines 2 to 7 and insert:

"FOR AN ACT relating to schools; to define terms; to
establish the School Tax Relief Fund and
provide for its source, distribution, and
administration; to amend section 79-458,
Revised Statutes Supplement, 1969; and to
repeal the original section.".

LEGISLATIVE BILL 54. Placed on Select File as amended.
Enrollment and Review amendments to LB 54:

1. On page 3, line 26, strike "hereinafter enacted" and insert "of this act".

(Note: References to page numbers in the following amendments are to the standing committee amendments.)

2. On page 1, line 3, insert "(1)" before "Whenever"; redesignate the subdivisions in lines 5 to 10 as subdivisions (a) to (d); in line 19, strike "; Provided, that (1) each" and insert "(2) (a) Each" to start a new paragraph; in line 23 strike the comma and insert a semicolon; on page 2, lines 4 and 9, strike the comma and insert a semicolon; redesignate the subdivisions on page 1, line 24 and page 2, lines 4 and 9, as subdivisions (b) to (d).

3. On page 2, line 22, strike "a newspaper or" and insert "one or more".

4. On page 3, line 2, strike the comma.

5. On page 5, line 8, strike ", 8, and" and insert "to"; and in line 22 insert "prior to" after "and".

6. On page 7, line 4, strike "and" and insert "to"; in line 10 strike "statutory"; in line 19 strike "said" and insert "the"; and in line 23 strike "who" and insert "whom".

7. On page 8, line 11, strike the comma; in line 16 strike the comma and insert a period; and strike line 17.

8. On page 9, line 2 insert "the" after "by"; in line 20 strike the first "to" and insert the same after the second "time" in the same line.

9. On page 10, line 22, strike "a newspaper or" and insert "one or more".

10. On page 11, line 12, strike "his" and insert "their"; in line 17 strike "13" and insert "17"; and strike line 20 and insert "appointed to serve a".

11. On page 12, insert a period at the end of line 9 and strike line 10; and in line 22 strike "11" and insert "12".

12. On page 13, line 8, insert "the" after "in".

13. On page 15, line 6, strike "revenues" and insert "revenue"; in line 7, strike "hereinafter provided" and insert "provided in this act"; and in line 27 insert "to" after "consideration".

14. On page 16, line 8, strike "will" and insert "shall"; and in line 11 strike "revenues" and insert "revenue".

15. On page 18, line 14, strike ",23, and" and insert "to"; and insert a comma after "construction" in line 15 and "apply" in line 16.

16. On page 19, lines 7 and 14, strike "revenues" and insert "revenue".

17. On page 20, strike beginning with the comma in line 2 through "face" in line 3 and insert the same after "authority" in line 8; and strike the first comma in line 3.

18. On page 21, line 10, strike the comma; and in lines 25 and 26 strike "revenues" and insert "revenue".

19. On page 22, lines 12, 22, and 27, strike "revenues" and insert "revenue".

20. On page 23, lines 2 and 21, strike "revenues" and insert "revenue".

21. On page 25, lines 16 and 26, strike "revenues" and insert "revenue"; and in line 23 insert "of" after "possession".

22. On page 26, line 11 strike "herein" and in the same line insert "in this section" after "authorized"; in line 14 strike "herein granted" and insert "granted in this section"; in line 17 strike "above specified" and insert "specified in this act"; in line 24 strike the semicolon and insert a comma; and in line 25 strike "herein;" and insert "in this section,".

23. On page 27, line 20, strike the comma.

24. On page 28, line 8, insert "the" after "maintain"; and in line 20 strike "hereinabove conferred" and insert "conferred in this act".

25. In the Carpenter amendment 2, line 3, strike the comma; and in line 8, strike "revenues" and insert "revenue".

26. On page 31, line 6, strike "said" and insert "the".

27. In the Carpenter amendment 3, line 8, strike ", and amendments thereof".

28. On page 33, line 3, insert a comma after "order"; in line 4 strike "then,"; in lines 12 and 13 strike

"hereby vested" and insert "vested by this act".

29. Number the new section added by the Carpenter amendment as section 48, and in line 1 thereof insert "Sec. 48." before "If".

30. Renumber original section 48 as section 49.

31. In the title, strike lines 2 to 19 and insert:
"FOR AN ACT to adopt the Hospital Authorities Act; to provide severability; and to declare an emergency.".

LEGISLATIVE BILL 987. Placed on Select File as amended.
Enrollment and Review amendments to LB 987:

1. On page 3, line 4, strike the second "of" and insert "in".

2. On page 4, insert "and" at the end of line 11; and in line 14, insert "and" after the comma.

3. Insert the new matter added by Select Committee amendment 4, after the period on page 8, line 23; and in the last line thereof strike "to" and insert "with".

4. In Select Committee amendments, page 7, line 24, strike "State Auditor" and insert "Auditor of Public Accounts.".

5. On page 15, line 15, insert an underscored period after "condition" and strike the period at the end of the line and show the same as stricken.

6. On page 23, line 6, strike "State Auditor" and insert "Auditor of Public Accounts".

7. For correlation purposes, in Select Committee amendments, page 18, line 3, insert ", as amended by section 1, Legislative Bill 476, Eighty-second Legislature, First Session, 1971" after "1969"; and in line 26, insert "until December 31, 1971," after "dollars".

8. In Select Committee amendments, page 20, line 23, strike "and"; in line 26, strike "84-1301, and 84-1309" and insert "and 84-1301"; and in line 27, insert ", and section 84-1309, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 476, Eighty-second Legislature, First Session, 1971" after "1969".

9. In the title, strike lines 7 to 13 and insert "sections 24-705, 60-447, 60-448, 60-450, 60-461, 79-1507, 79-1513, 79-1516, 79-1549, 79-1550, 79-1553, 84-1311, 84-1314 and 84-1315, Reissue Revised Statutes of Nebraska, 1943, sections 24-701, 24-703, 24-704, 24-709, 24-712, 60-444, 60-446, 79-1501, 79-1502, 79-1503, 79-1508, 79-1512, 79-1531, 79-1540, 79-1546, 79-1548, 79-1552, 79-1555, and 84-1301, Revised Statutes Supplement, 1969, and section 84-1309, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 476, Eighty-second Legislature, First Session, 1971".

LEGISLATIVE BILL 518. Placed on Select File as amended. Enrollment and Review amendments to LB 518:

1. In the Waldron amendments, page 1, line 2, strike "For purposes of" and insert "As used in"; in line 15 strike "advice and consent" and insert "approval"; strike the sentence beginning in line 18; and in line 24, strike "prescribe" and insert "provide".

2. In the Waldron amendments, page 2, line 15, strike "has" and insert "have"; and in line 23, strike "authorized" and insert "provided".

3. For correlation purposes, on page 2, line 2, insert ", as amended by section 12, Legislative Bill 53, Eighty-second Legislature, First Session, 1971" after "1969"; on page 3, line 11, strike "preserve and may invest" and insert "have"; strike beginning with "in" in line 12 through "funds" in line 13 and insert "invested"; and after the period in line 16, insert "Any money in the State Park and Game Refuge Fund available for investment shall be invested by the state investment officer pursuant to the provisions of sections 72-1237 to 72-1259.".

4. On page 16, strike lines 1 and 2 and amendments thereto and insert "section 81-815.39, Revised Statutes Supplement, 1969, and section 81-805, Revised Statutes Supplement, 1969, as amended by section 12, Legislative Bill 53, Eighty-second Legislature, First Session, 1971, are repealed.

5. Add a new section to read:

"Sec. 12. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

6. In the title, strike lines 2 to 10 and insert:

"FOR AN ACT relating to state administrative departments; to create the Department of Tourism as prescribed; to amend sections 81-815.37 and 81-815.38, Reissue Revised Statutes of Nebraska, 1943, section 81-815.39, Revised Statutes Supplement, 1969, and section 81-805, Revised Statutes Supplement, 1969, as amended by section 12, Legislative Bill 53, Eighty-second Legislature, First Session, 1971; to repeal the original sections; and to declare an emergency.".

LEGISLATIVE BILL 408. Placed on Select File as amended. Enrollment and Review amendments to LB 408:

1. On page 2, line 1, insert "an" after "had" and strike "a".

2. In the title, line 4, strike "provide" and insert "change"; in line 6, strike "and" and insert "to

provide an operative date;"; and in line 7, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 297. Placed on Select File as amended. Enrollment and Review amendment to LB 297:

1. In the title, strike lines 4 and 5 and insert: "vending machines; to require a license only for five or more machines; and".

LEGISLATIVE BILL 358. Placed on Select File as amended. Enrollment and Review amendments to LB 358:

1. Pursuant to the Goodrich amendment, on page 2, lines 26 and 27, and on pages 2 and 3, lines 27 and 1, respectively, strike "one hundred dollars" and insert "~~one hundred~~ ten dollars for each machine or device"; and on page 3, strike the new matter in lines 2 to 5.

2. In the title, strike lines 4 to 6 and insert "change the license fee;"; and in line 7, strike "machine;".

LEGISLATIVE BILL 1034. Placed on Select File as amended. Enrollment and Review amendment to LB 1034:

1. In the title, strike lines 2 to 11 and insert: "FOR AN ACT to ratify the Nebraska-Missouri Boundary Compact.".

LEGISLATIVE BILL 525. Placed on Select File as amended. Enrollment and Review amendment to LB 525:

1. In the title, line 4, insert "the" after the first "of".

LEGISLATIVE BILL 929A. Placed on Select File.

LEGISLATIVE BILL 904. Placed on Select File as amended: Enrollment and Review amendment to LB 904:

1. On page 2, line 10, strike "Nebraska,"; in line 13, insert "and" after "commission".

LEGISLATIVE BILL 904A. Placed on Select File as amended: Enrollment and Review amendment to LB 904A:

1. In the Burbach amendment, line 3, strike "and".

LEGISLATIVE BILL 959. Placed on Select File as amended. Enrollment and Review amendments to LB 959:

1. For correlation purposes, on page 2, line 22, insert ", as amended by section 6, Legislative Bill 12, Eighty-second Legislature, First Session, 1971" after "1969"; and in line 25, strike ", primary or first-class" and insert "or primary".

2. On page 2, line 27, strike "and" and insert "which".

3. On page 5, line 8, insert ", as amended by section 6, Legislative Bill 12, Eighty-second Legislature, First Session, 1971" after "1969".

4. In the title, strike lines 2 to 7 and insert:

"FOR AN ACT to amend sections 26-108, 26-1,182, 26-1,188, and 29-1108, Reissue Revised Statutes of Nebraska, 1943, and section 26-1,106.01, Revised Statutes Supplement, 1969, as amended by section 6, Legislative Bill 12, Eighty-second Legislature, First Session, 1971, relating to courts; to increase bonds; to change duties; to clarify provisions; to increase penalties; and to repeal the original sections.".

LEGISLATIVE BILL 562. Placed on Select File as amended.
Enrollment and Review amendments to LB 562:

1. On page 4, line 10, strike "maximum" and show as stricken.

2. On page 6, line 20, strike "of" and insert "for".

3. In the title, line 8, insert "and" after the semicolon.

LEGISLATIVE BILL 767. Placed on Select File.

LEGISLATIVE BILL 594. Correctly re-engrossed.

LEGISLATIVE BILL 662. Correctly engrossed.

LEGISLATIVE BILL 1024. Correctly engrossed.

LEGISLATIVE BILL 1025. Correctly engrossed.

LEGISLATIVE BILL 1031. Correctly engrossed.

LEGISLATIVE BILL 369. Correctly enrolled.

LEGISLATIVE BILL 520. Correctly enrolled.

LEGISLATIVE BILL 680A. Correctly enrolled.

LEGISLATIVE BILL 822. Correctly enrolled.

LEGISLATIVE BILL 856. Correctly enrolled.

LEGISLATIVE BILL 889. Correctly enrolled.

LEGISLATIVE BILL 191. Correctly enrolled.

LEGISLATIVE BILL 791. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 191, LB 369, LB 520, LB 680A, LB 791, LB 822, LB 856 and LB 889.

STANDING COMMITTEE REPORT

Appropriations

LEGISLATIVE BILL 742. Indefinitely postponed.

LEGISLATIVE BILL 980. Indefinitely postponed.

(Signed) Richard Marvel, Chairman

APPROPRIATION BILLS

The following bills were read for the first time by title:

LEGISLATIVE BILL 152A. Introduced by Terry Carpenter, 48th District.

A BILL FOR AN ACT to appropriate thirteen thousand eight hundred fourteen dollars from the state General Fund for the period July 1, 1971 to June 30, 1972 to the Board of Trustees of Nebraska State Colleges, Agency No. 49, for Program 046 and seventeen thousand nine hundred two dollars from the state General Fund for the period of July 1, 1971 to June 30, 1972 to the Nebraska Investment Council, Agency No. 75, for Program 610, such appropriations to be used to aid in carrying out the provisions of Legislative Bill 152, Eighty-second Legislature, First Session, 1971; to provide restrictions; and to declare an emergency.

LEGISLATIVE BILL 245A. Introduced by Roland Luedtke, 28th District.

A BILL FOR AN ACT to appropriate ten thousand eight hundred five dollars from the state General Fund for the period July 1, 1971 to June 30, 1972 to the Department of Health, Agency No. 20, for Program 177 to aid in carrying out the provisions of Legislative Bill 245, Eighty-second Legislature, First Session, 1971; and to provide conditions.

LEGISLATIVE BILL 246A. Introduced by Roland Luedtke, 28th District.

A BILL FOR AN ACT to appropriate six thousand six hundred fifty-five dollars from the state General Fund for the period July 1, 1971 to June

30, 1972 to the Department of Health, Agency No. 20, for Program 177 to aid in carrying out the provisions of Legislative Bill 246, Eighty-second Legislature, First Session, 1971; and to provide conditions.

LEGISLATIVE BILL 356A. Introduced by J. James Waldron, 42nd District.

A BILL FOR AN ACT to appropriate fifty thousand one hundred sixty-eight dollars from the state General Fund for the period July 1, 1971 to June 30, 1972 to the district courts, Agency No. 6, for Program 507 to aid in carrying out the provisions of Legislative Bill 356, Eighty-second Legislature, First Session, 1971.

LEGISLATIVE BILL 741A. Introduced by David Stahmer, 8th District.

A BILL FOR AN ACT to appropriate seventy-four thousand dollars from the state General Fund for the period July 1, 1971 to June 30, 1972, to the State Department of Education, Agency No. 13, for Program 292, to aid in carrying out the provisions of Legislative Bill 741, Eighty-second legislature, First Session, 1971; and to provide restrictions.

UNANIMOUS CONSENT—Change of Order

Mr. Marvel asked unanimous consent to take up LB 954, LB 1027 and LB 264, on Select File, today. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 954. Enrollment and Review amendments found in today's Legislative Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1027. Enrollment and Review amendments found in today's Legislative Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 264. Enrollment and Review amendments found in today's Legislative Journal were adopted.

Advanced to Enrollment and Review for engrossment.

UNANIMOUS CONSENT—Withdraw LB 472

Mr. Kennedy asked unanimous consent to withdraw LB 472.

Laid over.

RESOLUTION

LEGISLATIVE RESOLUTION 69.

Introduced by William F. Swanson, 27th District; Leslie A. Stull, 49th District.

WHEREAS, many school districts, junior college districts vocational technical districts and educational service units extend across county lines and result in inequitable tax loads if property is not equitably valued for tax purposes; and

WHEREAS, some property in this state is locally assessed while some is centrally assessed by the State Board of Equalization; and

WHEREAS, the State Board of Equalization is to equalize values between counties; and

WHEREAS, sections 77-502 to 77-510, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, make it mandatory that the State Board of Equalization adjust values when it is determined that the values are unequal; and

WHEREAS, adjustments made by the State Board of Equalization in 1969 were contested by some county officials and taxpayers, resulting in reversal of some values by the courts; and

WHEREAS, the State Board of Equalization made no adjustments in 1970, stating that they found no inequities in values; and

WHEREAS, a number of bills were introduced in the 1971 session of the Legislature to adjust values within taxing districts extending across county lines or adjusting central assessed property with locally assessed property; and

WHEREAS, this method of adjusting values raises some statutory and constitutional questions.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Executive Board of the Legislative Council appoint a committee to study present equalization procedures.
2. That the committee determine at what percentage of market value, locally as well as centrally assessed property, is presently valued.
3. That the committee determine how other states are equalizing valuations between counties.
4. That such committee report its findings and recommendations to the next regular session of the Legislature.

Referred to the Executive Board.

MEMBER EXCUSED

Mr. Wiltse asked unanimous consent to be excused this afternoon. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1035. Title read. Explained.

Advanced to Enrollment & Review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 735. Title read. Explained.

The Ziebarth amendments found in the Legislative Journal on page 1722 for the Seventy-Eighth Day were adopted.

Advanced to Enrollment and Review with 32 ayes, 0 nays and 17 not voting.

UNANIMOUS CONSENT—Expedite

Mr. Syas asked unanimous consent to expedite LB 1035 and LB 735. No objections. So ordered.

APPROPRIATION BILL

LEGISLATIVE BILL 576A. Introduced by Fred Carstens, 30th District; Roland Luedtke, 28th District; Harold Simpson, 46th District; John DeCamp, 40th District; Walter Epke, 24th District; P. J. Morgan, 4th District; Ernie Chambers, 11th District; Terry Carpenter, 48th District.

A BILL FOR AN ACT to appropriate twenty-one thousand two hundred eighty-four dollars from the state General Fund for the period July 1, 1971 to June 30, 1972 to the Attorney General, Agency No. 11, for Program 507 to aid in carrying out the provisions of Legislative Bill 576, Eighty-second Legislature, First Session, 1971; and to provide restrictions.

RECESS

At 11:49 a.m., on a motion by Mr. Holmquist, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:04 p.m., President Marsh presiding.

The roll was called and all members were present except Messers. Wiltse and Swanson who were excused.

SELECT FILE

LEGISLATIVE BILL 939.

Advanced to Enrollment and Review for engrossment.

MOTION–Return LB 939 to Select File

Mr. Waldo moved to return LB 939 to Select File for the following specific amendments:

All references are to the Standing Committee Amendment.

1. On page 3 insert two new subsections to read as follows:

"(6) Department shall mean the Department of Environmental Control;

(7) Director shall mean the Director of Environmental Control;" and renumber existing subsections accordingly.

2. On page 6, line 9 after "Governor" insert "with the advice and consent of the Legislature".

3. On page 9, line 12, strike "six regular" and insert "four"; in line 13 after "meetings" insert ", once" and after "calendar" insert "quarter"; in line 24 strike "appoint, employ and" and insert "aid and advise the Governor in the selection of"; in line 25 strike "compensate an executive secretary" and insert "Director of Environmental Control".

4. On page 10, line 1, strike "executive secretary" and insert "director"; in line 8 strike "executive"; in line 9 strike "secretary" and insert "director"; in line 14 strike "executive secretary" and insert "director"; in line 20 strike "The secretary may be" and all of lines 21 to 27.

5. On page 11 strike lines 1 to 3; in line 4 strike "council" and insert "department"; in line 10 strike "council" and insert "department"; in line 20 strike "council" and insert "department".

6. On page 16, line 24, strike "council" and insert "director".

7. On page 22, line 12 strike "council" and insert "director"; in line 16 strike "council" and insert "director"; in line 18 strike "council" and insert "department"; in line 19 strike "it" and insert "he"; in line 27 strike "council" and insert "director".

8. On page 23, lines 2, 3, 9, and 14 strike "council" and insert "director"; line 16 strike "its" and insert "his"; line 21 strike "council itself" and insert "director"; line 24 strike "council" in both places and insert "director".

9. On page 24, lines 2, 7, 10, 11, and 13 strike "council" and insert "director"; in lines 16, 19, and 23 strike "secretary" and insert "director".

10. On page 25, line 8, strike "council" and insert "director"; in line 12 strike "council" and insert "department"; in lines 16 and 19 strike "council" and insert "director" and strike the second "council" and insert

"department"; line 27 strike "its" and insert "his"; strike "council" and insert "director".

11. On page 26, lines 5 and 6 strike "council" and insert "director".

12. On page 27, lines 2, 20 and 26, strike "council" and insert "director".

13. On page 28, lines 1, 6, 9, 10, 14, 17, and 21, strike "council" and insert "director".

14. On page 29, line 6, strike "council" and insert "director"; in line 15 strike "council's" and insert "director's"; in line 18 strike "council" and insert "director"; in line 23 strike "council" and insert "department"; in line 27 strike "council" in both places and insert "department".

15. On page 30, line 3, strike "council" and insert "department"; in lines 11, 13, 15, and 16, strike "council" and insert "director"; in line 23 strike "council's" and insert "director's".

16. On page 31, line 2, strike "council" and insert "director"; in line 3 strike "council's" and insert "director's"; in lines 9, 10, 13, 15, 18, 21, and 26, strike "council" and insert "director".

17. On page 32, lines 11, 12, 13, 14, 17, 19, 22, and 25, strike "council" and insert "director".

18. On page 33, lines 10 and 13, strike "council" and insert "department".

19. On page 34, lines 5, 6, and 7 strike "council" and insert "director".

20. On page 35, lines 1 and 16, strike "council" and insert "director".

21. On page 36, lines 11, 14, and 19, strike "council" and insert "director"; in line 21 strike "council" and insert "department"; in lines 24 and 26 strike "council" and insert "director".

22. On page 37, line 3 strike "council" and insert "director" and strike "its" and insert "his"; in line 22 strike "council" and insert "director".

23. On page 38, lines 13 and 18, strike "council" and insert "director".

24. On page 39, lines 6, 7, 15, 20, and 22, strike "council" and insert "director".

25. On page 40, lines 8, 15, and 27, strike "council" and insert "director".

26. On page 41, lines 10, 15, 25, and 27, strike "council" and insert "director".

27. On page 42, lines 14, 15, 16, and 22 strike "council" and insert "director".

28. On page 43, line 16, strike "council" and insert "department"; in line 21 strike "council" and insert "director".

29. On page 44, lines 8 and 17, strike "council" and insert "director"; in line 24 strike "chairman" in both places and insert "director"; in line 26 insert a period after "petition" and strike the rest of the line; strike all of line 27.

30. On page 45, strike lines 1 to 3 and in line 4 strike "without a hearing."; in line 5 strike "chairman" and insert "director"; in line 6 strike "or the council" and insert "and he"; in line 7 strike "its" and insert "his"; in lines 17 and 25, strike "council" and insert "director".

31. On page 46, line 12, strike "council" and insert "department".

32. On page 47, line 1, strike "council" and insert "director"; in lines 8, 12, 17, 20, 21, and 26, strike "council" and insert "department".

33. On page 48, line 4, strike "council" and insert "department".

34. Strike the Stahmer amendment to page 13 of the Standing Committee amendment.

2. On page 11, after line 9 of the Standing Committee amendment insert a new subsection (10) to read as follows:
"(10) The Governor's Council To Keep Nebraska Beautiful may be employed by the council for such special occasions and projects as the council may decide. Reimbursement of the keep Nebraska beautiful committee shall be made from state and appropriate federal matching funds for each assignment of work by the council." ; and renumber existing subsections accordingly.

The motion to return prevailed with 33 ayes, 4 nays and 12 not voting.

SELECT FILE

LEGISLATIVE BILL 939. The Waldo amendment was adopted by a vote of 36 ayes 4 nays and 9 not voting. Advanced to Enrollment and Review for engrossment.

GENERAL FILE

LEGISLATIVE BILL 176. Title read. Explained.

Mr. Holmquist offered the following amendments to LB 176 (which struck the bill and created a new bill which is available in the Clerk's office separate from the Journal).

Mr. Holmquist offered the following amendment to his original amendment which was adopted:

1. In the Holmquist amendment to the bill, on page 2, line 20 after "mean" insert "any elected officer or".

2. In the Holmquist amendment to the bill, on page 19, line 17 after "section" strike "1" and insert "23, subsection (3) and section 24".

Mr. Holmquist's amendment, as amended, was adopted.

Mr. Simpson moved to indefinitely postpone LB 176. The motion lost with 21 ayes, 25 nays and 3 not voting.

Mr. Carpenter moved to reconsider the motion to indefinitely postpone. The motion to reconsider prevailed with 27 ayes, 17 nays and 5 not voting.

Mr. Elrod requested a Call of the House. Mr. Elrod moved the Call be raised. The motion prevailed with 43 ayes, 0 nays and 6 not voting.

The motion to indefinitely postpone prevailed with 24 ayes, 22 nays and 3 not voting.

VISITORS

Mrs. Orme introduced 35 students and their teacher Mrs. Bradenberg from Lakeview School, Lincoln, Nebraska.

Mr. Johnson introduced 13 students and their teachers Sr. Bernadine and Mrs. John Ondracek from St. Wenceslaus, Dodge, Nebraska.

The President introduced 33 students and their teacher Gary H. Gutton from Treynor Community School, Treynor, Iowa.

Mr. Warner introduced 11 students and their principal, Richard Stook from Walnut Hills Elementary School, Denver, Colorado.

Mr. Goodrich introduced 65 students and their teachers Sr. Mary Ellen Howland and Mr. David J. Custro from Holy Cross School, Omaha, Nebraska.

The President introduced Angelin Bruno, O. Mircea Decei, Athanasie Gancea, A. Paul Giurcanu of Romania and Mrs. Ralph Starostka, escort, and son John of Silver Creek, Nebraska.

MOTION—Reconsider Action on LB 526

Mr. Waldo renewed his motion to reconsider the action taken on LB 526 found in the Legislative Journal on page 1633.

Mr. Waldo requested a Call of the House. Mr. Waldron moved to raise the Call. The motion prevailed with 41 ayes, 0 nays and 8 not voting.

The motion to reconsider failed with a vote of 21 ayes, 17 nays and 11 not voting.

UNANIMOUS CONSENT—Bracket LB 722

Mr. Skarda asked unanimous consent to bracket LB 722 until Monday, May 17. No objections. So ordered.

UNANIMOUS CONSENT–Consider LB 1002

Mr. Stahmer asked unanimous consent to consider LB 1002 on Final Reading on Monday, May 17. No objections. So ordered.

MOTION–Suspend Rules

Mr. Marvel moved to suspend the rules to introduce a new bill to be known as LB 1038 and to place on General File. The motion prevailed with 39 ayes, 0 nays and 10 not voting.

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1038. By the Appropriations Committee; Richard Marvel, 33rd District; John Savage, 10th District; Robert Clark, 47th District; Elmer Wallwey, 17th District; Wayne Ziebarth, 37th District; David Stahmer, 8th District; Ramey C. Whitney, 44th District; Fern Hubbard Orme, 29th District; Herbert Nore, 22nd District.

A BILL FOR AN ACT making reappropriations for the period July 1, 1971 to June 30, 1972, for construction, repair, and improvement of state buildings as prescribed; to define terms; to cite limits and conditions on the expenditure of funds; and to declare an emergency.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 954. Correctly engrossed.

(Signed) Duke Snyder, Chairman

ADJOURNMENT

At 4:16 p.m., on a motion by Mr. C. Carsten, the Legislature adjourned until 9:00 a.m., Wednesday, May 12, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

EIGHTY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, May 12, 1971

Pursuant to adjournment the Legislature met at 9:06 a.m., Speaker Hasebroock presiding.

PRAYER

Prayer was offered by the Chaplain.

> Our Father, as we near the end of this session, we review the record of its accomplishments. If we should become satisfied with ourselves, hold ever before us Thy demands of perfection. Lest we become content with a good batting average, let us see the absolutes of honesty, of love, and of obedience to Thy will. Seeing them, may we strive after them by Thy help. Through Christ our Lord. Amen.

ROLL CALL

The roll was called and all members were present except Mrs. Orme, Messrs. Swanson, Clark and Holmquist who were excused and Mr. F. Carstens who was absent.

MEMBERS EXCUSED

Mrs. Orme asked unanimous consent to be excused today. No objections. So ordered.

Messrs. Clark and Holmquist asked unanimous consent to be excused May 12, 13, and 14. No objections. So ordered.

Messrs. Kremer and Kennedy asked unanimous consent to be excused Friday, May 14. No objections. So ordered.

MOTION–Suspend Rules

Mr. Carpenter moved to suspend the rules and take up today, the Final Reading bills slated for tomorrow. The motion prevailed with 35 ayes, 0 nays and 14 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 422.

A BILL FOR AN ACT to amend section 39-719.01, Revised Statutes Supplement, 1969, relating to highways; to provide for a change in the allowable width of vehicles for moving unbaled livestock forage; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 32:

Burbach Carsten Craft DeCamp Duis
Elrod Epke Goodrich Hasebroock Johnson
Kennedy Klaver Kremer Luedtke Mahoney
Maresh Moylan Nore Proud Schmit
Simpson Skarda Stromer Stull Syas
Waldo Waldron Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 5:

Barnett Kime Lewis Snyder Stahmer

Not voting, 12:

Carpenter Carstens Chambers Clark Holmquist
Keyes Kokes Marvel Morgan Orme
Savage Swanson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 442.

A BILL FOR AN ACT to amend sections 81-8,109, 81-8,114, 81-8,115, 81-8,116, 81-8,118, and 81-8,120, Reissue Revised Statutes of Nebraska, 1943, and sections 81-8,110 and 81-8,117, Revised Statutes Supplement, 1969, relating to land surveying; to redefine terms; to establish an examining board; to provide for members of the board, their appointment, term, qualifications, removal, compensation, and expenses; to provide for certificate of appointment; to provide for rules and regulations; to provide for personnel of the board and their duties; to provide for a seal; to provide for a certificate of registration; to provide for powers and duties of the board; to provide for registration as prescribed; to provide for fees; to repeal the original sections, and also sections 81-8,111 and 81-8,119, Reissue Revised Statutes of Nebraska, 1943, and section 81-8,112, Revised Statutes Supplement, 1969.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett Burbach Carpenter Carsten Chambers
Craft DeCamp Elrod Epke Goodrich
Hasebroock Johnson Kennedy Keyes Kime
Klaver Kokes Kremer Lewis Luedtke
Mahoney Maresh Marvel Morgan Moylan
Nore Proud Savage Schmit Simpson
Skarda Snyder Stahmer Stromer Stull
Syas Waldo Waldron Wallwey Warner
Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 6:

Carstens Clark Duis Holmquist Orme
Swanson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 586. With emergency.

A BILL FOR AN ACT to amend sections 71-315, 71-323, 71-329, 71-333, 71-334, 71-335, and 71-336, Reissue Revised Statutes of Nebraska, 1943, sections 71-316, 71-320, 71-321, 71-322, and 71-327, Revised Statutes Supplement, 1969, section 71-313, Revised Statutes Supplement, 1969, as amended by section 2, Legislative Bill 22, Eighty-second Legislature, First Session, 1971, and section 71-314, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 512, Eighty-second Legislature, First Session, 1971, relating to cosmetology; to redefine terms; to require a certificate of registration or of accreditation to operate a beauty salon or a school of cosmetology; to change provisions for term of members of Board of Cosmetologist Examiners, their appointments and qualifications; to change requirements for examinations as prescribed; to provide for standards as prescribed; to prescribe changes for schools of cosmetology; to make additional requirements of applicants to engage in the practice of cosmetology; to provide for fees; to provide for study and training outside of the state; to provide for the practice of cosmetology outside of licensed facilities as prescribed; to provide exceptions to the practice of cosmetology; to provide that a license or certificate is not transferable or assignable; to change provisions for restoration of license; to repeal the original sections; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Barnett	Burbach	Carpenter	Carsten	Chambers
DeCamp	Duis	Elrod	Epke	Goodrich
Hasebroock	Johnson	Kennedy	Keyes	Kime
Kokes	Kremer	Lewis	Luedtke	Mahoney
Maresh	Morgan	Moylan	Nore	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Waldo	Wallwey
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 2:

Craft	Waldron

Not voting, 8:

Carstens	Clark	Holmquist	Klaver	Marvel
Orme	Swanson	Syas		

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 640. With emergency

A BILL FOR AN ACT relating to stepchildren; to provide for liability for the support of stepchildren as prescribed; to amend section 28-446, Reissue Revised Statutes of Nebraska, 1943, and section 28-449, Revised Statutes Supplement, 1969; to repeal the original sections; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Barnett	Burbach	Carpenter	Carsten	Craft
DeCamp	Duis	Epke	Goodrich	Hasebroock
Johnson	Kennedy	Keyes	Kime	Klaver
Kokes	Kremer	Lewis	Mahoney	Maresh
Marvel	Morgan	Moylan	Nore	Proud
Savage	Schmit	Skarda	Snyder	Stromer
Stull	Syas	Waldo	Waldron	Wallwey
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 5:

Chambers	Elrod	Luedtke	Simpson	Stahmer

Not voting, 5:

Carstens	Clark	Holmquist	Orme	Swanson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 679A.

A BILL FOR AN ACT to appropriate twenty-nine thousand six hundred eighty-six dollars from the state General Fund and one hundred thousand dollars from federal funds for the period of July 1, 1971 to June 30, 1972 to the Nebraska Commission on Law Enforcement and Criminal Justice, Agency 78, for Program 196, to aid in carrying out the provisions of Legislative Bill 679, Eighty-second Legislature, First Session, 1971.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carpenter	Carsten	Chambers
Craft	DeCamp	Duis	Elrod	Epke
Goodrich	Hasebroock	Johnson	Kennedy	Keyes
Kime	Klaver	Kokes	Kremer	Lewis
Luedtke	Mahoney	Maresh	Marvel	Morgan
Moylan	Nore	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Syas	Waldo	Waldron	Wallwey
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 5:

Carstens	Clark	Holmquist	Orme	Swanson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1021.

A BILL FOR AN ACT to amend sections 35, 36, 37, 38, 39, 40, 41, 42, and 43, Legislative Bill 464, Eighty-second Legislature, First Session, 1971, relating to the Revised Uniform Reciprocal Enforcement of Support Act; to correct errors in the adoption of such sections; and to repeal the original sections.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett
Burbach
Carpenter
Carsten
Chambers
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Carstens
Clark
Holmquist
Orme
Swanson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1022. With emergency.

A BILL FOR AN ACT to make appropriations for the payment of claims not heretofore paid, and for which no appropriation has been made; to make appropriations for the payment of miscellaneous claims presented to the Legislature for which no appropriations have been made; to provide the manner in which certain money so appropriated shall be paid and expended; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Barnett
Burbach
Carpenter
Carsten
Chambers
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Morgan
Moylan
Nore
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Syas
Waldo
Waldron
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Carstens Clark Holmquist Marvel Orme
Swanson Wallwey

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

PRESIDENT MARSH PRESIDING

VISITORS

Mr. Elrod introduced 38 Seventh grade students and their teacher, Victor Peter, from Trinity Luthern School, Grand Island, Nebraska.

Mr. Keyes introduced 75 Third through Sixth grade students from LaPlatte Elementary School, LaPlatte, Nebraska.

RESOLUTIONS

LEGISLATIVE RESOLUTION 70.

Introduced by John Savage, 10th District; P. J. Morgan, 4th District; Harold Moylan, 6th District, William Skarda, 7th District; Eugene Mahoney, 5th District; David Stahmer, 8th District; Glenn Goodrich, 20th District; Geroge Syas, 13th District; Duke Snyder, 14th District; Sam Klaver, 9th District; Richard Proud, 12th District.

WHEREAS, pursuant to the provisions of Chapter 85, article 4, Reissue Revised Statutes of Nebraska, 1943, the Board of Regents of the University of Nebraska has submitted plans for the construction of a multilevel parking facility on the University of Nebraska Medical Center campus at Omaha, including financing plans; and

WHEREAS, the Board of Regents proposes to finance costs of construction of such addition by the issuance of its parking revenue bonds in the principal amount of not to exceed one million dollars and to pledge the parking revenue and fees from such facility and from existing parking facilities on such campus for the payment of the principal and interest of such revenue bonds.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

That pursuant to section 85-404, Reissue Revised Statutes of Nebraska, 1943, it hereby approves the plans for the construction of a multilevel parking facility on the University of Nebraska Medical Center campus at Omaha, including the financing plans and the pledging by the Board of Regents of the parking revenue and fees, from such facility and from existing parking facilities on such campus for the payment of the parking bonds to be issued.

Laid over.

LEGISLATIVE RESOLUTION 71.

Introduced by Willard Waldo, 31st District.

WHEREAS, the State of Nebraska depends almost entirely on taxation from the sales and income tax; and

WHEREAS, the Legislature in 1967 set up an equitable means of state taxation for all citizens and businesses; and

WHEREAS, the economy of the nation and the state vary from time to time; and

WHEREAS, the tax structure should be examined and studied on a continuing basis in the interest of equity,

BE IT THEREFORE RESOLVED BY THE EIGHTY-SECOND LEGISLATURE OF THE STATE OF NEBRASKA, FIRST SESSION, THAT:

1. The Executive Board of the Legislative Council establish a study committee to examine the tax structure of the State of Nebraska.
2. That specifically the study examine the tax structure of corporations and financial institutions.

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 72.

Introduced by Richard Maresh, 32nd District.

WHEREAS, the city of Sutton was settled in 1871; and

WHEREAS, Sutton is this year celebrating its centennial with a series of special observances;

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION, 1971:

That the Legislature salutes the city of Sutton in this its centennial year and extends its best wishes for a happy start on a second century of progress and contribution to the development of Nebraska.

Laid over.

APPROPRIATION BILL

The following bill was read for the first time by title:

LEGISLATIVE BILL 505A. By Don Elrod, 35th District.

A BILL FOR AN ACT to appropriate twenty-two thousand seven hundred ninety-two dollars from the state General Fund for the period July 1, 1971 to June 30, 1972 to the Workmen's Compensation Court, Agency No. 37, for Program 530, to aid in carrying out the provisions of Legislative Bill 505, Eighty-second Legislature, First Session, 1971; and to provide conditions.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 264. Replaced on Select File as amended.
Enrollment and Review amendments to LB 264:

1. In section 1, line 6, reinstate "pursuant to".
2. In the last line of section 6, strike the first "the" and insert "this".

LEGISLATIVE BILL 179. Replaced on Select File as amended.
Enrollment and Review amendment to LB 179:

1. In the title, line 5, strike "school districts" and insert "agencies".

LEGISLATIVE BILL 179A. Replaced on Select File as amended.
Enrollment and Review amendment to LB 179A:

1. In the title, line 6, strike "272" and insert "292".

LEGISLATIVE BILL 594. Replaced on Select File as amended.
Enrollment and Review amendment to LB 594:

1. In lieu of the Carpenter amendments adopted 5/11/71, on page 2, line 5, insert "; Provided, the county board shall enter into such a contract when requested by a village to do so" after "sheriff"; and in line 16, strike "city or".

LEGISLATIVE BILL 326. Replaced on Select File as amended.
Enrollment and Review amendments to LB 326:

1. In line 5 of E & R amendment 24 adopted 4/7/71, insert an underscored period after "imprisoned".
2. On page 13, line 10, insert "to" after "equivalent".
3. On page 24, lines 10 and 11, strike "dangerous" and insert "controlled".
4. On page 48, line 6, strike "to".
5. On page 7, line 7, strike "dangerous".
6. On page 12, line 10, insert "and" before "(22)"; and at the end of line 10, strike the semicolon and insert an underscored period.

LEGISLATIVE BILL 1030. Replaced on Select File as amended.
Enrollment and Review amendment to LB 1030:

1. On page 14, line 8, strike "Personnel Director" and insert "~~Personnel~~ Director of Personnel".

LEGISLATIVE BILL 661. Placed on Select File as amended.
Enrollment and Review amendments to LB 661:
(Note: Reference to pages in the following amendments are to the Swanson amendments.)

1. On page 2, line 23, insert an underscored period after "1967" and strike the comma and show the same as stricken.

2. On page 3, line 3, strike "the" and insert "The".

3. For correlation purposes, on page 1, line 4, insert ", as amended by section 1, Legislative Bill 164, Eighty-second Legislature, First Session, 1971" after "1943"; and in lines 6 and 7, strike "now or hereafter owning or operating an airport".

4. On page 6, line 22, strike the comma.

5. For correlation purposes, on page 5, line 25, insert ", as amended by section 3, Legislative Bill 62, Eighty-second Legislature, First Session, 1971" after "1943"; and on page 6, line 2, strike "six" and insert "eight".

6. For correlation purposes, on page 7, line 4, insert ", as amended by section 1, Legislative Bill 6, Eighty-second Legislature, First Session, 1971" after "1943"; and strike beginning with "and" in line 8 through the comma in line 9.

7. On page 7, line 8, insert an underscored comma after the first "cities".

8. On page 13, line 6, strike the comma.

9. For correlation purposes, on page 14, line 10, insert ", as amended by section 1, Legislative Bill 7, Eighty-second Legislature, First Session, 1971" after "1943"; and in lines 16 and 17, strike "~~sections 19-3007, 19-3008, 32-513, and 32-514~~" and insert "~~section 32-504~~".

10. On page 15, lines 3 and 7, strike "said" and insert "such".

11. On page 21, lines 1 and 6, strike "and" and show the same as stricken; and in both lines strike the first comma and show as stricken; and in line 11, strike the first comma and show stricken.

12. For correlation purposes, on page 21, line 20, insert ", as amended by section 1, Legislative Bill 49, Eighty-second Legislature, First Session, 1971" after "1943"; in line 23, strike "~~twenty-one~~" and insert "~~twenty~~"; and on page 22, line 2, strike "; ~~except school elections;~~" and insert a semicolon.

13. On page 23, line 24, insert "by the Governor" after "appointed"; and in lines 25 and 26, strike "of Nebraska, or" and insert ", ~~of Nebraska~~ and the election commission appointed by the county board as provided in section 32-202 shall be subject to removal by".

14. For correlation purposes, on page 24, line 4, insert ", as amended by section 1, Legislative Bill 916, Eighty-second Legislature, First Session, 1971" after "1969"; in line 17 insert "or" after the comma; and insert a period after "schools" in line 21 and strike the remainder of the sentence.

15. In lieu of the interlined material, on

page 28, line 2, insert "or for President" after "Governor".

16. On page 33, line 22, strike the comma; and in line 23, reinstate the semicolon.

17. On page 34, line 14, strike the comma.

18. On page 40, line 11, strike "by reason of" and insert "~~by reason of~~ he suffers"; in line 13, strike "said" and insert "such"; in line 15, strike ", the handicap or disability" and insert "it"; in line 22, insert an underscored comma after "parties"; and in line 25, strike "provided" and insert "if".

19. On page 43, line 20, strike "age of twenty-one years," and insert "constitutionally prescribed age of an elector, ~~twenty-one years,~~".

20. On page 46, lines 14 and 17, strike "or" and insert ", ~~or~~".

21. On page 50, line 1, strike "twenty years of age" and insert "the constitutionally prescribed age of an elector".

22. For correlation purposes, on page 59, line 14, insert ", as amended by section 2, Legislative Bill 49, Eighty-second Legislature, First Session, 1971" after "1969"; in line 15, insert "judges of district county courts," after the comma; insert "district county superintendents," at the end of line 16; in line 26, insert "district county judges," after the first comma; and in line 27, insert "district county superintendents," after the first comma.

23. On page 59, line 19, strike the second "and" and insert "~~and~~".

24. On page 60, line 2, strike the third "and" and insert "~~and~~".

25. On page 61, line 22, strike "twenty years of age" and insert "the constitutionally prescribed age of an elector".

26. For correlation purposes, on page 61, line 15, insert ", as amended by section 3, Legislative Bill 49, Eighty-second Legislature, First Session, 1971" after "1969"; and on page 62, line 3, insert "~~district county superintendent~~," after the first comma; in line 3, strike "~~or~~"; and at the end of line 3, insert "~~, or district county judge~~".

27. On page 64, line 9, strike the comma.

28. In the Carpenter amendments, before line 1, insert "Strike beginning with line 23, page 66, through line 22, page 68, and insert:"; in line 12, strike "thus"; in line 1, insert "32-542." before "~~In~~"; in line 19, strike the period and insert "; and"; in line 22, strike the first comma; in line 37, strike "first" and insert "1".

29. On page 71, line 1, strike "providing" and insert "if"; and at the end of line 1 insert "has".

30. On page 79, line 25, strike the first comma.

31. On page 81, line 14, strike "In the event that" and insert "If"; and insert a comma at the end of line 19.

32. On page 82, line 2, strike the first comma; in lines 4, 6, 7, and 11, strike "said" and insert "such"; and in lines 19 and 22, insert "or affirmation" after "oath".

33. On page 83, strike line 7 and insert "All registered voters shall be qualified to vote in such"; in line 12, insert "than for other elections" after "elections"; in lines 18, 21, and 25, insert "or election commissioner" after "clerk"; and in line 23, strike "said" and insert "such".

34. On page 84, line 4, strike "In that event that" and insert "If"; and in line 5, strike the comma.

35. On page 86, line 16, strike "hereinafter provided" and insert "provided in this section"; in line 19, reinstate "method"; and in line 26, strike "public power".

36. On page 87, lines 2 and 3, and line 17, strike "public power".

37. On page 89, line 5, strike "school boards or" and show the same as stricken; insert an underscored comma after "1969" in line 6; and in line 24, strike "in the event" and insert "if".

38. On page 90, lines 9 and 17, strike the comma.

39. On page 92, line 9, insert "the" after the second "as".

40 On page 92, lines 12 and 13, strike "3-502, 17-307, 18-209,"; in line 14, strike "19-3007.01,"; in line 15, strike "32-102,"; in line 21, strike "and"; in line 21, strike "32-210,"; in lines 23 and 24, strike "32-535, 32-537,"; and in line 25, insert ", section 3-502, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 164, Eighty-second Legislature, First Session, 1971, section 17-307, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 62, Eighty-second Legislature, First Session, 1971, section 18-209, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 6, Eighty-second Legislature, First Session, 1971, section 19-3007.01, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 7, Eighty-second Legislature, First Session, 1971, section 32-102, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 49, Eighty-second Legislature, First Session, 1971, section 32-210, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 916, Eighty-second Legislature, First Session, 1971, section

32-535, Revised Statutes Supplement, 1969, as amended by section 2, Legislative Bill 49, Eighty-second Legislature, First Session, 1971, and section 32-537, Revised Statutes Supplement, 1969, as amended by section 3, Legislative Bill 49, Eighty-second Legislature, First Session, 1971" after "1969".

41. In the title, strike lines 2 to 7 and insert: "FOR AN ACT relating to elections; to change, clarify, and harmonize election provisions generally; to amend sections 19-612, 19-613.01, 19-615, 19-617, 19-621, 19-623, 19-3004, 19-3011, 23-343.25, 23-2010, 25-523, 32-106, 32-202, 32-206, 32-211, 32-222, 32-228, 32-229, 32-439, 32-451, 32-460, 32-472, 32-477, 32-4,104, 32-4,113, 32-4,114, 32-4,115, 32-504.01, 32-514, 32-525, 32-542, 32-545, 32-716, 32-802, 32-805, 32-806, 32-807, 32-808, 32-819, 32-1305, 49-208, and 51-202, Reissue Revised Statutes of Nebraska, 1943, sections 32-210.01, 32-216, 32-231, 32-321.01, 32-231.08, 32-428, 32-459, 32-499, 32-4,108, 32-504, 32-512, 32-513, 32-522, 32-803, 32-804, 70-610, 79-516.05, and 79-803.03, Revised Statutes Supplement, 1969, section 3-502. Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 164, Eighty-second Legislature, First Session, 1971, section 17-307, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 62, Eighty-second Legislature, First Session, 1971, section 18-209, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 6, Eighty-second Legislature, First Session, 1971, section 19-3007.01, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 7, Eighty-second Legislature, First Session, 1971, section 32-102, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 49, Eighty-second Legislature, First Session, 1971, section 32-210, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 916, Eighty-second Legislature, First Session, 1971, section 32-535, Revised Statutes Supplement, 1969, as amended by section 2, Legislative Bill 49, Eighty-second Legislature, First Session, 1971, and section 32-537, Revised Statutes

Supplement, 1969, as amended by section 3, Legislative Bill 49, Eighty-second Legislature, First Session, 1971; to provide severability; to repeal the original sections; and to declare an emergency.".

LEGISLATIVE BILL 965. Placed on Select File as amended. Enrollment and Review amendments to LB 965:

1. On page 2, line 15, insert "any" after "or"; and in line 16 strike the second comma.

2. In new section 1, page 2, insert "~~1975~~" at the end of line 1; and in line 2 insert "~~annually~~" after "issued".

3. In the title, line 3, insert ", and section 60-311, Revised Statutes Supplement, 1969, as amended by section 2, Legislative Bill 376, Eighty-second Legislature, First Session, 1971" after "1943"; and in line 4 insert "to provide for the issuance of number plates as prescribed;" after the semicolon.

LEGISLATIVE BILL 320. Placed on Select File as amended. Enrollment and Review amendments to LB 320:

1. For correlation purposes, on page 7, line 18, insert ", as amended by section 1, Legislative Bill 499, Eighty-second Legislature, First Session, 1971" after "1969"; and on page 8, line 7, insert "except when such dependent is the widow of the deceased employee, in which case compensation shall be paid for the remainder of the life of such widow, or until she remarries, and the compensation shall cease upon her remarriage" after "weeks".

2. On page 10, lines 16 and 17, and in the title, line 2, strike "sections 48-121 and 48-122" and insert "section 48-121"; and on page 10, line 17, and in the title, line 3, insert ", and section 48-122, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 499, Eighty-second Legislature, First Session, 1971" after "1969".

LEGISLATIVE BILL 919. Placed on Select File as amended. Enrollment and Review amendments to LB 919:

1. On page 2, line 16, strike the third "or" and insert "of"; in line 17, strike "then"; and in line 21, strike the third comma and insert "of".

2. On page 5, line 2, strike "cooperating" and insert "cooperation"; in lines 10 and 13, strike "1" and insert "2"; and in line 25, strike "district or soil" and insert "conservancy district or soil and water".

3. In standing committee amendment 8, line 4, strike "herein" and insert "in this act".

4. On page 6, lines 6 and 22, strike "1, 2, and 4" and insert "2, 3, and 5"; in line 8, strike "of the county"; and in line 9, strike "meet" and insert "produce".

5. In the Barnett amendment to page 6, line 27, strike the period after "district".

6. On page 7, line 1, strike "other" and insert "others"; in line 3, strike "1, 2, or 4" and insert "2, 3, or 5"; and in line 8, strike "hereunder" and insert "under this section".

7. On page 8, lines 13 and 15, insert "each" before "such".

8. On page 9, line 1, insert a comma after "shall".

9. Add a new section to read:

"Sec. 10. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

10. In the title, line 5, strike "and"; and in line 6, insert "; and to declare an emergency" after "duties".

LEGISLATIVE BILL 948. Placed on Select File as amended.

Enrollment and Review amendments to LB 948:

1. In lieu of the DeCamp amendments thereto, on page 6, line 22, insert ", upon the direction of the law enforcement officer," after "then"; in line 23, insert ", breath," after "blood"; on page 7, line 5, insert ", breath, " after "blood"; and strike the sentence beginning in line 18 and show the same as stricken.

2. On page 6, line 20, strike "eight-hundredths".

3. On page 7, strike line 9 and insert "section 39-727."; and in line 15, strike "2 of this act" and insert "39-727.03".

4. On page 8, line 25, strike "this" and insert "such".

5. On page 10, lines 14 and 15 and in the title, lines 13 and 14, strike "and section 39-727.01 and 39-727.14" and insert "section 39-727.01"; and on page 10, line 15, and in the title, line 15, insert ", and section 39-727.14, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 402, Eighty-second Legislature, First Session, 1971" after "1969".

LEGISLATIVE BILL 278. Correctly engrossed.

LEGISLATIVE BILL 349. Correctly engrossed.

LEGISLATIVE BILL 414. Correctly engrossed.

LEGISLATIVE BILL 566A. Correctly engrossed.

LEGISLATIVE BILL 679. Correctly engrossed.

LEGISLATIVE BILL 692. Correctly engrossed.

LEGISLATIVE BILL 733. Correctly engrossed.

LEGISLATIVE BILL 743. Correctly engrossed.

LEGISLATIVE BILL 798. Correctly engrossed.

LEGISLATIVE BILL 977. Correctly engrossed.

LEGISLATIVE BILL 1026. Correctly engrossed.

LEGISLATIVE BILL 1028. Correctly engrossed.

LEGISLATIVE BILL 1029. Correctly engrossed.

LEGISLATIVE BILL 295. Correctly enrolled.

LEGISLATIVE BILL 468. Correctly enrolled.

LEGISLATIVE BILL 754. Correctly enrolled.

LEGISLATIVE BILL 929. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 295, LB 468, LB 754 and LB 929.

MOTION—Return LB 954 to Select File

Mr. Ziebarth moved to return LB 954 to Select File for the following specific amendment:

1. On page 22, line 21, after the comma insert "Phelps"; in line 24 strike "; and in Buffalo County" and insert a period; and strike lines 25 to 27; and on page 23 strike line 1.
2. On page 23 strike lines 6 to 8 and insert: "District No. 39. The county of Dawson; and in Buffalo County the townships of Harrison, Armada, Logan, Elm Creek, Sartoria, Loup, Beaver, Scott, Rusco, Cedar, Grant, Divide, Thornton, Valley, Odessa, Riverdale, and Collins, and in the city of Kearney wards 1 and 2.".

The motion to return lost by a vote of 10 ayes, 2 nays and 37 not voting.

VISITORS

Mr. Nore introduced 32 Eighth grade students and their teacher, Sister Roxanne Gier, of Holy Trinity School, Lindsay, Nebraska.

UNANIMOUS CONSENT–Withdraw LB 472

Mr. Kennedy renewed his request found in the Legislative Journal on page 1840 for the Eighty-First Day to withdraw LB 472. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1020.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 644. Enrollment and Review amendments found in the Legislative Journal on page 1824 for the Eighty-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 350. Enrollment and Review amendments found in the Legislative Journal on page 1824 for the Eighty-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 802. Enrollment and Review amendment found in the Legislative Journal on page 1824 for the Eighty-First Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 365. Enrollment and Review amendments found in the Legislative Journal on page 1825 for the Eighty-First Day were adopted.

Mr. Snyder asked unanimous consent to add the emergency clause. No objections. So ordered.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 751. Enrollment and Review amendments found in the Legislative Journal on page 1825 for the Eighty-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 768. Enrollment and Review amendments found in the Legislative Journal on page 1829 for the Eighty-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 54. Enrollment and Review amendments found in the Legislative Journal on page 1833 for the Eighty-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 987. Enrollment and Review amendments found in the Legislative Journal on page 1835 for the Eighty-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 518. Enrollment and Review amendments found in the Legislative Journal on page 1836 for the Eighty-First Day were adopted.

Mr. Waldron offered the following amendment which was adopted:

1. On page 12, line 10, after "stamps" insert "and from other tourist promotion activities"; and on line 18 after the period insert "The Tourist Promotion Fund may be used for the improvement, maintenance and operation, including salaries, of tourist promotion facilities,".

Mr. Waldron asked unanimous consent to bracket LB 518 on Select File. No objections. So ordered.

LEGISLATIVE BILL 408. Enrollment and Review amendments found in the Legislative Journal on page 1836 for the Eighty-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 297. Enrollment and Review amendment found in the Legislative Journal on page 1837 for the Eighty-First Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 358. Enrollment and Review amendment found in the Legislative Journal on page 1837 for the Eighty-First Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1034. Enrollment and Review amendment found in the Legislative Journal on page 1837 for the Eighty-First Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 525. Enrollment and Review amendment found in the Legislative Journal on page 1837 for the Eighty-First Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 929A.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 904. Enrollment and Review amendment found in the Legislative Journal on page 1837 for the Eighty-First Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 904A. Enrollment and Review amendment found in the Legislative Journal on page 1837 for the Eighty-First Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 959. Enrollment and Review amendments found in the Legislative Journal on page 1837 for the Eighty-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 562. Enrollment and Review amendments found in the Legislative Journal on page 1838 for the Eighty-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 767.

Advanced to Enrollment and Review for engrossment.

MOTION—Expedite Final Reading Bills

Mr. Carpenter moved to expedite all bills passed on Final Reading and that they be delivered to the Governor the same day. The motion prevailed with 29 ayes, 0 nays and 20 not voting.

MOTION—Return LB 358 to Select File

Mr. Goodrich moved to return LB 358 to Select File for the following specific amendment:

"Strike the Goodrich amendment" which was adopted May 7, 1971.

Mr. Goodrich requested a Call of the House. Mr. Keyes moved to raise the Call. The motion prevailed with 29 ayes, 0 nays and 20 not voting.

The motion to return prevailed with 25 ayes, 8 nays and 16 not voting.

SELECT FILE

LEGISLATIVE BILL 358. The Goodrich amendment found in today's Journal was adopted by a vote of 27 ayes, 4 nays and 18 not voting.

Advanced to Enrollment and Review for engrossment with 26 ayes, 5 nays and 18 not voting.

VISITORS

Mr. Wiltse introduced 25 Fourth grade students and their teacher, Mrs. Edna Harding, from Pawnee City, Nebraska.

Mr. Proud introduced Mrs. Ruth Luzzati, League of Women Voters, from Wichita, Kansas.

Mr. Ziebarth introduced 15 grade school students from Axtell, Nebraska, and their teacher, Galen Rottinghan.

Speaker Hasebroock introduced Mr. Laverne Spears who is the State Representative of the 49th District of the Kansas Legislature.

MESSAGE FROM THE GOVERNOR

May 12, 1971

Mr. President, Mr. Speaker,
and Members of the Legislature
Legislative Chambers
State House
Lincoln, Nebraska 68509

Dear Senators:

I return herewith LB 573 without my signature and with my objections.

Lengthy discussion in this message will serve no useful purpose. You are aware of my opposition to this measure.

We all recognize that there are legitimate concerns in some areas with regard to local taxes on business and agricultural inventory. Myself and others have suggested alternative proposals that should be considered in future sessions.

Equality in taxation will not allow raising the sales and/or income taxes on the average citizen of this state in order to benefit, for the most part, a select group.

I simply ask that you sustain my action because LB 573 is unfair legislation under any reasonable standards.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw

MOTION—Override Governor's Veto

Mr. Burbach moved that LB 573 be passed notwithstanding the Governor's objections and that a vote on the same be taken on Tuesday, May 18, 1971. Laid over.

MOTION—Return LB 358 to Select File

Mr. Whitney moved to return LB 358 to Select File for the following specific amendment:
In line 5, delete "twenty" and insert "ten".

The motion to return prevailed with 29 ayes, 1 nay and 19 not voting.

SELECT FILE

LEGISLATIVE BILL 358. The Whitney amendment found in today's Journal was adopted by a vote of 27 ayes, 0 nays and 22 not voting.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 264. Enrollment and Review amendments found in today's Legislative Journal were adopted.

Advanced to Enrollment and Review for engrossment.

MOTION—Return LB 264 to Select File

Mr. Burbach moved to return LB 264 to Select File for the following specific amendments:
1. In section 6, strike lines 1 to 3 and amendments thereto and insert:

"Sec. 6. There shall annually be appropriated to the School Tax Relief Fund an amount equal to one hundred fifty dollars multiplied by the number of pupils in kindergarten through grade twelve in the public schools in the state. Twenty per cent of such amount shall be distributed under the provisions of section 79-1336 and 79-1337 and from the remainder each public school".

In Section 7, following the word "taxes" insert "and in lieu of taxes including other funds received."

Mr. Whitney asked unanimous consent to offer the following amendment to the Burbach amendments. No objections. So ordered.

Insert at the end of the Burbach amendment, "provided, in lieu of taxes paid to schools on school lands, shall not be included as in lieu of taxes."

The motion to return prevailed with 26 ayes, 0 nays and 23 not voting.

SELECT FILE

LEGISLATIVE BILL 264. The Burbach amendment, as amended, found in today's Legislative Journal was adopted by a vote of 26 ayes, 1 nay and 22 not voting.

Readvanced to Enrollment and Review for engrossment.

Mr. Burbach asked unanimous consent to expedite LB 264. No objections. So ordered.

APPROPRIATION BILL

The following bill was read for the first time by title:

LEGISLATIVE BILL 939A. By Loran Schmit, 23rd District; Willard Waldo, 31st District.

A BILL FOR AN ACT to appropriate two hundred eighty-six thousand seven hundred fifty-five dollars from the state General Fund and one hundred forty-four thousand four hundred seventy-two dollars from federal funds for the period of July 1, 1971 to June 30, 1972 to the Environmental Control Council, Agency No. 84, for Program 513 to aid in carrying out the provisions of Legislative Bill 939, Eighty-second Legislature, First Session, 1971; to provide for restrictions; to reappropriate an unexpended balance as prescribed; to provide for the transfer of funds; to amend section 18, Legislative Bill 1025, Eighty-second Legislature, First Session, 1971; to repeal the original section; and to declare an emergency.

STANDING COMMITTEE REPORT

Appropriation

LEGISLATIVE BILL 426. Placed on General File as amended.
Standing Committee amendment to LB 426:

1. On page 2, lines 8 and 9, strike the original and new language and show the old matter as stricken matter and insert the following:

"paid in the following manner: Fifty percenton the first day of December, and the remaining fifty

percent to be paid in two substantially equal
installments on the first day of March and May of
the following fiscal"

(Signed) Richard Marvel, Chairman

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on May 12, 1971, at 11:15 a.m.: LB 369, LB 520, LB 680A, LB 822, LB 856, LB 889, LB 191 and LB 791.

(Signed) Barbara Jackson, Enrolling Clerk

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 422. Correctly enrolled.

LEGISLATIVE BILL 442. Correctly enrolled.

LEGISLATIVE BILL 586. Correctly enrolled.

LEGISLATIVE BILL 640. Correctly enrolled.

LEGISLATIVE BILL 679A. Correctly enrolled.

LEGISLATIVE BILL 1021. Correctly enrolled.

LEGISLATIVE BILL 1022. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed: LB 422, LB 442, LB 586, LB 640, LB 679A, LB 1021 and LB 1022.

SELECT COMMITTEE REPORT

Committee on Committees

May 11, 1971

Mr. President:

The Committee on Committees desires to report favorably upon the appointment of Mr. Stanley F. Matzke as Director of the Department of Economic Development, which appointment was submitted by Governor J. J. Exon. The Committee suggests that this appointment be confirmed by this Legislative Body.

The Committee vote on this appointment is shown below:

For: Senators Clark, Holmquist, Klaver, Kremer, Proud, Savage, Syas, Warner and Wiltse

Against: None

Absent: Senators Carpenter, Luedtke, Schmit and Waldron

Respectfully submitted,

(Signed) Richard F. Proud, Chairman
Committee on Committees

Mr. Proud moved to confirm the appointment of Mr. Stanley F. Matzke to Director of the Department of Economic Development.

Voting in the affirmative, 36:

Barnett
Duis
Kennedy
Lewis
Morgan
Simpson
Waldo
Ziebarth
Burbach
Elrod
Kime
Luedtke
Moylan
Snyder
Waldron
Carsten
Epke
Klaver
Mahoney
Nore
Stahmer
Wallwey
Craft
Goodrich
Kokes
Maresh
Proud
Stull
Warner
DeCamp
Hasebroock
Kremer
Marvel
Schmit
Syas
Whitney

Voting in the negative, 0.

Not voting, 13:

Carpenter
Johnson
Stromer
Carstens
Keyes
Swanson
Chambers
Orme
Wiltse
Clark
Savage
Holmquist
Skarda

The motion carried with 36 ayes, 0 nays and 13 not voting.

RECESS

At 11:49 a.m., on a motion by Mr. Klaver, the Legislature recessed until 1:30 p.m.

AFTER RECESS

The Legislature reconvened at 1:33 p.m., Speaker Hasebroock presiding.

The roll was called and all members were present except Mrs. Orme, Messrs. F. Carstens, Clark, Holmquist and Swanson who were excused.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on May 12, 1971, at 1:30 p.m.: LB 422, LB 442, LB 586, LB 640, LB 679A, LB 1021, LB 295, LB 468, LB 754, LB 929 and LB 1022.

(Signed) Sandra Rhoten, Enrolling Clerk

UNANIMOUS CONSENT—Change of Order

Mr. Wallwey asked unanimous consent to place LB 545 at the top of General File and bracket for May 13, 1971. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 73.

Introduced by William H. Hasebroock, 18th District.

WHEREAS, Ray C. Johnson was elected Auditor of Public Accounts at the election in 1938 and was reelected at each election until the election in 1970; and

WHEREAS, Ray C. Johnson did not seek reelection in 1970, and retired at the end of his term in January 1971; and

WHEREAS, during the many years of service as Auditor of public Accounts, Ray C. Johnson and his employees were always ready and willing to help state, county, and political governmental subdivisions, and was respected by all for his fairness and helpfulness.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. The Legislature commends Ray C. Johnson for the many years of service to the State of Nebraska while serving as Auditor of Public Accounts.

2. That a copy of this resolution be suitably engrossed and the Clerk of the Legislature is directed to mail the same to Ray C. Johnson.

MOTION—Take LB 167 from Revenue Committee

Mr. Carpenter moved to take LB 167 from the Revenue Committee and place on General File.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 21:

Burbach Carpenter Chambers DeCamp Epke
Johnson Kennedy Keyes Kokes Kremer
Mahoney Maresh Moylan Savage Schmit
Simpson Skarda Stahmer Waldo Wallwey
Ziebarth

Voting in the negative, 15:

Barnett Craft Goodrich Klaver Lewis
Luedtke Morgan Nore Snyder Stromer
Stull Syas Waldron Warner Whitney

Not voting, 13:

Carsten Carstens Clark Duis Elrod
Hasebroock Holmquist Kime Marvel Orme
Proud Swanson Wiltse

The Carpenter motion failed with 21 ayes, 15 nays and 13 not voting.

MOTION—Suspend Rules

Mr. Carpenter moved to suspend the rules and place LB 167 on General File.

Mr. Burbach requested a Call of the House. The Call showed 37 members present.

Mr. Burbach moved to raise the Call. The motion prevailed with 39 ayes, 0 nays and 10 not voting.

The motion to suspend the rules prevailed with 32 ayes, 4 nays and 13 not voting.

VISITORS

Mr. Schmit introduced his son, Mike, and three friends, Glen Forre, Larry Thom and Bill Gates.

Mr. C. Carsten introduced 22 Sixth grade students from Syracuse, Nebraska, and their teacher, Mrs. Vivian Schacht.

Mr. Proud introduced 121 Ninth grade students from Ralston High School and their teachers, Mrs. Vicky Holt and Mrs. Norene Johnson, Ralston, Nebraska.

PRESIDENT MARSH PRESIDING

UNANIMOUS CONSENT—Bracket LB 188

Mr. Proud asked unanimous consent to bracket LB 188 on Enrollment and Review Final. No objections. So ordered.

MOTION—Return LB 1031 to Select File

Mr. Carpenter moved to return LB 1031 to Select File for the following specific amendment:

Add the emergency clause.

The motion to return prevailed with 31 ayes, 0 nays and 18 not voting.

SELECT FILE

LEGISLATIVE BILL 1031. The Carpenter amendment found above was adopted by a vote of 30 ayes, 0 nays and 19 not voting.

Advanced to Enrollment and Review for engrossment.

GENERAL FILE

LEGISLATIVE BILL 910. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 998 for the Fiftieth Day were adopted.

Mr. Goodrich offered the following amendment which was adopted:

Amend page 3, line 24 and on page 4, line 12 by adding after title XIX, "and other homes for the aged licensed by the State of Nebraska and certified to the Department of Public Welfare as intermediate care facilities."

Mr. Skarda moved to indefinitely postpone LB 910.

The motion prevailed with 17 ayes, 16 nays and 16 not voting.

LEGISLATIVE BILL 490. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 1125 for the Fifty-Sixth Day were adopted.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 162. Title read. Explained.

Mr. Klaver moved to adopt the Standing Committee amendments.

Mr. Klaver requested a Call of the House. The Call showed 36 members present.

Mr. Proud moved to raise the Call. The motion prevailed with 37 ayes, 0 nays and 12 not voting.

The Klaver motion failed with 13 ayes, 21 nays and 15 not voting.

Mr. Luedtke moved to indefinitely postpone LB 162.

Mr. Klaver requested a record vote.

Voting in the affirmative, 27:

Barnett Burbach Carsten Craft Elrod
Goodrich Johnson Kennedy Keyes Luedtke
Mahoney Marvel Morgan Moylan Proud
Savage Simpson Skarda Snyder Stahmer
Stromer Stull Syas Waldo Waldron
Warner Wiltse

Voting in the negative, 12:

Carpenter DeCamp Epke Kime Klaver
Kremer Lewis Maresh Nore Schmit
Whitney Ziebarth

Not voting, 10:

Carstens Chambers Clark Duis Hasebroock
Holmquist Kokes Orme Swanson Wallwey

The motion to indefinitely postpone prevailed with 27 ayes, 12 nays and 10 not voting.

LEGISLATIVE BILL 866. Title read. Explained.

Mr. Snyder offered the following amendments which were adopted:

Page 6, line 14, after "commission," insert the following: A seperate budget shall be presented by each President of the University of Nebraska system for the campus and programs under his control.

Page 6, line 24, after the period insert the following: "This report, consolidated budget, & pertinent material shall be made public at the same time they are submitted to the Governor and the Legislature's fiscal analyst; and four copies of the report, consolidated budget and pertinent material shall be provided for the executive officer of each state-supported institution.

Page 7, line 23, after "annually," insert "the President of"

Page 10, line 10 after "consultation " insert "with Presidents of"

Page 11, line 21 after "The" insert "Presidents of"

The Ziebarth amendments found in the Legislative Journal on page 1797 for the Eightieth Day were adopted.

Mr. Ziebarth moved to advance LB 866 to Enrollment & Review.

Mr. Mahoney moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 26 ayes, 3 nays and 20 not voting.

Advanced to Enrollment & Review with 28 ayes, 6 nays and 15 not voting.

UNANIMOUS CONSENT—Change of Order

Mr. Burbach asked unanimous consent to place LB 538 and LB 544 after LB 651 on General File. No objections. So ordered.

MOTION—Reconsider Action on LB 266

Mr. Elrod moved to reconsider the action taken on May 5, 1971, to indefinitely postpone LB 266.

The motion prevailed with 25 ayes, 0 nays and 24 not voting.

ADJOURNMENT

At 4:29 p.m., on a motion by Mr. Proud which prevailed with 23 ayes, 6 nays and 20 not voting, the Legislature adjourned until 8:30 a.m., Thursday, May 13, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

EIGHTY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, May 13, 1971

Pursuant to adjournment the Legislature met at 8:31 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> In this, the day that the Lord hath made, help us to appreciate its beauty and to use aright its opportunities.
>
> Deliver us from the tyranny of trifles during these closing days of the Legislature. May we give our best thought and attention to what is important, that we may continue to accomplish those things which are worthwhile. Teach us how to listen to the prompting of Thy spirit, and thus save us from floundering in indecision that wastes time, subtracts from our peace, divides our efficiency, and multiplies our troubles. In the name of Christ. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Holmquist and Clark who were excused.

RESOLUTIONS

LEGISLATIVE RESOLUTION 70. LR 70 found in the Legislative Journal on page 1854 for the Eighty-Second Day was adopted by a vote of 37 ayes, 0 nays and 12 not voting.

LEGISLATIVE RESOLUTION 72. LR 72 found in the Legislative Journal on page 1855 for the Eighty-Second Day was adopted by a vote of 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE RESOLUTION 73. LR 73 found in the Legislative Journal on page 1872 for the Eighty-Second Day was adopted by a vote of 37 ayes, 0 nays and 12 not voting.

LEGISLATIVE RESOLUTION 74.

Introduced by Loran Schmit, 23rd District; Fred Carstens, 30th District; Terry Carpenter, 48th District.

WHEREAS, the members of the Nebraska Unicameral Legislature, being the highest body in the State of Nebraska, are to take the responsibility for development of programs to meet the needs of the rural communities and in so doing have given this charge to the Medical College of the University of Nebraska; and

WHEREAS, the senators, recognize the fact that Nebraska has the lowest average of retained medical school graduates from the state medical colleges in the United States of America and are making the fact known that if our medical college wants to remain funded by the state money at its present level, we are expecting the promises of our medical administration to be kept in the upcoming year.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Nebraska Unicameral Legislature recognize the severe shortage of physicians in our rural communities of the great State of Nebraska and the attempt by the members of this great body to alleviate that shortage by increased appropriations to the medical school over the past ten years
2. That the Medical College of the University of Nebraska be cognizant of the promises made to the members of this body in that regard and that adequate steps be taken to substantiate the promises this body has received in the past eight years concerning this difficult and critical problem.
3. That the Medical College of the University of Nebraska recognize the fact that Nebraska native sons, not those transposed and given temporary residency status, since the native sons are those that are most likely to remain in the great State of Nebraska, be given top priority to the admissions status of the medical college starting with the class of 1975.
4. That the curriculum of the Medical College of the University of Nebraska stress general practice and not specialization in order to give more emphasis to the needs of the State of Nebraska.
5. That internships at the Medical College of the University of Nebraska are directed toward general practice and that specialization internships be minimized or discontinued.

6. That future faculty hired be of the frame of mind to encourage general practice rather than specialization.

7. That if the needs of the State of Nebraska are not soon met in the medical field, a change in administration be made to rectify this situation.

Laid over.

LEGISLATIVE RESOLUTION 75.

Introduced by Terry Carpenter, 48th District.

WHEREAS, the football stadium at the University of Nebraska at Lincoln has an inadequate seating capacity and many persons who desire to see the Nebraska football team participate in the sport are unable to secure tickets.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Board of Regents make plans for the construction of an addition to the stadium to provide as many seats as may be physically and structurally placed in the new addition.
2. That the Board of Regents expedite the construction which shall be financed by revenue bonds to be financed with revenue of the stadium and no part from tax funds of the State of Nebraska.
3. That the tickets in the new addition to be allotted to persons on a first request basis, and no season tickets to be sold in said new addition.

APPROPRIATION BILLS

The following bills were read for the first time by title:

LEGISLATIVE BILL 326A. Introduced by John DeCamp, 40th District.

A BILL FOR AN ACT to appropriate nineteen thousand three hundred thirty-one dollars from cash funds and twenty-five thousand seven hundred eighty-seven dollars from federal funds for the period of July 1, 1971 to June 30, 1972 to the Department of Health, Agency No. 20, for Program 177 to aid in carrying out the provisions of Legislative Bill 326, Eighty-second Legislature, First Session, 1971; to provide conditions; and to declare an emergency.

LEGISLATIVE BILL 518A. Introduced by J. James Waldron, 42nd District.

A BILL FOR AN ACT to appropriate one hundred thirteen thousand nine hundred thirty-seven dollars from the state General Fund and thirty-three thousand four hundred dollars from cash funds for the period July 1, 1971 to June 30, 1972 to the Department of Tourism, Agency No. 86, for Program 592 to aid in carrying out the provisions of Legislative Bill 518, Eighty-second Legislature, First Session, 1971; to provide conditions; to reappropriate cash funds; to amend section 66, Legislative Bill 1025, Eighty-second Legislature, First Session, 1971; to change appropriations as prescribed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 877A. Introduced by Richard F. Proud, 12th District.

A BILL FOR AN ACT to appropriate one hundred forty-three thousand six hundred twenty-five dollars from the state General Fund for the period July 1, 1971 to June 30, 1972 to district courts, Agency No. 6, for Programs 006 and 007 as prescribed to aid in carrying out the provisions of Legislative Bill 877, Eighty-second Legislature, First Session, 1971.

SELECT FILE

LEGISLATIVE BILL 179. Enrollment and Review amendment found in the Legislative Journal on page 1856 for the Eighty-Second Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 179A. Enrollment and Review amendment found in the Legislative Journal on page 1856 for the Eighty-Second Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 594. Enrollment and Review amendment found in the Legislative Journal on page 1856 for the Eighty-Second Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 326. Enrollment and Review amendments found in the Legislative Journal on page 1856 for the Eighty-Second Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1030. Enrollment and Review amendment found in the Legislative Journal on page 1856 for the Eighty-Second Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 661. Enrollment and Review amendments found in the Legislative Journal on page 1856 for the Eighty-Second Day were adopted.

Mr. Stromer offered the following amendment which was adopted:

p. 33, line 22, strike "eighty-five" insert "ninety-five."
p. 33, line 25, strike "six thousand" insert "seventy-five hundred"

Mr. Swanson offered the following amendment which was adopted:

Strike the Carpenter amendment adopted 5/6/71 and insert the following:

~~In the years that a President and Vice President are to be elected there shall be elected, at the primary election, delegates and alternates to the national convention. The number of delegates shall be governed by the rules of the national political party holding such convention. Two of such delegates for each political party shall be elected from each congressional district.~~

In each Presidential election year, delegates to the national conventions of the political parties shall be elected and selected in the following manner:

(1) The number of delegates shall be governed by the rules of the national political party holding the convention. The total number of delegates thus authorized shall be allocated between delegates at large and delegates representing the Congressional Districts.

(a) The electors shall elect three delegates at the state wide primary. The electors of each Congressional District shall elect district delegates at the state wide primary. The party shall select one delegate from each of the Congressional Districts existing in the state. The number of delegates representing Congressional Districts shall be determined by taking:

(1) The total number of delegates authorized by the party

(2) Subtracting the three delegates to be elected at large at the state wide primary.

(3) Subtracting the number of delegates selected by the party representing the Congressional Districts existing in the State

(4) After the subtraction of the delegates to be elected and selected the remainder shall be divided by the number of Congressional Districts existing in the State. The quotient will be the number of delegates to be elected at the state wide primary for representing each Congressional District.

(5) After the division any remaining delegates shall be come delegates at large to be selected by the party.

(2) (a) Delegates to the National Convention shall be selected at the party's State Convention, in accordance with the procedure adopted by the party's State Central Committee for such purpose. A statement setting forth such procedure and certifying its adoption shall be filed in the office of the Secretary of State for the State Chairman of the party not later than March 1 of each Presidential Election year. The names of those selected delegates shall be certified to the Secretary of State.

(b) The delegates elected at large and the delegates elected from the Congressional District shall be elected in the primary election as provided in Section32-542.01.

Laid over.

LEGISLATIVE BILL 965. Enrollment and Review amendments found in the Legislative Journal on page 1861 for the Eighty-Second Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 320. Enrollment and Review amendments found in the Legislative Journal on page 1861 for the Eighty-Second Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 919. Enrollment and Review amendments found in the Legislative Journal on page 1861 for the Eighty-Second Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 948. Laid over.

MOTION—Return LB 1024, LB 612 & LB 662 to Select File

Mr. Wiltse moved to return LB 1024 to Select File for the following specific amendment:

1. On page 2, line 10, insert after the period the following:

"Such funds shall be deposited in the state treasury and by the State Treasurer placed in the Military Department Cash Fund. The funds are hereby appropriated for the period ending June 30, 1972 in the amount of eighty thousand dollars for the construction of such armory.".

The motion to return prevailed with 32 ayes, 0 nays and 17 not voting.

Mr. Snyder moved to return LB 612 to Select File for the following specific amendment:

Page 2, line 24, strike the words "by district."

The motion to return prevailed with 34 ayes, 0 nays and 15 not voting.

Mr. Snyder moved to return LB 662 to Select File for the following specific amendment:

To add the emergency clause.

The motion to return prevailed with 31 ayes, 0 nays and 18 not voting.

SELECT FILE

LEGISLATIVE BILL 1024. The Wiltse amendment found in today's

Legislative Journal was adopted by a vote of 31 ayes, 0 nays and 18 not voting.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 612. The Snyder amendment found in today's Legislative Journal failed to be adopted by a vote of 15 ayes, 20 nays and 14 not voting.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 662. The Snyder amendment found in today's Legislative Journal was adopted by a vote of 30 ayes, 0 nays and 19 not voting.

Advanced to Enrollment and Review for engrossment.

MOTION–Return LB 612 to Select File

Mr. Morgan moved to return LB 612 to Select File for the following specific amendment:

Amend page 2, lines 24 to 26 by deleting the Committee on Government and Military Affairs amendment and inserting the following: Commissioners shall be nominated and elected by each of said districts.

The motion to return prevailed with 29 ayes, 6 nays and 14 not voting.

SELECT FILE

LEGISLATIVE BILL 612. The Morgan amendment found in today's Legislative Journal was adopted with a vote of 26 ayes, 6 nays and 17 not voting.

Advanced to Enrollment and Review for engrossment with 33 ayes, 2 nays and 14 not voting.

MOTION–Return LB 612 to Select File

Mr. Syas moved to return LB 612 to Select File for the following specific amendment:

"Strike the enacting clause."

Mr. Mahoney requested a record vote.

Voting in the affirmative, 6:

Goodrich Klaver Proud Snyder Stahmer
Syas

Voting in the negative, 23:

Barnett
Carpenter
Chambers
Craft
DeCamp
Duis
Hasebroock
Kennedy
Keyes
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Savage
Schmit
Skarda
Waldo
Waldron
Whitney
Ziebarth

Not voting, 20:

Burbach
Carsten
Carstens
Clark
Elrod
Epke
Holmquist
Johnson
Kime
Kokes
Kremer
Lewis
Luedtke
Simpson
Stromer
Stull
Swanson
Wallwey
Warner
Wiltse

The motion lost by a vote of 6 ayes, 23 nays and 20 not voting.

APPROPRIATION BILL

The following bill was read for the first time by title:

LEGISLATIVE BILL 987A. Introduced by Fern Hubbard Orme, 29th District; Ramey Whitney, 44th District; William Swanson, 27th District; Richard Marvel, 33rd District.

A BILL FOR AN ACT to transfer funds as prescribed from the Board of Educational Lands and Funds, Agency No. 32 and the State Employees Retirement Board, Agency No. 61 to the Public Employees Retirement Board, and to appropriate all receipts from the Expense Fund to the Public Employees Retirement Board for the period July 1, 1971 to June 30, 1972 as prescribed; to change appropriations as prescribed; to amend section 29 and 56, Legislative Bill 1025, Eighty-second Legislature, First Session, 1971, and section 11, Legislative Bill 1027, Eighty-second Legislature, First Session, 1971; and to repeal the original sections.

VISITORS

Mr. Duis introduced Dr. John Janovy Jr., Assistant Dean of Art, Science and Biology at the University of Nebraska.

Mr. Chambers introduced 22 Eighth grade students and their teachers, Mr. Richard Werkherser and Miss Judy Schweikart, from Technical Jr. High, Omaha, Nebraska

Mr. Kokes introduced 18 Eighth grade students and their teachers, Mr. A. Wiese and Sister Irene, from St. John's School, Petersburg, Nebraska.

Mr. Warner introduced Mesdames Petsche, Schwenke and Sullivan, St. Mary's Parish, Denton, Nebraska and Mesdames Beaty and Miller, St. Wenseslaus Parish, Wahoo, Nebraska.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 264. Replaced on Select File as amended. Enrollment and Review amendment to LB 264:

1. In lieu of the Burbach amendment to section 7, as amended by the Whitney amendment, in section 7, line 10, insert "and in lieu of tax payments, including other funds received but not including in lieu of tax payments on school lands" after "taxes".

LEGISLATIVE BILL 844. Replaced on Select File as amended. Enrollment and Review amendment to LB 844:

1. In the title, line 2, strike "39-2509" and insert "39-2402".

LEGISLATIVE BILL 152. Replaced on Select File as amended. Enrollment and Review amendment to LB 152:

1. In the last line of the Whitney amendment adopted 4/28, strike the first period.

LEGISLATIVE BILL 955. Replaced on Select File as amended. Enrollment and Review amendment to LB 955:

1. On page 6, line 11, strike the second comma and show the same as stricken.

LEGISLATIVE BILL 759. Replaced on Select File as amended. Enrollment and Review amendments to LB 759:

(Note: The Ziebarth and Kremer amendments are to the Final Reading printed bill.)

1. In the last line of the Ziebarth amendment 3, strike the period.
2. In the last line of the Ziebarth amendment 4, strike the period and insert a semicolon.
3. In lieu of the Kremer amendment to page 25, line 9, in the Ziebarth amendment 5, lines 1 and 2, strike "two mills" and insert "one mill".
4. In the last line of the Ziebarth amendment 5, strike the period.
5. In lieu of the Ziebarth amendment 6, on page 25, line 20, insert "purchasing, purchasing on contract," after the first comma.
6. On page 25, line 26, strike "for".
7. In line 2 of the Ziebarth amendment 8, insert "Sec. 26." before "Beginning" and supply paragraphing; in line 15, insert a comma after "buildings"; and in line 20, strike "2 mills" and insert "one mill".

8. In the Ziebarth amendment 9, line 2, strike the period and insert a comma.
9. Renumber original sections 28 to 35 as sections 27 to 34.

LEGISLATIVE BILL 1020. Replaced on Select File as amended. Enrollment and Review amendments to LB 1020:

(References are to the Carpenter amendments.)

1. On page 2, line 24, strike "and".
2. On page 4, line 7, insert "and" after the third comma; and strike the comma in line 15.
3. On page 5, line 21, strike "means" and insert "shall mean".
4. On page 7, line 15, strike "herein" and insert "in this section".
5. On page 8, line 5, strike "herein" and insert "in this section".
6. For correlation purposes, on page 10, line 24, insert ", as amended by section 1, Legislative Bill 22, Eighty-second Legislature, First Session, 1971" after "1943"; and in line 27, strike "(2)" and insert "~~(3)~~ (2)".
7. On page 11, numbered line 7, insert ", or the equivalent thereof," after "credit" as in the statutes.
8. On page 11a, line 1, insert an underscored comma after "ther".
9. On page 13, strike line 26 and insert "the school, except that such requirement".
10. On page 15, line 14, insert an underscored comma after "2"; strike the unnumbered lines; in line 20, strike "such"; and in line 21 insert "from the armed forces" after "discharge".
11. On page 16, line 12, strike "their" and insert "the"; and in line 17, strike "said" and insert "the".
12. On page 18, line 12, strike "said".
13. On page 19, line 12, insert "the" after "of".
14. On page 20, lines 8 and 9, strike "shall be" and insert "is".
15. On page 21, line 23, strike "said" and insert "such".
16. On page 22, line 17, strike "a fine of"; strike line 21 and insert "offense, or ~~both such a fine and imprisonment~~ be both so fined and imprisoned."; and in line 23, insert an underscored comma after "2".
17. On page 26, line 15, strike the comma.
18. On page 27, lines 9, 10, and 14, strike

"class" and insert "classes"; and in lines 16 and 24, strike "said" and insert "such".

19. On page 28, lines 13 and 22, strike "said" and insert "the".

20. On page 29, line 10, strike "71-208.02," and insert ", and section 71-208.02, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 22, Eighty-second Legislature, First Session, 1971" in line 13, after "1943".

21. In the title, strike lines 2 to 8 and insert:

"FOR AN ACT to amend sections 71-201, 71-202, 71-203, 71-205, 71-207, 71-208, 71-208.01, 71-208.04, 71-208.05, 71-209, 71-212, 71-213, 71-215, 71-216, 71-219, 71-220, 71-221, 71-222, 71-222.01, 71-223.01, and 71-224, Reissue Revised Statutes of Nebraska, 1943, and section 71-208.02, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 22, Eighty-second Legislature, First Session, 1971, relating to barbering; to generally amend and revise The Barber Act; and to repeal the original sections.".

LEGISLATIVE BILL 358. Replaced on Select File as amended. Enrollment and Review amendments to LB 358:

1. Because of the Goodrich amendment adopted 5/12/71, strike the E&R amendments adopted 5/12/71.

2. In lieu of the Whitney amendment adopted 5/12/71, on page 3, line 5, strike "twenty" and insert "ten".

3. In the title, line 6, strike "twenty" and insert "ten".

LEGISLATIVE BILL 741. Placed on Select File as amended. Enrollment and Review amendments to LB 741:

1. In standing committee amendment 1, line 3, insert "children" after "disability".

2. On page 2, line 9, insert an underscored semicolon after "disturbed".

3. For correlation purposes, on page 4, line 17, insert ", as amended by section 1, Legislative Bill 179, Eighty-second Legislature, First Session, 1971" after "1943"; on page 4, line 25, and page 5, line 3, insert ", educational service unit, state school or public agency" after "district"; and on page 5, line 7, insert "be equal to the actual excess cost expenditures of the school district but shall" after "shall".

4. On page 5, lines 25 and 26, and in the title, line 2, strike "sections 43-604 and 43-609" and insert "section 43-604"; and on page 5, line 26, and in the title, line 3, insert ", and section 43-604 and 43-609, Reissue

Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 179, Eighty-second Legislature, First Session, 1971" after "1943".

LEGISLATIVE BILL 375. Placed on Select File as amended. Enrollment and Review amendments to LB 375:

1. On page 3, lines 14 and 15, strike "as hereinafter provided " and in line 15, strike "In the event that" and insert "If".

2. Add a new section to read:

"Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, line 2, strike "section 8-318" and insert "sections 8-318 and 8-319"; in line 9, strike "and" and insert "to increase the percentage of value of loans;"; and in line 9, strike "section" and insert "sections; and to declare an emergency".

LEGISLATIVE BILL 744. Placed on Select File as amended. Enrollment and Review amendments to LB 744:

1. On page 4, line 15, strike the comma.

2. On page 5, strike line 1, and insert "forth in subsection (4)"; in line 2, strike the comma; in line 5, strike "; such" and insert ". Such"; in line 6, strike "; the" and insert ". The"; and in lines 8 and 9, strike "and said records" and insert "which record"; and insert an underscored comma after "officer" in line 9 and after "agents" in line 10.

3. In lieu of the Wallwey amendment, on page 5, line 10, insert "or members of The Nebraska State Patrol," before "at".

4. For correlation purposes, on page 2, line 2, page 5, line 20, and in the title, line 3, insert ", as amended by section 1, Legislative Bill 422, Eighty-second Legislature, First Session, 1971" after "1969"; and on page 3, line 1, strike "fourteen" and insert "eighteen".

LEGISLATIVE BILL 667. Placed on Select File as amended. Enrollment and Review amendments to LB 667:

1. On page 2, line 6, insert an underscored comma after "charter".

2. In the title, line 4, insert "the" after "that"; and in line 7, insert "to make such levy mandatory as prescribed;" after the semicolon.

LEGISLATIVE BILL 1035. Placed on Select File.

LEGISLATIVE BILL 735. Placed on Select File.

LEGISLATIVE BILL 293. Correctly engrossed.

LEGISLATIVE BILL 425. Correctly engrossed.

LEGISLATIVE BILL 496. Correctly engrossed.

LEGISLATIVE BILL 525. Correctly engrossed.

LEGISLATIVE BILL 802. Correctly engrossed.

LEGISLATIVE BILL 843. Correctly engrossed.

LEGISLATIVE BILL 904. Correctly engrossed.

LEGISLATIVE BILL 904A. Correctly engrossed.

LEGISLATIVE BILL 929A. Correctly engrossed.

LEGISLATIVE BILL 1003. Correctly engrossed.

LEGISLATIVE BILL 1008. Correctly engrossed.

LEGISLATIVE BILL 1027. Correctly engrossed.

(Signed) Duke Snyder, Chairman

UNANIMOUS CONSENT–Change of Order

Mr. Hasebroock asked unanimous consent to take up tomorrow's Select File at this time. No objections. So ordered.

UNANIMOUS CONSENT–Bracket LB 1020

Mr. Carpenter asked unanimous consent to bracket LB 1020 on Select File. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 264. Enrollment and Review amendment found in today's Legislative Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 844. Enrollment and Review amendment found in today's Legislative Journal was adopted.

Advanced to Enrollment and Reivew for engrossment.

LEGISLATIVE BILL 152. Enrollment and Review amendment found in today's Legislative Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 955. Enrollment and Review amendment found in today's Legislative Journal was adopted.

Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 759. Enrollment and Review amendments found in today's Legislative Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 358. Enrollment and Review amendments found in today's Legislative Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 741. Enrollment and Review amendments found in today's Legislative Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 375. Enrollment and Review amendments found in today's Legislative Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 744. Enrollment and Review amendments found in today's Legislative Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 667. Enrollment and Review amendments found in today's Legislative Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1035.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 735.

Advanced to Enrollment and Review for engrossment.

MEMBERS EXCUSED

Mr. Stromer asked unanimous consent to be excused today at 10:30 until 2:45. No objections. So ordered.

Mr. Nore asked unanimous consent to be excused Friday, May 14. No objections. So ordered.

MOTION–Return LB 955 to Select File

Mr. Kokes moved to return LB 955 to Select File for the following specific amendment:
1. Return Valley, Greeley, Wheeler and
Garfield counties to District 5.
2. Return Holt county to District 3.

The motion to return prevailed with 32 ayes, 0 nays and 17 not voting.

SELECT FILE

LEGISLATIVE BILL 955. Mr. Kokes moved to adopt the amendment found above.

Mr. Kokes requested a Call of the House. Mr. Kokes moved to raise the Call. The motion prevailed with 28 ayes, 0 nays and 21 not voting.

The Kokes amendment was adopted with 33 ayes, 0 nays and 16 not voting.

Advanced to Enrollment and Review for engrossment.

MEMBER EXCUSED

Mr. Kime asked unanimous consent to be excused Friday and Monday, May 14 and May 17. No objections. So ordered.

BILL ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 1039. At the request of Governor Exon by the Government and Military Affairs Committee, Terry Carpenter, 48th District, Chairman; and William Skarda, 7th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VIII, of the Constitution of Nebraska, by adding a new section 1c relating to revenue; to exempt from the sales tax the retail sale of food products, including soft drinks and candy but excluding alcoholic beverages, intended for human consumption off the premises of the retailer or seller and eliminating sales tax credit on income tax returns; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

UNANIMOUS CONSENT–Change of Order

Mr. Carpenter asked unanimous consent to place all "A" bills after LB 544 on General File. No objections. So ordered.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 939. Replaced on Select File as amended.
Enrollment and Review amendments to LB 939:

1. Because of the Waldo amendment 2, adopted 5/11/71, strike the Whitney amendment adopted 4/27/71.
2. On page 9, line 13, strike "year".
3. In line 6 of the Waldo amendment 3, adopted 5/11/71, insert "the" before "Director".
4. On page 23, line 24, strike "its" and insert "his".
5. On page 25, line 25, strike "itself".
6. In the Waldo amendment 19, strike "7" and insert "13".
7. On page 40, line 17, strike "secretary" and insert "director".
8. In the Waldo amendment 27, line 1, strike "16" and insert "21".
9. In section 3, new subsection (10), line 1 , strike "Council To"; in line 1 insert "Committee" after "Beautiful"; and in both places in line 2 and in line 5, strike "council" and insert "department".
10. In the Waldo amendment 1, line 4, insert ", which department is hereby created" after "Control"; and in line 6, insert ", which position is hereby established" after "Control".

LEGISLATIVE BILL 330. Replaced on Select File as amended.
Enrollment and Review amendments to LB 330:

1. In standing committee amendment 4, line 3, insert "are operated" after "snowmobiles".
2. In line 2 of the Carstens amendment 5, strike the comma.
3. On page 10, lines 2 and 3, strike the comma.

(Signed) Duke Snyder, Chairman

SELECT FILE

LEGISLATIVE BILL 939. Enrollment and Review amendments found in today's Legislative Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 330. Enrollment and Review amendments found in today's Legislative Journal were adopted.

Advanced to Enrollment and Review for engrossment.

MOTION–Suspend Rules

Mr. Kennedy moved to suspend the rules to introduce a new bill to be known as LB 1040 and to place on General File. The motion prevailed with 35 ayes, 0 nays and 14 not voting.

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1040. By the Public Health and Welfare Committee; Thomas Kennedy, 21st District; Richard Maresh, 32nd District, Glenn Goodrich, 20th District; Richard Lewis, 38th District; Harold Moylan, 6th District; Leslie A. Stull, 49th District; Loran Schmit, 23rd District.

A BILL FOR AN ACT to amend sections 71-2042, 71-2043, and 71-2044, Revised Statutes Supplement, 1969, relating to nursing home administrators; to transfer duties from the Director of Health to the examining board; to define terms; to designate the board as the Board of Examiners in Nursing Home Administration and to change its composition and increase its duties; to provide for fees; to make certain acts unlawful; to provide penalties; to repeal the original sections, and also sections 71-2041 and 71-2045, Revised Statutes Supplement, 1969; and to declare an emergency.

MOTION–Place LB 1039 on General File

Mr. Carpenter moved to place LB 1039 on General File. The motion prevailed with 32 ayes, 2 nays and 15 not voting.

VISITORS

President Marsh introduced 31 Sixth grade students and their teacher, Bernice Sliger from Sidney Elementary School, Sidney, Iowa.

Mr. Maresh introduced 9 Fourth grade students and their teacher, Mrs. Ron Burns from Davenport Community School, Davenport, Nebraska.

Mr. Epke introduced 130 Ninth grade students and their teachers, W. Ulrich, R. Van Horn, James Kroon, Gordon Nelsen and Emil Korinek from Seward Jr. High, Seward, Nebraska.

President Marsh introduced the following Mexican students of Economics under auspices of the International Visitors Service: Sr. Herman Aldrete Valencia, Sr. Daniel Aponte Segura, Sr. Jorge A. Cabrera Perez, Sr. Javier Curiel Miranda, Sr. Romualdo Salvador Gonzalez Blando, Sr. Carlos Gonzalez Rosas, Sr. Jose Hernandez Lopez, Sr. David E. Lopez Gutierrez, Sr. Jorge Mejia Sosa, Sr. Francisco Javier Melendez Hernandez, Sr. Raul

Meza Ayala, Sr. Bernardo Palomera de la Paz and Sr. Juan Jose Romo Aguilera; their interpretes, Srta. Florence Helman and Sr. Brooks Michel; and assisting from Lincoln, Mrs. James Downing.

UNANIMOUS CONSENT—Change of Order

Mr. F. Carstens asked unanimous consent to place LB 571 and LB 572 ahead of the "A" bills on General File. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 651. Title read. Explained.

Mr. Moylan offered the following amendment to the standing committee amendments which was adopted:

1. Amend Standing Committee amendment No. 15
strike "and renumber succeeding sections according" and
renumber original section 10 as section 9.
2. On page 46 renumber original section 11 as
section 10.
3. On page 47 line 6 insert "Sec. 11." before
"Benefits".

Standing Committee amendments, as amended, found in the Legislative Journal on page 1512 for the Seventy-First Day were adopted.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

Mr. Warner asked unanimous consent to expedite LB 651. No objections. So ordered.

LEGISLATIVE BILL 945. Title read. Explained.

Mr. Carpenter asked unanimous consent to withdraw the amendments found in the Legislative Journal on page 1791 for the Eightieth Day.

Laid over.

LEGISLATIVE BILL 545. Title read. Explained.

Mr. Wallwey offered the following amendments to the standing committee amendments which were adopted by a vote of 23 ayes, 13 nays and 13 not voting:

1. Strike lines 3 to 21 on page 1 and 3 to
21 on page 2 of Standing Committee amendments.
2. On page 2 of original bill strike lines 7 to
12 and insert "legislative districts numbers 4 and 31 as
defined by Legislative Bill 954, Eighty-second Legislature,
First Session, 1971.

District No. 2. The county of Douglas, except
that part comprising legislative districts numbers 4, 5, 7,
12, and 31, as defined by Legislative Bill 954, Eighty-second
Legislature, First Session, 1971.".

3. On page 2 of original bill strike lines 17 to
21 and insert "District No. 4. The counties of Gage, Pawnee,
Richardson, Johnson, Nemaha, Otoe, Cass, Sarpy, and that part
of Douglas County comprising legislative districts numbers 5,
7, and 12 as defined by Legislative Bill 954, Eighty-second
Legislature, First Session, 1971.".

4. On page 2 of original bill lines 22 and 23
strike "Perkins, Chase, Dundy", and on line 26 ",
Saline" after "Dawson".

5. On page 3 of original bill line 7 insert
", Perkins, Chase, Dundy" after "Boyd".

Standing Committee amendments, as amended, found in the Legislative Journal on page 1678 for the Seventy-Seventh Day were adopted with 22 ayes, 11 nays and 16 not voting.

Mr. Syas moved to suspend the rules to allow LB 545 to be amended on Select File with the same number of votes required on General File. The motion prevailed with 37 ayes, 0 nays and 12 not voting.

Advanced to Enrollment & Review with 31 ayes, 2 nays and 16 not voting.

LEGISLATIVE BILL 945. Considered.

The Duis amendments found in the Legislative Journal on page 1794 for the Eightieth Day were adopted.

The Whitney amendment found in the Legislative Journal on page 1795 for the Eightieth Day was adopted.

Laid over.

MOTION—Return LB 954 to Select File

Mr. Waldron moved to return LB 954 to Select File for the following specific amendment:

Amend page 15, line 12, strike the "period" insert a "semicolon" add "and in Polk County the precincts of Canada, Island, Clear Creek, Valley and Osceola and the city of Osceola."

The motion to return prevailed with 31 ayes, 0 nays and 18 not voting.

SELECT FILE

LEGISLATIVE BILL 954. The Waldron amendment found in today's Journal was adopted by a vote of 29 ayes, 0 nays and 20 not voting.

Advanced to Enrollment and Review for engrossment.

APPROPRIATION BILL

The following bill was read for the first time by title:

LEGISLATIVE BILL 572A. Introduced by P J. Morgan, 4th District; Fred W. Carstens, 30th District; Roland Luedtke, 28th District; Terry Carpenter, 48th District; Ernest Chambers, 11th District; John W. DeCamp, 40th District; Walter H. Epke, 24th District; and Harold D. Simpson, 46th District.

A BILL FOR AN ACT to appropriate twenty-nine thousand five hundred eighteen dollars from the state General Fund for the period July 1, 1971 to June 30, 1972 to the Workmen's Compensation Court, Agency No. 37, for Program 530 to aid in carrying out the provisions of Legislative Bill 572, Eighty-second Legislature, First Session, 1971; and to provide conditions.

RECESS

At 12:03 p.m., on a motion by Speaker Hasebroock, the Legislature recessed until 1:30 p.m.

AFTER RECESS

The Legislature reconvened at 1:33 p.m., President Marsh presiding.

The roll was called and all members were present except Messrs. Holmquist, Clark and Savage who were excused and Mr. Stromer was excused until 3:00 p.m.

VISITORS

Mr. Waldo introduced 21 Fourth grade students and their teachers, Margaret Rasmussen and Mary Ann Vyhnalek, from Dorchester, Nebraska.

Mr. Schmit introduced 17 Eighth grade students and their teacher, Sister Mildred, from St. John's School, Weston, Nebraska.

MEMBER EXCUSED

Mr. Savage asked unanimous consent to be excused the remainder of the day. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 945 Considered.

Mr. Carpenter offered the following amendments which were adopted by a vote of 26 ayes, 0 nays and 23 not voting:

1. Insert 2 new sections to read:

"Section 1. That section 77-112, Revised Statutes Supplement, 1969, be amended to read as follows:

77-112. Actual value of property for taxation shall mean and include the value of property for taxation that is ascertained by using the following formula. (1) Earning capacity of the property; (2) relative location; (3) desirability and functional use; (4) reproduction cost less regular annual depreciation as formulated by the State Tax Commissioner; (5) comparison with other properties of known or recognized value; (6) market value in the ordinary course of trade; and (7) existing zoning of the property.

Sec. 2. That section 77-202, Revised Statutes Supplement, 1969, be amended to read as follows:

77-202. (1) The following property shall be exempt from taxes: (a) The property of the state and its governmental subdivisions;

(b) Property owned by and used exclusively for agricultural and horticultural societies;

(c) Property owned and used exclusively for educational, religious, charitable, or cemetery purposes, when such property is not owned or used for financial gain or profit to either the owner or user; and

(d) Household goods, including major appliances either attached or detached to real property, and personal effects when such property is not owned or used for financial gain or profit to either the owner or user.

(2) The increased value of land by reason of shade and ornamental trees planted along the highway shall not be taken into account in the assessment of such land.

(3) The premiums received by any insurance company authorized to do business in this state on pension, profit-sharing and other employee benefit plans which are described in section 805 (d) (1) of the Internal Revenue Code of 1954, as amended as of January 1, 1965 shall be exempt from taxes.

(4) Life insurance and life insurance annuity contracts and any payment connected therewith and any right to pension or retirement payments shall be exempt from the intangible tax.

2. Renumber original section 1 as section 3.

Sec. 4. That section 77-1301.06, Revised Statutes Supplement, 1969, be amended to read as follows:

77-1301.06. Upon completion and final approval of any reappraisal conducted pursuant to the provisions of sections 77-1301.07 and 77-1301.08, the valuations established by such reappraisal shall be used for purposes of property taxation of all property so appraised. The county assessor and the county board of equalization shall maintain and update the appraisal conducted and completed pursuant to section 77-1301.07. After completing and using the appraisal scheduled to be completed pursuant to section 77-1301.07, each county shall make an annual review of the appraised values for the purpose of maintaining and updating the appraisal. Said review and the supporting data thereto shall be submitted to the Tax Commissioner in the form of a written report on or before February 1 of the year following the year in which the review is made. The report to be submitted shall be as prescribed by the Tax Commissioner. If any county fails to furnish the required report, or satisfactorily meet the requirements prescribed in the rules and regulations for maintaining and updating the appraisal, the Tax Commissioner shall enter into a contract for the review and updating of the appraisal. Such contract shall be only for the year in which the county has failed to act. Payment for any contract executed under the provisions of this section by the Tax Commissioner shall be pursuant to section 77-1301.08. Any county may at any time after completion of the appraisal scheduled to be completed pursuant to section 77-1301.07 contract for maintenance or updating to maintain an appraisal and contract for another reappraisal of the county. Such reappraisal or annual review and the contracting therefore, and the methods and procedures to be used, shall be in conformance with the provisions of section 77-1301.07 and 77-1301.08 and any rules and regulations of the Tax Commissioner adopted pursuant to such sections.

4. On page 2, strike lines 11 and 12 and insert:

Sec. 5. The provisions of this act shall apply to any pending litigation.

Sec. 6. That original section 77-306, Reissue Revised Statutes of Nebraska, 1943, and sections 77-112, 77-202, 77-507, 77-508.01, and 77-1301.06, Revised Statutes Supplement, 1969, and also section 77-508, Revised Statutes Supplement, 1969, are repealed.

Add the emergency clause.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 538. Title read. Explained.

Mr. Burbach moved to reject the Standing Committee amendments found in the Legislative Journal on page 1584 for the Seventy-Fourth Day. The motion prevailed.

Mr. Burbach offered amendments which struck the bill and created a new bill available separate from the Journal.

Mr. Marvel offered the following amendment to the Burbach amendments which was adopted by a vote of 35 ayes, 0 nays and 14 not voting.

Amend page 3, Sec. 1 (3), line 11, strike "~~26~~" and insert "28".

The Burbach amendments, as amended, were adopted by a vote of 33 ayes, 2 nays and 14 not voting.

Advanced to Enrollment & Review with 29 ayes, 5 nays and 15 not voting.

VISITORS

The President introduced 27 Fifth grade students and their teachers, Mrs. Strong and Mrs. Carter, from Sidney, Iowa.

GENERAL FILE

LEGISLATIVE BILL 544. Title read. Explained.

Mr. Burbach moved to reject the Standing Committee amendments found in the Legislative Journal on page 1585 for the Seventy-Fourth Day. The motion prevailed.

Mr. Burbach offered amendments which are available separate from the Journal.

Advanced to Enrollment & Review with 26 ayes, 8 nays and 15 not voting.

LEGISLATIVE BILL 648A. Title read. Explained.

Mr. F. Carstens offered the following amendment which was adopted:
On page 2, line 7, strike the period and insert the following:
" ; Provided, personal services expenditures shall not
exceed thirty thousand nine hundred twenty-eight dollars."

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 977A. Title read. Explained.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 390A. Title read. Explained.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 455A. Title read. Explained.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 455. Title read. Explained.

Mr. Waldron moved to reject the Standing Committee amendment found in the Legislative Journal on page 1265 for the Sixty-Second Day. Motion prevailed.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting

LEGISLATIVE BILL 854A. Title read. Explained.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 152A. Title read Explained.

Mr. Carpenter offered the following amendments which were adopted:
1. On page 3, line 2, and in the title, lines 2
and 3, strike "thirteen thousand eight hundred fourteen"
and insert "twenty-five thousand"; and on page 3, line 9,
strike "five thousand nine hundred fourteen" and insert
"eleven thousand five hundred seven".

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 245A. Title read. Explained.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 246A. Title read. Explained.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 356A. Title read. Explained.

Advanced to Enrollment & Review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 741A. Title read. Explained.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 576A. Title read. Explained.

Advanced to Enrollment & Review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 505A. Title read. Explained.

Advanced to Enrollment & Review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 505. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 1045 for the Fifty-Third Day were adopted.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 939A. Title read. Explained.

Advanced to Enrollment & Review with 26 ayes, 4 nays and 19 not voting.

LEGISLATIVE BILL 326A. Title read. Explained.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 518A. Title read. Explained.

Mr. Waldron offered the following amendment which was adopted:
1. On page 3, line 4 insert "which amount is estimated" after "funds".

Advanced to Enrollment & Review with 25 ayes, 1 nay and 23 not voting.

MEMBER EXCUSED

Mr. Kremer asked unanimous consent to be excused for the remainder of the day. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 877A. Title read. Explained.

Advanced to Enrollment & Review with 29 ayes, 1 nay and 19 not voting.

LEGISLATIVE BILL 877. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 1109 for the Fifty-Fifth Day were adopted.

Advanced to Enrollment & Review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 987A. Title read. Explained.

Advanced to Enrollment & Review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 572A. Title read. Explained.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 572. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 1045 for the Fifty-Third Day were adopted.

Mr. F. Carstens offered the following amendments which were adopted:
Page 20, line 19 strike "or because of" and insert "for reason other than".
Page 20, line 20 before the first word in this line insert "the carrier" and after the word employer strike "and his carrier".
Page 20, line 24 strike the first two words (and carrier).

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 571. Title read. Explained.

Advanced to Enrollment & Review with 33 ayes, 0 nays and 16 not voting.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 1024. Replaced on Select File as amended. Enrollment and Review amendment to LB 1024:

1. In the title, line 5, insert "to provide for the deposit of funds and make an appropriation thereof;" after the semicolon.

LEGISLATIVE BILL 612. Replaced on Select File as amended. Enrollment and Review amendment to LB 612:

1. In lieu of the Morgan amendment adopted 5/13/71, on page 2, strike the new matter in lines 24 to 26 and all amendments thereto and insert "commissioners shall be nominated and elected by each of such districts".

LEGISLATIVE BILL 955. Replaced on Select File as amended. Enrollment and Review amendments to LB 955:

1. In the Syas amendment 1, line 6, insert ", Holt" after "Burt"; and in lines 7 and 8, strike "Dakota, Wheeler, Greeley, Garfield, and Valley" and insert "and Dakota".
2. On page 6, line 17, strike "Holt," and insert "~~Holt~~, Wheeler, Greeley, Garfield, and Valley,".

LEGISLATIVE BILL 365. Replaced on Select File as amended. Enrollment and Review amendment to LB 365:

1. In new section 1, line 19, strike "39-179" and insert "39-719" as in the statutes.

LEGISLATIVE BILL 759. Replaced on Select File as amended. Enrollment and Review amendments to LB 759:

1. In the Ziebarth amendment 3, line 2, insert a comma before "lease".
2. In line 1 of the Ziebarth amendment 5, strike the third comma.
3. In the Ziebarth amendment 11, strike the period.

LEGISLATIVE BILL 490. Placed on Select File as amended. Enrollment and Review amendments to LB 490:

1. On page 3, lines 2 and 9, strike "hereinafter referred to" and insert "referred to in this act as"; and in line 15, strike "Guarantee" and insert "Capital".
2. On page 4, line 4, strike the comma; in line 5, insert a comma after "act"; in line 15, strike "those sections" and insert "this act"; in line 22, insert a comma after "five"; and in line 25, strike "Notice" and insert "That notice".

3. On page 5, line 3, strike "said" and insert "the".

4. Insert the sentence added to page 5, line 17 at the end of line 17.

5. On page 7, line 25, strike the semicolon and insert a comma.

6. On page 8, line 1, strike the semicolon and insert a comma; in line 3, insert "for" after "or"; and in line 25, strike "prescribe" and insert "prescribes".

7. On page 9, line 19, strike "sections" and insert "section".

8. In standing committee amendment 1, at the end of line 4, strike "16" and insert "6".

9. On page 11, line 1, strike "guarantee" and insert "capital"; in line 20, strike "supervisor" and insert "supervisory authority"; and in line 22, strike "are" and insert "shall be".

10. In standing committee amendment 6, line 4, strike the first semicolon.

11. On page 14, line 14, strike "is" and insert "shall be".

12. On page 16, line 16, strike "savings and loan"; and in line 22, strike ", in reverse order,".

13. On page 17, line 4, strike "hereinafter referred to" and insert "referred to in this section as"; and in line 7, strike "sections" and insert "section".

14. On page 18, lines 2, 4, and 5, strike the semicolon and insert a comma.

15. On page 19, lines 5 and 6, strike "guarantee stock"; in line 17, strike "other" and insert "the"; and in line 19, strike "and".

16. In the title, lines 4, 6, and 14, and both places in line 9, strike "guarantee" and insert "capital".

LEGISLATIVE BILL 651. Placed on Select File as amended. Enrollment and Review amendments to LB 651:

1. On page 22, line 19, strike the first "and" and insert "~~and~~".

2. On page 23, line 15, insert "and" after the semicolon.

3. On page 36, line 8, strike "or" and insert "by".

4. On page 38, line 4, insert "but" after the comma.

5. On page 44, line 10, strike "Benefits" and insert "~~Benefits~~ benefits".

6. On page 49, line 7, insert an underscored comma after "commissioner".

7. On page 51, line 9, insert an underscored comma after "48-655".

8. In the title, line 3, strike "48-649,".

UNANIMOUS CONSENT—Change of Order

Mr. Snyder asked unanimous consent to take up tomorrow's Select File at this time. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1024. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 612. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 955. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 365. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 759. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 490. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 651. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

MOTION—Reconsider Action on LB 910

Mr. Simpson moved to reconsider the action taken to indefinitely postpone LB 910 and place it on the bottom of General File. Laid over.

APPROPRIATION BILLS

The following bills were read for the first time by title:

LEGISLATIVE BILL 776A. By Loran Schmit, 23rd District.

A BILL FOR AN ACT to appropriate all receipts inuring to the Grain Alcohol for Automotive Fuels Cash Fund for the period July 1, 1971 to June 30, 1972 to the Legislative Council, Agency No. 03, for Program 516 to aid in carrying out the provisions of Legislative Bill 776, Eighty-second Legislature, First Session, 1971.

LEGISLATIVE BILL 786A. By Duke Snyder, 14th District.

A BILL FOR AN ACT to change appropriations for the Department of Public Institutions for the period July 1, 1971 to June 30, 1972 to aid in carrying out the provisions of Legislative Bill 786, Eighty-second Legislature, First Session, 1971, as prescribed; to amend section 23, Legislative Bill 1025, Eighty-second Legislature, First Session, 1971; to repeal the original section; and to declare an emergency.

UNANIMOUS CONSENT—Unbracket LB 188

Mr. Morgan asked unanimous consent to unbracket LB 188 on E & R Final. No objections. So ordered.

MOTION—Return LB 188 to Select File

Mr. Morgan moved to return LB 188 to Select File for the following specific amendment:

1. In standing committee amendment 2, strike lines 2 to 4 and insert "insert '; Provided, that power to construct clubhouses and similar facilities for the giving of private parties within the zoning jurisdiction of any city or village".

2. On page 2 of the Proud amendments adopted 4/29/71, line 25, strike " 'department' insert " and insert " 'municipality' in line 10"; in line 25, insert "and exact costs" after "plans"; and strike line 27 and the new matter on line 1 of page 5, and insert "be approved by resolution of the governing body of such municipality"; and strike the new matter inserted into page 4, line 10 by the Proud amendment 4.

The motion to return prevailed with 32 ayes, 0 nays and 17 not voting.

SELECT FILE

LEGISLATIVE BILL 188. The Morgan amendment found above was adopted by a vote of 28 ayes, 0 nays and 21 not voting.

Advanced to Enrollment and Review for engrossment.

ADJOURNMENT

At 4:40 p.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 8:30 a.m., Friday, May 14, 1971.

Vincent D. Brown
Clerk of the Legislature

EIGHTY-FOURTH DAY—MAY 14, 1971

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

EIGHTY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, May 14, 1971

Pursuant to adjournment the Legislature met at 8:35 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> As we take these moments to pause in Thy presence, we know that in our relations with others there is a time to speak and a time to keep silent. Help us to tell the one from the other. When we should speak, give us the courage of our convictions; when we should keep silent, restrain us from speaking lest in our desire to appear wise we give ourselves away. Teach us the sacraments of silence that we may use them to know ourselves, to understand one another, and above all else to know Thee. Then we shall truly be wise, through Christ our Lord. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Clark, Holmquist, Kennedy, Kime, Kremer, and Nore who were excused.

MEMBER EXCUSED

Mr. Calvin Carstens asked unanimous consent to be excused from 11:15 to 12:00 noon today. No objections. So ordered.

BILL ON FINAL READING

The following bill was read and put upon final passage:

LEGISLATIVE BILL 1025. With emergency.

A BILL FOR AN ACT making appropriations for the state government for the period July 1, 1971 to June 30, 1972; to recite limits and conditions on the expenditure of funds from the appropriations so made; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Barnett	Burbach	Carpenter	Carsten	Carstens
Craft	DeCamp	Duis	Elrod	Epke
Goodrich	Hasebroock	Johnson	Keyes	Klaver
Kokes	Lewis	Luedtke	Mahoney	Maresh
Marvel	Morgan	Moylan	Orme	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Wallwey	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 7:

Chambers	Clark	Holmquist	Kennedy	Kime
Kremer	Nore			

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

RESOLUTIONS

LEGISLATIVE RESOLUTION 74. LR 74 found in the Legislative Journal on page 1878 for the Eighty-Third Day was adopted by a vote of 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE RESOLUTION 75. Mr. Whitney offered the following amendment to LR 75, found in the Legislative Journal on page 1879 for the Eighty-Third Day:

Delete the words "first request" and insert in their place "drawing of lots".

Mr. Carpenter moved to adopt LR 75. The motion failed with 2 ayes, 12 nays and 35 not voting.

Mr. Barnett moved to indefinitely postpone LR 75.

Mr. Barnett moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 24 ayes, 2 nays and 23 not voting.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 11:

Barnett Carsten Chambers Keyes Kokes
Luedtke Moylan Orme Simpson Stahmer
Stromer

Voting in the negative, 22:

Burbach Carpenter Craft DeCamp Goodrich
Hasebroock Johnson Klaver Mahoney Maresh
Marvel Morgan Proud Savage Schmit
Skarda Snyder Stull Syas Waldo
Whitney Wiltse

Not voting, 16:

Carstens Clark Duis Elrod Epke
Holmquist Kennedy Kime Kremer Lewis
Nore Swanson Waldron Wallwey Warner
Ziebarth

The motion to indefinitely postpone failed with 11 ayes, 22 nays and 16 not voting.

At the request of Mr. Proud, LR 75 was referred to the Executive Board.

LEGISLATIVE RESOLUTION 76.

Introduced by John W. DeCamp, 40th District; Terry Carpenter, 48th District; P. J. Morgan, 4th District; Fred Carstens, 30th District; Wayne Ziebarth, 37th District; Harold D. Simpson, 46th District; J. James Waldron, 42nd District; David Stahmer, 8th District; Eugene Mahoney, 5th District; William Skarda, 7th District; Wally Barnett, 26th District; Ernest Chambers, 11th District.

WHEREAS, on May 5 a hearing was held by some members of the Judiciary Committee concerning Resolution 32 in which a voluminous amount of testimony was heard, giving reasons for setting a definite date in regard to the Vietnam War, which hearing being attended by many young people as well as older Nebraskans from around the state, all of whom acted in a very courteous and attentive manner; and

WHEREAS, the representatives from the North Vietnamese Government and the People's Revolutionary Government have said that negotiations concerning American prisoners of war would begin as soon as the U.S. sets a date for total withdrawal from Vietnam; and

WHEREAS, the setting of that date would demonstrate to the Saigon government that it must begin to function on its own and begin to serve its people by ending its own corruption, by ending the repression of its own citizenry, and, in fact, by listening to its own people; and

WHEREAS, a recent poll in Vietnam conducted by the Pentagon indicates that only five per cent of the South Vietnamese people favor a continued American military presence there, and that, in fact, 65% oppose our military presence*; and

WHEREAS, other state legislatures, notably Massachusetts, New York, Illinois, Iowa, and Wisconsin have also dealt with national issues–particularly the war–either by resolution or other legislation; and

WHEREAS, this legislature has already set the precedent of introducing resolutions concerning national issues such as Vietnam in LR 10 and LR 35; and

WHEREAS, this is the concern of the Nebraska Unicameral since Nebraskans will pay 70 million dollars in taxes for the war in 1971.**

THEREFORE, BE IT RESOLVED THAT WE, THE MEMBERS OF THE 82ND LEGISLATURE OF NEBRASKA, FIRST SESSION:

Encourage the President and Congress of this United States to set a date as soon as reasonably possible for total and complete withdrawal of all U.S. forces and military support monies from Vietnam, which date shall be within one year after the enactment of this resolution.

---

* Rep. Robert L. Leggett, "How to Bring Them All Home". The Nation, March 29, 1971, p. 396.

** The Vietnam War represents approximately 14% of the total Federal Budget. The 1971 tax estimate for total amount of Individual Federal Income Taxes that Nebraskans will pay, $500,547,000 was multiplied by this figure.

Mr. Carpenter moved to suspend the rules and take up LR 76.

Mr. Snyder requested a Call of the House. The Call showed 38 members present.

Mr. Elrod moved the Call be raised. The motion prevailed with 36 ayes, 0 nays and 13 not voting.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 20:

Burbach
Mahoney
Schmit
Syas
Carpenter
Marvel
Simpson
Waldron
Duis
Morgan
Skarda
Warner
Keyes
Orme
Stahmer
Wiltse
Klaver
Savage
Swanson
Ziebarth

Voting in the negative, 16:

Chambers
Hasebroock
Moylan
Whitney
Craft
Johnson
Proud
DeCamp
Lewis
Snyder
Elrod
Luedtke
Stromer
Epke
Maresh
Stull

Not voting, 13:

Barnett
Carsten
Carstens
Clark
Goodrich
Holmquist
Kennedy
Kime
Kokes
Kremer
Nore
Waldo
Wallwey

The motion to suspend the rules failed with 20 ayes, 16 nays and 13 not voting.

LEGISLATIVE RESOLUTION 75.

Mr. Chambers moved to suspend the rules and take up LR 75. The motion lost with 23 ayes, 11 nays and 15 not voting.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 179. Correctly engrossed.

LEGISLATIVE BILL 179A. Correctly engrossed.

LEGISLATIVE BILL 365. Correctly re-engrossed.

LEGISLATIVE BILL 404. Correctly engrossed.

LEGISLATIVE BILL 659. Correctly engrossed.

LEGISLATIVE BILL 662. Correctly re-engrossed.

LEGISLATIVE BILL 699. Correctly engrossed.

LEGISLATIVE BILL 759. Correctly engrossed.

LEGISLATIVE BILL 767. Correctly engrossed.

LEGISLATIVE BILL 823. Correctly engrossed.

LEGISLATIVE BILL 954. Correctly re-engrossed.

LEGISLATIVE BILL 1031. Correctly re-engrossed.

LEGISLATIVE BILL 1034. Correctly engrossed.

LEGISLATIVE BILL 1025. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 1025.

VISITORS

Mr. Stromer introduced 23 Fifth and Sixth grade students and their teacher, Mrs. Lois E. Idt, Riverdale, Nebraska.

Mr. Schmit introduced 31 Seventh and Eighth grade students and their teacher, Sister M. Virginia from Holy Trinity School, Brainard, Nebraska.

Mr. Johnson introduced Mrs. Margaret Heald, Mead, Nebraska.

Mr. Hasebroock introduced 37 students and their teachers, Mr. Steve Dry and Mrs. Agnes Ondracak from School District No. 1, Richland, Nebraska.

Mr. Mahoney introduced 67 Eighth grade students and their teachers, Mrs. Koller and Mr. Rysavy from St. Peter & Paul School, Omaha, Nebraska.

SELECT FILE

LEGISLATIVE BILL 661.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 948. Laid over until Monday, May 17.

UNANIMOUS CONSENT—Unbracket LB 1020

Mr. Carpenter asked unanimous consent to unbracket LB 1020. No objections. So ordered.

VISITORS

Mr. Syas introduced 64 Eighth grade students from St. Richard School, Omaha, Nebraska.

Mr. Elrod introduced 53 Seventh grade students from St. Mary's School, Grand Island, Nebraska.

Mr. Kokes introduced Mr. and Mrs. Melvin Nore of Van Nuys, California, and Mr. and Mrs. Marvin Richard of Albion, Nebraska.

The President introduced Mrs. David M. Gates, Missouri Botanical Garden, St. Louis, Missouri; Mrs. Phillip S. Humphrey, Museum of Natural History, University of Kansas, Lawrence, Kansas; Mrs. Hugo G. Rodeck, University of Colorado Museum, Boulder, Colorado; Mrs. Loris S. Russell, Royal Ontario Museum, Canada; Mrs. Alexander H. Smith, University of Michigan, Herbarium, Ann Arbor, Michigan; Mrs. Bertrand Schultz and Mrs. George Round of Lincoln, Nebraska.

SELECT FILE

LEGISLATIVE BILL 1020. Enrollment and Review amendments found in the Legislative Journal on page 1886 for the Eighty-Third Day were adopted.

Advanced to Enrollment and Review for engrossment.

MOTION—Return to Select File

LEGISLATIVE BILL 768. Mr. Duis moved to return LB 768 to Select File for the following specific amendments:

1. Strike renumbered section 38.
2. On page 54, line 26, and in the title, line 4, strike "60-1418, and 60-1419" and insert "and 60-1418".

The motion to return prevailed with 28 ayes, 0 nays and 21 not voting.

SPEAKER HASEBROOCK PRESIDING

LEGISLATIVE BILL 939. Mr. Waldo moved to return LB 939 to Select File for the following specific amendments:

1. Insert a new section to read:

"Sec. 31. The chief executive officer of the Department of Environmental Control shall be the Director of Environmental Control, who shall be appointed by the Governor from a list of names submitted by the Environmental Control Council with the advice and consent of the Legislature. The director shall administer the affairs of the department, and he shall serve at the pleasure of the Governor. The director shall have equal rank with the heads of other state departments, and his salary shall be fixed by the Governor. The director shall employ such assistants, professional staff and other employees as may be deemed necessary to effectively carry out the provisions of this act within such appropriations as the Legislature may provide.".

2. Renumber sections 31 to 33 of the standing committee amendments as sections 32 to 34.

1. In standing committee amendment 3, lines 4 and 5, strike "aid and advise the Governor in the selection of" and insert "submit to the Governor a list of names from which he shall appoint".

The motion to return prevailed with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 612. Mr. Syas moved to return LB 612 to Select File for the following specific amendment:

1. On page 2, line 18 strike "one", strike the new matter in line 19 and insert "three hundred thousand or less, one", line 20 insert "of substantially equal population" after "districts", strike lines 22 and 23 and show old matter

as stricken, and line 24 strike "commissioners" and insert "~~commissioners~~ Commissioners".

The motion to return prevailed with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 408. Mr. Swanson moved to return LB 408 to Select File for the following specific amendments:

Amend Sec. 3, line 26, by striking "1971" and inserting "1972."

Strike the Emergency Clause.

The motion to return prevailed with 29 ayes, 1 nay and 19 not voting.

LEGISLATIVE BILL 661. Mr. Snyder and Mr. Barnett moved to return LB 661 to Select File for the following specific amendments:

~~In the years that a President and Vice President are to be elected there shall be elected, at the primary election, delegates and alternates to the national convention. The number of delegates shall be governed by the rules of the national political party holding such convention. Two of such delegates for each political party shall be elected from each congressional district.~~

In each Presidential election year, delegates to the National Convention of the political parties shall be elected in the following manner:

(1) The number of delegates shall be governed by the rules of the National Political party holding the convention. The total number of delegates thus authorized shall be elected as delegates at large and delegates representing the Congressional Districts.

(a) The electors shall elect three delegates at the state wide primary. The number of delegates representing Congressional Districts shall be determined by taking:

(1) The total number of delegates authorized by the party.

(2) Subtracting the three delegates to be elected at large at the state wide primary.

(3) After the subtraction of the delegates to be elected at the state wide primary, the remainder shall be divided by the number of Congressional Districts existing in the State. The quotient will be the number of delegates to be elected at the state wide primary from each Congressional District.

(4) After the division any remaining delegates become delegates at large and shall be elected at the state wide primary.

The delegates elected at large and by Congressional Districts shall be elected in the primary election as provided in Section 32-542.01.

Explanation:

The intent of this amendment is to shorten the primary election ballot. Three delegates shall be elected by the electors at the state wide primary. Delegates shall be elected at the state wide primary to represent Congressional Districts. The following formula shall be used in determining delegates to be elected at large by Congressional Districts at the state wide primary. Republicans—sixteen total.

Republican Party delegates	16
Delegates to be elected at large at the state wide primary	3
	13

Divide balance by number of Congressional Districts existing in the State

$$\begin{array}{r} 4 \\ 3\,\overline{)\,13} \\ \underline{12} \\ 1 \end{array}$$

The remaining delegate after the division becomes a delegate at large. This delegate shall be elected at the state wide primary in addition to the three delegates.

The electors shall elect at large	3
First Congressional District shall elect	4
Second Congressional District shall elect	4
Third Congressional District shall elect	4
The one remaining delegate shall be elected at large at the state wide primary	1
	16

Democratic party delegates	22
Delegates to be elected at large at the state wide primary	3
	19

Divide balance by number of Congressional Districts existing in the state

$$\begin{array}{r} \\ 3\,\overline{)\,19} \\ \underline{18} \\ 1 \end{array}$$

The remaining delegate after the division becomes a delegate at large. This delegate shall be elected at the state wide primary in addition to the three delegates.

The electors shall elect at large	3
First Congressional District shall elect	6
Second Congressional District shall elect	6
Third Congressional District shall elect	6
The one remaining delegate shall be elected at large at the state wide primary	1
	22

This simplifies the ballot, reduces election expense, allows electors to vote on delegates statewide, allows electors to vote directly for their district representative with whom they are most familiar; increases the numbers of delegates from districts allowing a more accurate showing of presidential preferences, both in the district and statewide.

The motion to return failed with 13 ayes, 12 nays and 24 not voting.

LEGISLATIVE BILL 684. Mr. Johnson moved to return LB 684 to Select File for the following specific amendment:

1. On page 2, line 1, after the second comma, and in the title, line 2, after the second comma, insert "45-165.01, 45-165.02,".

The motion to return prevailed with 29 ayes, 0 nays and 20 not voting.

SELECT FILE

LEGISLATIVE BILL 768. The Duis amendments found in today's

Journal was adopted by a vote of 32 ayes, 0 nays and 17 not voting.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 939. The Waldo amendments found in today's Journal were adopted by a vote of 30 ayes, 0 nays and 19 not voting.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 612. The Syas amendment found in today's Journal was adopted by a vote of 31 ayes, 0 nays and 18 not voting.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 408. The Swanson amendments found in today's Journal were adopted by a vote of 30 ayes, 0 nays and 19 not voting.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 684. The Johnson amendment found in today's Journal was adopted by a vote of 27 ayes, 0 nays and 22 not voting.

Advanced to Enrollment and Review for engrossment.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on May 14, 1971, at 10:30 a.m.: LB 1025.

(Signed) Sandra Rhoten, Enrolling Clerk

DELETE—CO-INTRODUCER

Mr. F. Carstens asked unanimous consent to have his name removed from LR 76. No objections. So ordered.

PRESIDENT MARSH PRESIDING

MOTION—Reconsider Action on LB 910

Mr. Simpson renewed his motion found in the Legislative Journal on page 1904 for the the Eighty-Third Day to reconsider the action taken to indefinitely postpone LB 910. The motion failed with 11 ayes, 15 nays and 23 not voting.

MEMBER EXCUSED

Mr. Epke asked unanimous consent to be excused for the remainder of the day. No objections. So ordered.

UNANIMOUS CONSENT–Change of Order

Mr. Stull asked unanimous consent to place LB 426 at the top of General File. No objections. So ordered.

Mr. Stahmer asked unanimous consent to place LB 345 at the bottom of General File. No objections. So ordered.

Mr. Elrod asked unanimous consent to place LB 560 after LB 426 on General File. No objections. So ordered.

Mr. Wiltse asked unanimous consent to place LB 514 at the top of General File after LB 560. No objections. So ordered.

VISITORS

Mr. Holmquist introduced 15 grade school students from March School, Kennard, Nebraska.

Mr. Hasebroock introduced 35 Seventh grade students and their teachers, Mr. Danielson and Mrs. Gregg, from Hamburg, Iowa.

Mr. Epke introduced 50 Third and Fourth grade students from St. Joseph's, York, Nebraska, and their teachers Margaret Sobolik and Mrs. Ruth Goodrich.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 1030. Replaced on Select File as amended.
Enrollment and Review amendment to LB 1030:
1. In line 8 of E & R amendment 2, adopted 5/7/71, strike "line 4" and insert "line 11".

LEGISLATIVE BILL 562. Replaced on Select File as amended.
Enrollment and Review amendment to LB 562:
1. On page 6, line 22, insert ", Reissue Revised Statutes of Nebraska, 1943" after "16-336".

LEGISLATIVE BILL 408. Replaced on Select File as amended.
Enrollment and Review amendment to LB 408:
1. On page 4, line 17, strike "Have registered" and insert "Registered".

LEGISLATIVE BILL 572A. Placed on Select File.

LEGISLATIVE BILL 648A. Placed on Select File.

LEGISLATIVE BILL 977A. Placed on Select File.

LEGISLATIVE BILL 390A. Placed on Select File.

LEGISLATIVE BILL 455A. Placed on Select File.

LEGISLATIVE BILL 854A. Placed on Select File.

LEGISLATIVE BILL 152A. Placed on Select File.

LEGISLATIVE BILL 245A. Placed on Select File as amended.
Enrollment and Review amendment to LB 245A:
1. On page 2, line 7, strike "apportions" and insert "expenditures".

LEGISLATIVE BILL 246A. Placed on Select File as amended.
Enrollment and Review amendment to LB 246A:
1. On page 2, line 7, strike "apportions" and insert "expenditures".

LEGISLATIVE BILL 356A. Placed on Select File.

LEGISLATIVE BILL 741A. Placed on Select File.

LEGISLATIVE BILL 576A. Placed on Select File as amended.
Enrollment and Review amendment to LB 576A:
1. On page 2, line 8, strike "appropriations". and insert "expenditures".

LEGISLATIVE BILL 505A. Placed on Select File.

LEGISLATIVE BILL 939A. Placed on Select File as amended.
Enrollment and Review amendment to LB 939A:
1. On page 3, line 6, and lines 17 and 18, and in the title, line 7, strike "Environmental Control Council" and insert "Department of Environmental Control".

LEGISLATIVE BILL 326A. Placed on Select File.

LEGISLATIVE BILL 518A. Placed on Select File as amended.
Enrollment and Review amendments to LB 518A:
1. On page 3, line 10, strike "appropriations" and insert "expenditures".
2. On page 4, line 14, strike "Sec. 2." and insert "Sec. 3.".

LEGISLATIVE BILL 877A. Placed on Select File.

LEGISLATIVE BILL 987A. Placed on Select File as amended.
Enrollment and Review amendment to LB 987A:
1. On page 5, line 17, strike "after" and insert "on".

(Signed) Duke Snyder, Chairman

RECESS

At 11:53 a.m., on a motion by Speaker Hasebroock, the Legislature recessed until 1:30 p.m.

AFTER RECESS

The Legislature reconvened at 1:35 p.m., President Marsh presiding.

The roll was called and all members were present except Messrs. Clark, Epke, Holmquist, Kennedy, Kime, Klaver, Kremer and Nore who were excused and Mr. F Carstens was excused until 2:00 p.m.

SPEAKER'S REPORT

The Legislature will meet Monday through Thursday, May 17-20 and Tuesday and Wednesday, May 25 and 26.

VISITORS

Mr. Maresh introduced 42 Sixth grade students and their teachers, Messrs. Bodalye, Bodely, and Love of Howard, Nebraska.

Mr. Keyes introduced 33 Eighth grade students and their teachers, Sister Patricia, Mrs. George Uphoff and Mr. Mike Renner from St. Mary's School, Bellevue, Nebraska.

Mr. Stromer introduced 42 Fourth graders and their teachers, Mesdames Williams, and Luhn, from Wood River, Nebraska

MEMBER EXCUSED

Mr. Klaver asked unanimous consent to be excused the remainder of the day. No objections. So ordered.

COMMITTEE MEETING–Executive Board

Mr. Swanson announced that the Executive Board would meet Tuesday, May 18 at 12:00 noon in Room 2017.

GENERAL FILE

LEGISLATIVE BILL 426. Title read. Explained.

Standing committee amendment found in the Legislative Journal on page 1869 for the Eighty-Second Day was adopted.

Mr. Stull offered the following amendment which was adopted:

1. Insert a new section 2 to read as follows:

"Sec. 2. When the membership of a district counted on the last Friday in September increases five per cent or more above the membership of the preceding year on the corresponding date, as reported on the fall accreditation and approval report, the total financial support pursuant to section 79-1336 shall be increased by the per cent of increase of the student membership over the previous year.".

2. Renumber original section 2 as section 3.

Advanced to Enrollment & Review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 560. Title read. Explained.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 514. Title read. Explained.

Advanced to Enrollment & Review with 32 ayes, 0 nays and 17 not voting.

MOTION—LB 66

Mr. Carpenter moved to place LB 66 at the bottom of General File. The motion prevailed with 16 ayes, 11 nays and 22 not voting.

UNANIMOUS CONSENT—Order of the Day

Mr. Waldo asked unanimous consent to place 707 at the top of General File. No objections. So ordered.

MEMBER EXCUSED

Mr. Swanson asked unanimous consent to be excused for 15 minutes today. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 707. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 1087 for the Fifty-Fourth Day were adopted.

Mr. Burbach moved to advance LB 707 to Enrollment and Review.

Mr. Elrod requested a Call of the House. The Call showed 24 members present.

Mr. Elrod moved the Call be raised. The motion prevailed with 28 ayes, 1 nay and 20 not voting.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

MESSAGE FROM THE GOVERNOR

May 14, 1971

Mr. President, Mr. Speaker,
and Members of the Legislature
Legislative Chambers
State House
Lincoln, Nebraska

Dear Senators:

It is with regret that I find it necessary to return herewith LB 369 without my signature and with my objections. While I share the serious and expressed concern of the Legislature for motorcycle safety, I cannot become convinced that all features of LB 369 are fair and do not violate some basic values.

In our legitimate desires to protect from possible death and injury certain classes of our citizens, have we, perhaps, gone too far?

The record would indicate that far more Nebraskans are killed or injured as a result of not wearing seat belts in automobiles than those not wearing helmets when operating motorcycles. Records indicate that for the year 1970, 198 automobile fatalities were recorded where seat belts were installed but not in use, and another 155 fatalities in automobiles were recorded where no seat belts at all had been installed. While it is true that the number of motorcycle fatalities appears to be increasing, one must further recognize that the number of operators has substantially increased in the past several years.

Would these figures not indicate that if good safety practices dictate that motorcycle operators be compelled to wear safety helmets required by law, that similar good safety practices dictate that automobile operators be compelled to fasten their seat belts? Yet we quickly recognize that to demand to operators of motor vehicles such a requirement is not likely to be accepted.

It would appear that it is more important to require that drivers of motorcycles be properly trained to operate such vehicles. It is for that reason that I quickly signed into law LB 962 on April 23, 1971. I am hopeful that the proper enforcement of LB 962 will result in a sharp decline in motorcycle fatalities.

I have considered LB 369 at some length and concede that the expedient action on my part would be to allow this measure to become law effective immediately upon my signature. However, in good conscience, this is an action I cannot take. This in and of itself would work a severe financial hardship on many operators of motorcycles that is not commensurate with the safety sought.

Moreover, many motorcyclists that I have discussed this proposition with concede that in most instances they do wear protective headgear and recommend it. They primarily object to that portion of the act which is mandatory.

Moreover, operators of motorcycles have in large numbers explained to me that the use of a helmet in city traffic may under certain circumstances be more dangerous than operating without. Many present helmets impair both necessary sight and sound. I feel that this aspect should be more thoroughly investigated before making the failure of wearing a helmet a requirement.

As passed by the Legislature, LB 369, with the emergency clause, would allow no reasonable time for many citizens to comply with the law that would become effective immediately.

Many motorcyclists own protective headgear that do not meet the worthy standards for such devices that you have approved and is set forth in the American Standards Association specifications for protective headgear.

The fact remains that we should thoughtfully consider some regulations, with proper penalty provisions, for motorcyclists and passengers on such vehicles. These might include requiring young persons to wear headgear who are passengers, or to require headgear on highways when vehicles are operated at high rates of speed, or other important regulations.

I am, therefore, having introduced in the Legislature today a compromise measure that, in essence, would authorize the Director of the Department of Motor Vehicles to hold hearings, investigate proper protective headgear for safety factors including protection, visibility, and hearing, and institute such rules and regulations governing motorcycles and attendant protective devices that would be enforced through such promulgated rules and regulations as opposed to the strict confines as dictated in LB 369.

It is my hope that such action will be approved by the Legislature as the best possible alternative available to all at this time.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw

MOTION—Override Governor's Veto

Mr. DeCamp moved to override the Governor's veto on LB 369.

Voting in the affirmative, 11:

Carpenter Craft Johnson Marvel Orme
Savage Stull Swanson Syas Warner
Wiltse

Voting in the negative, 20:

Barnett	Burbach	Carsten	Chambers	DeCamp
Duis	Hasebroock	Keyes	Kokes	Lewis
Luedtke	Maresh	Morgan	Moylan	Proud
Simpson	Skarda	Snyder	Stromer	Whitney

Not voting, 18:

Carstens	Clark	Elrod	Epke	Goodrich
Holmquist	Kennedy	Kime	Klaver	Kremer
Mahoney	Nore	Schmit	Stahmer	Waldo
Waldron	Wallwey	Ziebarth		

Having failed to receive a constitutional three-fifths majority voting in the affirmative, the bill failed to pass notwithstanding the objections of the Governor.

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1041. At the request of Governor Exon by Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend section 60-403.02, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to authorize the Department of Motor Vehicles to establish rules for the use of motorcycle operators and passengers; to provide a penalty; and to repeal the original section.

APPROPRIATION BILLS

The following bills were read for the first time by title:

LEGISLATIVE BILL 330A. Introduced by John DeCamp, 40th District.

A BILL FOR AN ACT to appropriate fifty thousand three hundred ninety-two dollars from the state General Fund for the period July 1, 1971 to June 30, 1972 to the Game and Parks Commission, Agency No. 33, for Program 327 to aid in carrying out the provisions of Legislative Bill 330, Eighty-second Legislature, First Session, 1971; and to provide conditions.

LEGISLATIVE BILL 759A. Introduced by Wayne Ziebarth, 37th District; Richard Marvel, 33rd District.

A BILL FOR AN ACT to appropriate sixty-one thousand five hundred four dollars from the state General Fund for the period of July 1, 1971 to June 30, 1972 to the State Board for Technical and Vocational Colleges, Agency No. 083 for Program 512 to aid in carrying out the provisions of

Legislative Bill 759, Eighty-second Legislature, First Session, 1971; to provide conditions and limitations; to amend section 2, Legislative Bill 1027, Eighty-second Legislature, First Session, 1971; to increase certain appropriations as prescribed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 866A. Introduced by Wayne Ziebarth, 37th District; Duke Snyder, 14th District; Richard Marvel, 33rd District.

A BILL FOR AN ACT to appropriate one hundred fifty-eight thousand four hundred fifty-nine dollars from the state General Fund for the period July 1, 1971 to June 30, 1972, to the Nebraska Commission on Higher Education, Agency No. 82, for Program 536 to aid in carrying out the provisions of Legislative Bill 866, Eighty-second Legislature, First Session, 1971; to provide a limitation on personal services; to amend section 47, Legislative Bill 1025, Eighty-second Legislature, First Session, 1971, as amended by Legislative Bill 390A, Eighty-second Legislature, First Session, 1971, and sections 42 and 60, Legislative Bill 1025, Eighty-second Legislature, First Session, 1971; to change appropriations as prescribed; to repeal the original sections; and to declare an emergency.

VISITORS

Mr. Barnett introduced 22 students and their teacher, Mrs. Jan Papstein from Lincoln School of Commerce, Lincoln, Nebraska.

Mr. Luedtke introduced 20 students and their teachers, Messrs. Bill Hanis and Tom Ryan from East High School, Lincoln, Nebraska.

Mr. Wiltse introduced 16 students and their teachers, Mesdames Ruth Loyd and Joyce Wiltse from District 27 and District 51, Rulo, Nebraska.

Mr. Burbach introduced 80 Sixth grade students and their teachers, Baker and Fest from U. S. District 364, Marysville, Kansas.

Mr. Lewis introduced five members of the United Kingdom Wheat Millers Team to the United States. Their names are: Ian Cafaude Carr, David Stuart Cohen, Robert Charles Kemp, John Francis Lawrence, and H. D. Patrick Rankin.

Mr. Syas introduced 82 Eighth grade students and their teachers, Sister Shana, Sister Mary Stephen and Mrs. Smith, Holy Name School, Omaha Nebraska.

UNANIMOUS CONSENT—Bracket LB 600

Mr. Stromer asked unanimous consent to bracket LB 600 until Monday, May 17. No objections. So ordered.

SPEAKER HASEBROOCK PRESIDING

GENERAL FILE

LEGISLATIVE BILL 824. Title read. Explained.

Standing committee amendment found in the Legislative Journal on page 1420 for the Sixty-Eighth Day was adopted.

Advanced to Enrollment & Review with 25 ayes, 0 nays and 24 not voting.

UNANIMOUS CONSENT—Unbracket LB 257

Mr. Carpenter asked unanimous consent to unbracket LB 257 on General File. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 257. Considered.

Mr. Carpenter offered the following amendments to the Carpenter amendments found in the Legislative Journal on page 1797 for the Eightieth Day, which were adopted:

1. Amend the Sec. 1 as follows:

Section 1. All counties in Nebraska are hereby authorized and empowered by resolution to regulate the construction, installation operation and maintenance within their county limits and outside the limits of any incorporated city or village of all persons or entities furnishing community antenna television service. . . . .

2. Amend Sec. 2 as follows:

Sec. 2. It shall be unlawful for any person, firm or corporation to construct, install operate or maintain in or along the streets, alleys or public ways, or elsewhere within the limits or any county and outside of the limits of any incorporated city or village a community antenna television service without first obtaining, from such county involved, a permit which permit shall authorize the grantee to provide community antenna television service on a non-exclusive basis within the limits of the county.

3. Amend Sec. 6 as follows:

Sec. 6 No community television franchise heretofore or hereafter granted by any municipality under the provisions of Chapter 18. article 22, Reissue Revised Statutes 1943, ~~prior to the effective date of this act,~~ shall be affected by the provisions of this act.

"If any section in this act or any part of any section shall be declared invalid or unconstitutional, such declaration of invalidity shall not affect the validity of the remaining portions thereof."

Add the emergency clause.

The Carpenter amendments, as amended, were adopted.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 167. Title read. Explained.

Mr. Carpenter offered the following amendments which were adopted:

Strike all of the bill and insert:

"Section 1. That section 77-2715.01, Revised Statutes Supplement, 1969, be amended to read as follows:

77-2715.01. (1) On or before November 15 of each year, the State Board of Equalization and Assessment shall set the rate of the income tax imposed by section 77-2715 for the taxable year beginning in the subsequent calendar year, and the rate of the sales tax imposed by subsection (1) of section 77-2703 which will be effective from January 1 through December 31 of the succeeding year.

(a) In fixing the rates, the State Board of Equalization and Assessment shall first determine the status of all fixed ~~appropriations~~ obligations for the biennium which must be financed from the receipts from the sales and use taxes, the individual and corporation income and franchise taxes and other miscellaneous receipts to the General Fund, from a certified statement of all appropriations made by the most recent regular session of the Legislature, which statement the Director of Administrative Services shall prepare and furnish prior to the convening of such board.

(b) If the Legislature should meet in a special session during any year, the board shall add to the appropriations as certified pursuant to subdivision (a) of this subsection, the appropriation for the legislative session, all miscellaneous claims, deficiency bills, and all emergency appropriations.

(c) The board shall then determine the balance of the General Fund at the beginning of the period under consideration and the estimated receipts to the General Fund from all sources other than the sales, use, income, and franchise taxes for this period.

(d) The board shall then set the rates of the sales tax and income tax so that the estimated funds available pursuant to subdivision (c) of this subsection plus estimated receipts from the sales, use, income, and franchise taxes will be not less than five per cent in excess of the appropriations as determined pursuant to subdivisions (a) and (b) of this subsection.

(e) The rates of the sales and income taxes shall be fixed so that the total sales and use taxes levied will as nearly as possible equal the total income and franchise taxes levied for the calendar year for which the rates so fixed will be effective.

(f) For purposes of this subsection, total sales and use taxes levied shall mean the total state sales and use tax liability of all taxpayers for the relevant period minus total food sales tax credits attributable to the same period. Total income and franchise taxes levied shall mean the total state income and franchise tax liability of all taxpayers for the relevant period, before deduction of food sales tax credits.

(g) The sales tax rate so fixed by the board shall be an increment of one half of one per cent, and the income tax rate so fixed shall be an increment of one per cent.

(2) The board shall meet within thirty days after each special session of the Legislature, and also within thirty days after receiving a report from the Tax Commissioner that there have been significant changes in the provisions of the Internal Revenue Code of 1954 and amendments thereto, other provisions of the laws of the United States relating to federal income taxes, or the rules and regulations issued under such laws, and shall determine whether the rates for sales tax and income tax must be changed *In making such determination the board shall recalculate the requirements pursuant to the formula set forth in subsection (1) of this section, taking into consideration the appropriations for such special session, all miscellaneous claims, definiency bills, and all emergency appropriations.

In the event the board determines the rates must be changed as a result of such special session or as a result of a change in the provisions of the Internal Revenue Code of 1954 and amendments thereto, other provisions of the laws of the United State relating to federal income taxes, and the rules and regulations issued under such laws, such sales tax rate shall be made effective at the beginning of any calendar month within the current calendar year and such income tax rate shall be effective for the current taxable year.

Sec. 2. That original section 77-2715.01, Revised Statutes Supplement, 1969, is repealed.".

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 992. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 1610 for the Seventy-Fifth Day were adopted.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

PRESIDENT MARSH PRESIDING

LEGISLATIVE BILL 982. Title read. Explained.

Advanced to Enrollment & Review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 256. Title read. Explained.

Mr. Carpenter moved to reject the Standing Committee amendments found in the Legislative Journal on page 1420 for the Sixty-Eighth Day. Motion prevailed.

Advanced to Enrollment & Review with 28 ayes, 5 nays and 16 not voting.

Mr. Carpenter asked unanimous consent to bracket LB 256 when it reaches Select File. No objections. So ordered.

LEGISLATIVE BILL 776. Title read. Explained.

Mr. Schmit moved to reject the Standing Committee amendments found in the Legislative Journal on page 1254 for the Sixty-First Day. Motion prevailed.

Mr. Schmit offered the following amendments which were adopted:

1. On page 5, line 15, strike all new matter and reinstate the stricken matter.
2. On page 5, lines 17 through 20, strike all new material and insert the following: "Provided, that effective January 1, 1973 gasoline sold in Nebraska which contains a grain alcohol additive in place of lead shall be subject to a state motor fuel tax which is three cents per gallon less that gasoline which contains lead. When grain alcohol gasoline sales in Nebraska reaches a point where it constitutes more than ten million gallons per year, an adjustment in the tax may be considered by the Legislature.".
3. On page 5, line 25, strike the new material and reinstate the stricken matter.
4. On page 6, lines 2 to 5 strike all new material and insert the following: "Provided, that such excise tax after January 1, 1973, shall be five and one half cents per gallon on motor fuel containing grain alcohol and no lead, and eight and one half cents per gallon on gasoline which does not contain grain alcohol.".
5. On page 6 add new sections 4 to 7 and renumber existing section 4 as section 8.

"Sec. 4. There is hereby created a fund to provide a Nebraska program for the implementation of a Nebraska grain alcohol industry for automotive fuels. There is hereby appropriated forty thousand dollars from the general fund for the period of July 1, 1971 to June 30, 1972 for the purpose of funding such fund, together with one-eighth of one cent of the motor fuels tax which is refundable under Section 66-452, for the next two years after the effective date of this act; and such funds shall be placed in the state treasury and by the State Treasurer in the fund.

The fund shall be used for the following purposes:

(1) Establishment, with cooperation of private industry, procedures and processes necessary to the manufacture and marketing of grain alcohol-blended fuels;

(2) Establishment of a procedure for entering such blended fuel into the marketplace by private enterprise;

(3) Analysis of the marketing process and testing of marketing procedures to assure acceptance of such blended fuels and by-products resulting from its manufacture, in the private marketplace; and

(4) Cooperation with private industry to establish privately-owned grain alcohol manufacturing plants in Nebraska to supply demand for such product.

Sec. 5. The fund shall be administered by the Agricultural Products Industrial Utilization Committee. The committee shall consist of ten members to be appointed by the Executive Board of the Legislative Council for terms of two years each with eligibility for reappointment. Five members shall be members of the Legislature, three members shall be actually engaged in farming operations in this state, one each in the production of corn, wheat, and milo, one member shall be actively engaged in the petroleum industry, and one member shall be actively engaged in business in this state. A member of the Legislature shall be named chairman of the committee and a nonlegislative member shall be named vice-chairman.

Sec. 6. The nonlegislative members of the Agricultural Products Industrial Utilization Committee may operate as a subcommittee for the detailed conduct of committee activities. The full committee shall meet at least once annually and report to the Legislature annually. The committee may rent office space and employ such personnel as may be necessary for the performance of its duties, may hire consultants, and contract with private firms. It shall have as an advisory committee three persons, one each representing the Nebraska Department of Economic Development; the University of Nebraska; and the Nebraska Department of Agriculture.

Sec. 7. All members of the Agricultural Products Industrial Utilization Committee shall be reimbursed for their expenses actually and necessarily incurred in the performance of their duties. The nonlegislative members shall each receive fifteen dollars for each day while engaged in the performance of committee duties."

6. Add a new section 9 to read as follows:

"Sec. 9. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

Advanced to Enrollment & Review with 32 ayes, 0 nays and 17 not voting.

MEMBER EXCUSED

Mr. Syas asked unanimous consent to be excused for the remainder of the day. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 574. Title read.. Explained.

Corrections to the Standing Committee amendments were offered as follows:

1. Strike Standing Committee amendment 4.
2. On page 2, line 12, strike "three"; on line 13 strike "thousand" and show as stricken and insert "twenty-two hundred"; on line 24 strike "thirty-six" and insert "twenty-six".
3. On page 3, line 12 strike "forty-two" and insert "thirty-two"; on line 24 strike "forty-eight" and insert "thirty-six".
4. On page 4, line 11 strike the new matter and reinstate the stricken matter; on lines 17 and 18 strike the new matter and reinstate the stricken matter; in line 19 after "7" insert "and eight thousand dollars in counties of Class 8"; in line 21 after "7" insert "or 8"; in line 23 strike "7" and show stricken and insert "8"; in line 26 strike "1 to 6" and insert "2 to 7".

Mr. Burbach offered the following amendments to the corrections to the Standing Committee amendments which were adopted:

1. Strike the amendments 2, 3 and 4 of the correction and addition to Standing Committee amendments adopted April 26, 1971 and amendment 4 of the Standing Committee amendments adopted April 13, 1971.
2. On page 2, line 12, strike "three"; in line 13 strike "thousand" and show as stricken and insert "twenty-six hundred"; on line 24 strike "thirty-six" and insert "three thousand.'.
3. On page 3, line 12, strike "forty-two" and insert "thirty-six hundred"; in line 24, strike "forty-eight" and insert "four thousand".
4. On page 4, line 11, strike "fifty-four hundred" and show "hundred" as stricken and insert "five thousand"; in line 17 strike the new matter and reinstate the stricken matter; in line 19, after "7" insert "and 8"; in line 21 after "7" insert "or 8"; in line 23 strike "7" and show as stricken and insert "8"; in line 26, strike "1 to 6" and

insert "2 to 7".

Mr. Carpenter offered the following amendments to the Burbach amendments which were adopted:

1. Insert a new section 1 to read as follows:

Section 1. That section 23-1114, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

23-1114. (1) The salaries of all elected officers of the county, excepting ~~the members of the county board and~~ the county judge, shall be fixed by the county board at least sixty days prior to the closing of filings of certificates of nomination to place names on the primary ballot for the respective offices, except as provided in 32-310.01; Provided, that the salaries of the probation officers judicially appointed under section 43-207 shall be fixed by the judges making such appointment.

(2) The Salaries of all deputies in the offices of the elected officers of the county shall be fixed by the county board at such times as necessity may require.

2. Renumber the original sections 1 to 8 as 2 to 9.

3. In new section 2 beginning on line 10 after "week," strike all the material through line 13 ending with "dollars,".

4. In new section 3 beginning on line 11 after "dollars," strike all the material through line 24 ending with "dollars,'

5. In new section 4 beginning on line 10 strike all the material through line 12 ending with "dollars,".

6. In new section 5 beginning on line 11 after "dollars," strike all the material through line 25 ending with "dollars,".

7. In new section 6 beginning on line 9 after "dollars," strike all the material through line 11 ending with "dollars,".

8. In new section 7 beginning on line 17 strike all the material through line 19 ending with "class 7," and insert "set their own annual salary".

9. In new section 8 on line 16 strike "6" and insert "7".

10. In new section 9 on line 6 after "sections" insert "23-1114,".

Mr. Burbach moved to reject the corrections to the Standing Committee amendments. Motion prevailed.

Mr. Burbach moved to reject the Standing Committee amendments found in the Legislative Journal on page 1256 for the Sixty-First Day. Motion prevailed.

Mr. Proud moved to indefinitely postponed LB 574. The motion failed with 6 ayes, 24 nays and 19 not voting.

Advanced to Enrollment & Review with 25 ayes, 6 nays and 18 not voting.

UNANIMOUS CONSENT—Change of Order

Mr. Simpson asked unanimous consent to take up LB 266 next on General File. No objections. So ordered.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 921. Replaced on Select File as amended. Enrollment and Review amendments to LB 921:

1. In line 1 of the first Proud-Skarda amendments adopted 5/7/71, strike "Section 2" and insert "section 4"; and in line 2, strike "candidates" and insert "a candidate".
2. In line 9 of E & R amendment 1, adopted 5/7/71, strike "section 4 of this act" and insert "this section".

LEGISLATIVE BILL 768. Replaced on Select File as amended. Enrollment and Review amendments to LB 768:

1. In renumbered section 13, line 81, strike the previous amendment and insert "unless they" after "company".
2. On page 30, reinstate the period in line 23.

LEGISLATIVE BILL 987. Replaced on Select File as amended. Enrollment and Review amendments to LB 987:

1. In select committee amendment 4, line 18, strike "State Auditor" and insert "Auditor of Public Accounts".
2. In the last line of E & R amendment 9, insert a semicolon after "1971".
3. In select committee amendments, page 20, line 27, insert "and also sections 84-1403 and 84-1304, Reissue Revised Statutes of Nebraska, 1943," before "are".

LEGISLATIVE BILL 612. Replaced on Select File as amended. Enrollment and Review amendment to LB 612:

1. In line 6 of the Syas amendment adopted 5/14/71, strike the stricken matter.

LEGISLATIVE BILL 866. Placed on Select File as amended. Enrollment and Review amendments to LB 866:

1. On page 2, lines 14 and 15, strike "hereinafter referred to" and insert "referred to in this act"; in line 19, strike "schools" and insert "colleges".
2. On page 3, lines 17 and 18, strike "their respective boards" and insert "the governing boards of institutions of higher education in the state"; and in line 26, strike the period and insert a semicolon.
3. On page 4, line 9, strike "schools" and insert "colleges"; in line 12, strike "or committees"; in

lines 14 and 18, strike the period and insert a semicolon; in line 21, strike the period and insert "; and"; and in line 15, strike "han" and insert "than".

4. On page 5, line 17, strike the comma.

5. Insert the Snyder amendment to page 6, line 14, after the period.

6. Amend line 1 of the Ziebarth amendment to pages 8 and 9 to read: "Strike beginning with line 20, page 8, through line 2, page 9, and insert:"; in line 2 insert "(1)" before "Review" and supply paragraphing; delete the matter shown as stricken and remove underscoring; and in the last line strike the period and insert a semicolon.

7. On page 9, lines 6, 12, and 23, strike the period and insert a semicolon; in line 26, strike the period and insert "; and"; in line 12, strike "board" and insert "boards".

8. Amend line 1 of the Ziebarth amendment to page 10 to read "On page 10, strike lines 1 to 6 and insert:"; in line 2 insert "(6)" before "Review"; and remove underscoring.

9. On page 10, line 10, strike "with".

LEGISLATIVE BILL 545. Placed on Select File as amended. Enrollment and Review amendment to LB 545:

1. In the Wallwey amendment 1, line 1, strike "lines 3 to 21" and insert "lines 1 to 24"; and in line 1, strike "and 3" and insert "and 1".

2. In the standing committee amendments, page 2, insert "2. Add a new section to read:".

LEGISLATIVE BILL 945. Placed on Select File as amended. Enrollment and Review amendments to LB 945:

1. All amendatory material having been stricken from new section 4 proposing amendment of section 77-1301.06, strike the section.

2. Renumber sections as follows:

Section 1. (Carpenter)	No change
Sec. 2. (Carpenter)	No change
Original section 1	Sec. 3.
Sec. 2 to 4 (standing committee)	Sec. 4 to 6
Sec. 2 to 7 (Duis)	Sec. 7 to 12
Sec. 5 and 6 (Carpenter)	Sec. 13 and 14
Sec. 6. (standing committee)	Sec. 15.

3. In section 1, line 5, strike the period and insert "where applicable:" as in the statutes.

4. In renumbered section 4, line 1, insert "of sections 4 to 6" after "purposes"; and in line 7 insert "of sections 4 to 6" after "provisions".

5. In renumbered section 5, strike the comma at the end of line 4; strike lines 5 and 6 and insert "and 77-1506.01, the county"; and in line 11 strike the comma.

6. In renumbered section 6, strike lines 2 and 3 and insert "of the board under the provisions of section 5 of this act may appeal as provided in section 77-1510.".

7. In the Whitney amendment, line 1, insert "in standing committee amendments" after "3"; and insert an underscored comma after "subclass" in line 1 and "regulation" in line 2.

8. In renumbered section 8, lines 3 and 5 strike the comma.

9 In renumbered section 9, lines 4, 5, 8, and 9, strike the comma; in lines 4 and 9 insert an underscored comma after "extends"; and in lines 5 and 9 strike "1" and insert "8".

10. In renumbered section 10, line 3 insert "sections 7 to 9 of" after "in"; in line 7 strike the comma and insert an underscored comma at the end of the line; and in line 8 strike "1" and insert "8".

11. In renumbered section 11, line 1, insert "sections 7 to 10 of" after "of".

12. In renumbered section 12, line 1, strike "2 to 6" and insert "7 to 11".

13. Amend renumbered section 14 to read:

"Sec. 14. That original sections 77-112, 77-202, and 77-203, Revised Statutes Supplement, 1969, are repealed.".

14. In the title, strike lines 2 to 8 and insert:

"FOR AN ACT to amend sections 77-112, 77-202, and 77-203, Revised Statutes Supplement, 1969, relating to taxation; to change a formula; to provide a different exemption; to change a due date; to provide for equalization for classes and subclasses of property; to provide for apportionment for any taxing district which lies in two or more counties; to provide when certain sections shall become operative; to limit application; to repeal the original sections; and to declare an emergency.".

LEGISLATIVE BILL 538. Placed on Select File as amended.
Enrollment and Review amendments to LB 538:

1. In lieu of the Marvel amendment, on page 3, line 11 of the Burbach amendment, strike "twenty-six" and insert "twenty-eight".

2. In the title, strike lines 2 to 7 and insert:

"FOR AN ACT to amend section 2-3203, Reissue Revised Statutes of Nebraska, 1943, relating to natural resources districts; to provide for the creation of districts based on reorganized river basins and abolish districts created on other bases; and to repeal the original section.".

LEGISLATIVE BILL 544. Placed on Select File as amended. Enrollment and Review amendments to LB 544:

1. Pursuant to instructions from the floor, strike the Burbach amendments and insert the attached amendments.

2. In the title, strike lines 2 to 12 and insert: "FOR AN ACT to amend sections 2-3201, 2-3205, 2-3206, 2-3213, and 2-3261, Reissue Revised Statutes of Nebraska, 1943, and sections 31-101.01, 31-301.01, 31-401.01, 46-614.01, and 46-1001.01, Revised Statutes Supplement, 1969, relating to natural resource districts; to postpone the time when natural resources districts become operational; and to repeal the original sections.".

1. Strike sections 1 to 5 and insert:

"Section 1. That section 2-3201, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

2-3201. The Legislature hereby recognizes and declares that it is essential to the health and welfare of the people of the State of Nebraska to conserve, protect, develop, and manage the natural resources of this state. The Legislature further recognizes the significant achievements that have been made in the conservation, protection, development and management of our natural resources, and declares that the most efficient and economical method of accelerating these achievements is by creating natural resources districts encompassing all of the area of the state, as provided by this act. The Legislature further declares that the functions heretofore performed by soil and water conservation districts, watershed conservancy districts, watershed districts, watershed advisory boards, watershed planning boards and mosquito abatement districts shall be consolidated and made functions of natural resources districts or natural resources divisions of public power and irrigation districts; and the governing boards of such districts and boards shall complete, before ~~January~~ July 1, 1971, the necessary transfers and other arrangements so that such boards may, on or before that date, begin the operation of natural resources districts, as provided by this act. The Legislature further declares that when a public power and irrigation district provides irrigation service, drainage, flood control and ground water recharge for more than one hundred twenty-five thousand acres of land, such a district, subject to approval of the commission, may organize a natural resources division by merging with those districts in its chartered area as outlined in this section, if the chartered area of the public power and irrigation district fits the criteria as outlined in section 2-3203. The Legislature further declares that other special purpose districts, including rural water districts, ground water conservation districts, drainage districts, reclamation districts, and irrigation districts, are hereby encouraged to cooperate with and, where appropriate, to merge with natural resources districts or natural resources divisions created or allowed by this act.

Sec. 2. That section 2-3205, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

2-3205. The commission shall complete the formation of natural resources districts as authorized by section 2-3203 on or before ~~January~~ July 1, 1972, and all such districts shall commence operation on that date with full authority to exercise the powers, duties, and responsibilities provided by this act. The commission shall notify the Secretary of State as to its determination in the formation of these districts. The Secretary of State shall prepare and forward a certificate of organization to each of the districts so formed.

Sec. 3. That section 2-3206, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

2-3206. (1) Each district established pursuant to this act shall assume, on ~~January~~ July 1, 1972, all assets, liabilities, and obligations of any soil and water conservation district, watershed conservancy district, watershed district, watershed advisory board, watershed planning board, and mosquito abatement district, whose territory is included within the boundaries of such natural resources district. When the jurisdiction of any soil and water conservation district, watershed conservancy district, watershed district, watershed advisory board, watershed planning board, or mosquito abatement district is including within two or more natural resources districts, the commission, in its order establishing such districts, shall determine the apportionment of any assets, liabilities, and obligations. Such apportionment shall be based on the proportionate land area included in each district. Physical assets attached to the land shall be assumed by the district in which they are located. The value of attached physical assets shall be considered in the apportionment of the assets, liabilities and obligations, and any such assets may be encumbered or otherwise liquidated by the assuming district to effect the proper apportionment. When any other special purpose district is merged with a natural resources district as contemplated by section 2-3201 and in the manner provided in sections 2-3207 to 2-3212, the assets, liabilities, and obligations of such special purpose district shall similarly be assumed by the natural resources district.

(2) All taxes levied in 1971 by the counties of this state pursuant to sections 31-827 and 2-1560 for watershed districts and watershed conservancy districts shall be treated as assets of such watershed districts and watershed conservancy districts and when funds are not available or paid to such districts on account of such levies until after ~~January~~ July 1, 1972, such funds shall be paid to the order of the natural resources district or districts within the boundaries of which such watershed district or watershed conservancy district lies, and in the proportionate amounts as other assets are to be divided. Tax funds in possession of or payable to each watershed district and watershed conservancy district at the time of merger shall be put in a special fund of the natural resources district or districts receiving the assets of such watershed district or watershed conservancy district and such funds shall be expended within the boundaries of such watershed district or watershed conservancy district and for projects begun or planned by such districts.

Sec. 4. That section 2-3213, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

2-3213. (1) Beginning on the first Thursday after the first Tuesday in January, 1975, each district shall be governed by a board of directors of five, seven, nine, eleven, thirteen, fifteen, seventeen, nineteen, or twenty-one members, the number to be recommended to the commission by the first board of directors before January 1, 1974. The commission shall determine the number of directors, and in making such determination shall consider the number recommended by the first board, the complexity of the foreseeable programs, and the population and land area of the district. To insure continuity in completing existing programs and to promote the efficient and effective transition of powers and programs of existing soil and water conservation districts, watershed conservancy districts', watershed districts, watershed advisory boards, watershed planning boards, and mosquito abatement districts, as provided by this act, all directors or supervisors of such districts and members of the boards on ~~January~~ July 1, 1972, shall comprise the first board of the natural resources districts within which they reside, except when the natural resources district includes a city of the metropolitan class the first board shall consist of the resident members of the board of directors of soil and water conservation districts and members of watershed advisory amprovement boards. These individuals shall be officially convened as boards of the respective districts by the commission prior to January July 1, 1972, at which time they shall elect officers. This first board shall serve until the first Thursday after the first Tuesday in January, 1975, when successor board members shall have been elected and qualified as provided by this act. The conduct of the affairs of this first board, ancluding anitiation of plans for operation and administration of the district, and creation of subdistricts for nomination of candidates for directors, shall e in accordance with rules and regulations promulgated by the commission. Vacancies on such boards during the period of ~~January~~ July 1, 1972, to the first Thursday after the first Tuesday in January, 1975, shall be filled through appointment by the Governor. Natural resources districts established pursuant to this act shall be given names by the commission based on evidence presented at the hearing. Such districts shall be political subdivisions of the state, shall have perpetual succession, and may sue and be sued in the name of the district. To facilitate the task of administration of the first boards of natural resources districts and in recognition that many such boards will have a large number of members, it is hereby provided that when the first board is composed of more than thirty-nine members an executive committee may be appointed by approval of a majority vote of the board to conduct the business of the board. Such executive committee must include representation from each soil and water conservation district, watershed conservancy district, watershed district, watershed advisory board, watershed planning board and mosquito abatement district which has representation on the first board of the natural resources district and the executive committee shall e composed of not to exceed twenty-one members, except where necessary to have representation for each such represented district or board. Executive committees shall be empowered to act for the board in all matters within its purview unless specifically limited by the establishment and appointment.

(2) Whenever the land area of an irrigation district, reclamation district, or public power and irrigation district lies wholly or in part within a natural resources district, a person appointed by the board of such irrigation district, reclamation district, or public power and irrigation district, shall sit as a

nonvoting member of the board of the natural resources district.

(3) When soil and water conservation districts, watershed conservancy districts, watershed districts, watershed advisory boards, atershed planning boards, and mosquito abatement districts are merged with a public power and irrigation district as provided in section 2-3201, all directors or supervisors of such districts and boards on ~~January~~ July 1, 1972, shall comprise the governing body of the public power and irrigation district's natural resources division and shall serve in that capacity until the first Thursday after the first Tuesday in January, 1975, when the public power and irrigation district's regularly elected board of directors shall assume control over its natural resources division.

Sec. 5. That section 2-3261, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

2-3261. Whenever the words soil and water conservation district, watershed conservancy district, watershed district, watershed advisory board, atershed planning board, or mosquito abatement district appear in sections hereinafter listed in this section, they shall, after ~~January~~ July 1, 1972, be construed to mean and apply to the natural resources districts created pursuant to this act. The sections wherein existing functions, powers, and duties are transferred and allocated to the natural resources districts are:

(1) Section 2-1529;

(2) Sections 23-320.01, 23-320.06, 23-320.08, 23-320.09, and 23 320.12;

(3) Sections 31-551, 31-552, and 31-553;

(4) Sections 46-604 and 46-629;

(5) Section 60-330;

(6) Sections 71-2901 to 71-2918;

(7) Sections 72-222 and 72-1304; and

(8) Section 85-163.04.

Sec. 6. That section 31-101.01, Revised Statutes Supplement, 1969, be amended to read as follows:

31-101.01. After December ~~31, 1971~~ June 30, 1972, 1971, no drainage ditches or other improvements shall be initiated under the provisions of sections 31-101 to 31-134. All drainage ditches or other improvements which have been approved as provided for by section 31-107 before ~~January~~ July 1, 1972, shall not be affected by this section, and the legality of any such ditch or other improvement shall not be subject to any legal action based upon this section. Attempted initiations of drainage ditches or improvements under sections 31-101 to 31-134 which have not been completed before ~~January~~ July 1, 1972, shall be null, void and of no effect.

Sec. 7. That section 31-301.01, Revised Statutes Supplement, 1969, be amended to read as follows:

31-301.01. After ~~December 31, 1971~~ June 30, 1972, no new drainage districts shall be organized under the provisions of sections 31-301 to 31-377. Attempted formations of drainage districts under sections 31-301 to 31-377 which have not been completed before ~~January~~ July 1, 1972, shall be null, void and of no effect for the purpose of organizing such district. All drainage districts having valid corporate existence before ~~January~~ July 1, 1972, shall enjoy all rights, duties, powers and authorities conferred by sections 31-301 to 31-377 and shall not be affected by this section, uor shall the legality of formation, organization, or operation of any such district be subject to any legal action based on this section.

Sec. 8. That section 31-401.01, Revised Statutes Supplement, 1969, be amended to read as follows:

31-401.01. After ~~December 31, 1971~~ June 30, 1972, no new drainage districts shall be organized under the provisions of sections 31-401 to 31-451. Attempted formations of drainage districts under sections 31-401 to 31-451 which have not been completed before ~~January~~ July 1, 1972, shall be null, void and of no effect for the purpose of organizing such district. All drainage districts having valid corporate existence before ~~January~~ July 1, 1972, shall enjoy all rights, duties, powers and authorities conferred by sections 31-401 to 31-451 and shall not be affected by this section, nor shall the legality of formation, organization, or operation of any such district be subject to any legal action based on this section.

Sec. 9. That section 46-614.01, Revised Statutes Supplement, 1969, be amended to read as follows:

46-614.01. After ~~December 31, 1971~~ June 30, 1972, no new ground water conservation districts shall be organized under the provisions of sections 46-614 to 46-634. Attempted formations of ground water conservation districts under sections 46-614 to 46-634 which have not been completed before ~~January~~ July 1, 1972, shall be null, void and of no effect for the purpose of organizing such district. All ground water conservation districts having valid corporate existence before ~~January~~ July 1, 1972, shall enjoy all rights, duties, powers and authorities conferred by sections

46-614 to 46-634 and shall not be affected by this section, nor shall the legality of formation, organization, or operation of any such district be subject to any legal action based on this section.

Sec. 10. That section 46-1001.01, Revised Statutes Supplement, 1969, be amended to read as follows:

46-1001.01. After ~~December 31, 1971~~ June 30, 1972, no new rural water districts shall be organized under the provisions of sections 46-1001 to 46-1020. Attempted formations of rural water districts under sections 46-1001 to 46-1020 which have not been completed before ~~January~~ July 1, 1972, shall be null, void and of no effect for the purpose of organizing such district. All rural water districts having valid corporate existence before ~~January~~ July 1, 1972, shall enjoy all rights, duties, powers and authorities conferred by sections 46-1001 to 46-1020 and shall not be affected by this section, nor shall the legality of formation, organization, or operation of any such district be subject to any legal action based on this section.

Sec. 11. That original sections 2-3201, 2-3205, 2-3206, 2-3213, and 2-3261, Reissue Revised Statutes of Nebraska, 1943, and sections 31-101.01, 31-301.01, 31-401.01, 46-614.01, and 46-1001.01, Revised Statutes Supplement, 1969, are repealed.".

LEGISLATIVE BILL 455. Placed on Select File.

LEGISLATIVE BILL 505. Placed on Select File as amended. Enrollment and Review amendments to LB 505:

1. On page 7, line 11, strike "is authorized to" and insert "may".
2. On page 8, line 6, strike "hereinbefore provided" and insert "provided in this section".
3. On page 9, line 20, strike "where" and insert "when".

LEGISLATIVE BILL 877. Placed on Select File as amended. Enrollment and Review amendment to LB 877:

1. In the title, line 2, strike "section 5-105" and insert "sections 5-105 and 5-105.03"; and strike lines 4 to 8 and insert "district courts; to provide an additional judge for certain districts; and to repeal the original sections.".

LEGISLATIVE BILL 572. Placed on Select File as amended. Enrollment and Review amendment to LB 572:

1. On page 14, line 15, strike the second comma and insert "be covered by workmen's compensation insurance";

and strike line 17 and insert "premium.".

2. On page 17, line 26, strike "(18), (19), and (20)" and insert "18 to 20".

3. On page 18, line 17, strike "(22)" and insert "22".

4. On page 19, line 16, strike "(22)" and insert "22".

5. On page 20, line 13, strike "(22) and (26)" and insert "22 and 26".

6. On page 21, line 18, strike "is authorized to" and insert "may".

7. On page 22, line 3, strike "(28)" and insert "28".

8. In standing committee amendment 6, line 3, strike the period.

LEGISLATIVE BILL 571. Placed on Select File as amended. Enrollment and Review amendment to LB 571:

1. For correlation purposes, on page 2, line 2, page 7, line 2, and in the title, line 2, insert ", as amended by section 1, Legislative Bill 527, Eighty-second Legislature, First Session, 1971" after "1969"; and on page 2, line 23, insert "; and provided further, that commencing with the taxable year 1971, the form shall have a place for the taxpayer to designate the school district in which he lives and the county in which the district is located" after "States".

LEGISLATIVE BILL 560. Placed on Select File as amended. Enrollment and Review amendment to LB 560:

1. On page 2, line 5, strike ", inclusive," and show as stricken.

LEGISLATIVE BILL 514. Placed on Select File as amended. Enrollment and Review amendment to LB 514:

1. Strike the interlined marking on page 2 between lines 12 and 13.

LEGISLATIVE BILL 79. Correctly engrossed.

LEGISLATIVE BILL 264. Correctly engrossed.

LEGISLATIVE BILL 661. Placed on Select File as amended. Enrollment and Review amendments to LB 661:

1. In line 1 of the Stromer amendment thereto, in the Swanson amendment, page 33, line 25, strike "six thousand" and insert "~~six~~ seven thousand five hundred".

2. In the Swanson amendment adopted 5/13/71, before line 1 insert "1. Strike the new matter from page 67, line 3 to page 68, line 22 and insert :"; strike lines 1 to

6; amend lines 19 to 31 to read "determined by taking the total number of delegates authorized by the party and subtracting therefrom the three delegates to be elected at large at the state wide primary and the number of delegates selected by the party representing the congressional districts existing in the state, and after the subtraction of the delegates to be elected and selected the remainder shall be divided by the number of congressional districts existing in the state. The quotient will be the number of delegates to be elected at the state wide primary for representing each congressional district. After the divisions any remaining delegates shall become delegates at large to be selected by the party; and"; in line 32, "(2)(a)" and insert "(b)(1)"; in line 38, strike the period and insert "; and"; and line 39, strike "(b)" and insert "(2)".

LEGISLATIVE BILL 707. Placed on Select File as amended.
Enrollment and Review amendments to LB 707:

1. In section 3, line 15, strike "and" and insert "which amounts shall be".
2. In the title, line 2, strike "77-27,138" and insert "77-27,137"; and in line 8, insert ", and also section 77-27,138, Revised Statutes Supplement, 1969" after "section".

LEGISLATIVE BILL 426. Placed on Select File as amended.
Enrollment and Review amendment to LB 426:

1. In the title, line 5, insert "to provide for an increase of support as prescribed;" after the semicolon.

(Signed) Duke Snyder, Chairman

SELECT FILE

LEGISLATIVE BILL 1030. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 562. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 408. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 572A.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 648A.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 977A.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 390A.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 455A.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 854A.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 152A.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 245A. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 246A. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 356A.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 741A.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 576A. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 505A.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 939A. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 326A.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 518A. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 877A.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 987A. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 921. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 768. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 987. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 612. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 866. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 545. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 945. Enrollment and Review amendments found in today's Journal were adopted.

Mr. Whitney offered the following amendment which was adopted:

Amend the Duis amendment in Sec. 4, as given on page 1795 of the Journal, line 3, delete "3" and insert "5", and in line 7 delete "3" and insert "5".

Mr. Carpenter offered the following amendment which was adopted:

"If any section in this act or any part of any
section shall be declared invalid or unconstitutional, such
declaration of invalidity shall not affect the validity of
the remaining portions thereof."

Mr. Carpenter offered the following amendment which was adopted:

1. In the Carpenter amendment adopted May 13,
1971, in section 6 strike "77-507, 77-508.01" and the words
"and also section 77-508, Revised Statutes Supplement, 1969,".

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 538. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 544. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 455.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 505. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 877. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 572. Enrollment and Review amendment found in today's Journal was adopted.

Mr. F. Carstens offered the following amendment which was adopted:
Strike the Carstens Amendments which were adopted May 13, 1971.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 571. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 560. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 514. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 661. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 707. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 426. Enrollment and Review amendment found in today's Journal was adopted.

Mr. Warner offered the following amendment which was adopted:
1. In the Standing Committee amendment 1, after the colon insert "One-fourth on September 30, one-fourth on January 15, one-fourth on March 15, and one-fourth on May 15." and on page 2, line 10, strike "year." and show as stricken.

Advanced to Enrollment and Review for engrossment.

MOTION–Return LB 1030 to Select File

Mr. Barnett moved to return LB 1030 to Select File for the following specific amendment:
Add the Emergency Clause.

The motion to return prevailed with 33 ayes, 0 nays and 16 not voting.

SELECT FILE

LEGISLATIVE BILL 1030. The Barnett amendment found above was adopted by a vote of 32 ayes, 0 nays and 17 not voting.

Advanced to Enrollment and Review for engrossment.

GENERAL FILE

LEGISLATIVE BILL 266. Title read. Explained.

Mr. Simpson moved to reject the Standing Committee amendment found in the Legislative Journal on page 927 for the Forty-Sixth Day. The motion to reject prevailed with 28 ayes, 0 nays and 21 not voting.

Mr. Simpson offered the following amendment which was adopted:

1. Strike original section 1 and insert the following:

"Section 1. That section 79-1254, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-1254. The original contract of employment with a ~~superintendent~~ ~~an~~ administrator or a teacher and a school board or board of education of a Class I, II, III, or VI district shall require the sanction of a majority of the members of the board. Any contract of employment between an administrator or a teacher who holds a certificate which is valid for a term of more than one year and a Class I, II, III, or VI district shall be deemed renewed and shall remain in full force and effect until a majority of the members of the board vote on or before ~~April 1~~ May 15 to amend or to terminate the contract at the close of the contract period; Provided, that the secretary of the board shall, not later than April 15, notify each administrator or teacher in writing of any conditions of unsatisfactory performance or other conditions due to a reduction in staff members or leave of absence policies of the board of education which the board considers may be cause to either terminate or amend the contract for the ensuing school year. Any teacher or administrator so notified shall have the right to file within five days of receipt of such notice a written request with the board of education for a hearing before the board. Upon receipt of such request the board shall order the hearing to be held within ten days, and shall give written notice of the time and place of the hearing to the teacher or administrator. At the hearing evidence shall be presented in support of the reasons given for considering termination or amendment of the contract, and the teacher or administrator shall be permitted to produce evidence relating thereto. ~~amendments to his contract or the termination of his contract; and provided further, that a teacher whose contract is terminated shall have the right to file a written request with the board of education for a hearing before the board. Such request shall be filed within fifteen days after receipt of the notice of termination and such request shall be granted by the school board or board of education. After such hearing a written statement as to the termination shall be given if requested by the teacher. Any superintendent or teacher whose contract is~~

~~amended or automatically renewed according to the provisions of this section shall file written notice with the secretary of the board within fifteen days after receiving such notice of his acceptance of the amendments to or renewal of such contract, and failure to file such notice shall be regarded as conclusive evidence of his nonacceptance of the amendments to or renewal of his contract.~~ No member of the school board or board of education may cast a vote in favor of the election of any teacher when such member of the board is related by blood or mariage to such teacher.

Advnaced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

UNANIMOUS CONSENT–Change of Order

Mr. Stahmer asked unanimous consent to place LB 799 at the top of General File. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 799. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 953 for the Forty-Seventh Day were adopted.

Mr. Stahmer asked unanimous consent to have his name added to LB 799. No objections. So ordered.

Mr. F. Carstens offered the following amendment which was adopted:

1. Amend the bill by adding two new sections to be known as section 9 and 10 and to read as follows:

"Sec. 9. The availability of scientific knowledge, skills and materials for the transplantation, injection, transfusion or transfer of human tissue, organs, blood and components thereof is important to the health and welfare of the people of this state. The imposition of legal liability without fault upon the persons and organizations engaged in such scientific procedures inhabits the exercise of sound medical judgment and restricts the availability of important scientific knowledge, skills and materials. It is therefore the public policy of this state to promote the health and welfare of the people by limiting the legal liability arising out of such scientific procedures to the instances of negligence or willful misconduct.

Sec. 10. No physician, surgeon, hospital, blood bank, tissue bank or other person or entity who donates, obtains, prepares, transplants, injects, transfuses or otherwise transfers, or who assists or participates in obtaining, preparing, transplanting, injecting, transfusing or transferring any tissue, organ, blood or component thereof from one or more human beings, living or dead, to another human being, shall be liable in damages as a result of any such activity, save and except that each such person or entity shall remain liable in damages for his or its own negligence or willful misconduct only.".

2. Renumber original sections 8 and 9 as sections 11 and 12 respectively.

Mr. Stull offered the following amendments which were adopted:

1. On page 3, line 3, strike "eighteen" and insert "twenty".

2. On page 3, line 5, after "death" insert "; Provided, that the next of kin of the decedent may, for religious, emotional or other reasons, revoke such donation by notification to the donee".

3. In new section 8, line 1, strike "eighteen" and insert "twenty".

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

UNANIMOUS CONSENT—Change of Order

Mr. Warner asked unanimous consent to place LB 100 before LB 1037. No objections. So ordered.

REFERENCE COMMITTEE REPORT

Place LB 1041 on General File.

(Signed) William F. Swanson, Chairman

UNANIMOUS CONSENT—Order of Day

Mr. Marvel asked unanimous consent to place LB 655 and LB 100 after LB 886 on General File. No objections. So ordered.

ADJOURNMENT

At 5:10 p.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Monday, May 17, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

EIGHTY-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, May 17, 1971

Pursuant to adjournment the Legislature met at 9:04 a.m., President Marsh presiding.

PRAYER

Prayer was offered by Dr. Edward L. Jeambey.

> Eternal God-Our Father in heaven: We acknowledge Thee as our Creator, as our Sustainer, as our Provider, and as our willing Director. We would with true resignation yield our wills to Thine this day.
>
> We would not only pray for the leaders of our state, but we would also pray for the leaders of our nation and all who are in places of authority and responsibility. In these days of stress and concern man cannot successfully meet the issues of the day without divine help. May divine direction be given the American people that they may not fall into the pitfalls of destruction. We would seek peace with honor, and righteousness with justice. So we pray that we might be preserved in order that we might be of universal service to all mankind.
>
> So bless us this day according to Thy will, and may Thy will be done in us, for we ask it in the name of Jesus Christ our Lord. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Kime and Simpson who were excused and Mr. F. Carstens was excused until 11:15 a.m.

MEMBER EXCUSED

Mr. F. Carstens asked to be excused until later this morning. No objections. So ordered.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 574. Placed on Select File as amended.
Enrollment and Review amendments to LB 574:

1. In new section 1, line 8, insert "section" after "in" as in the statutes.
2. Show as stricken all old matter stricken in the Carpenter amendments 3 to 8.
3. In the title, line 2, insert "23-1114," after "sections"; strike line 6 and "officers;" in line 7 and insert "provide that members of the county board shall set their own salary;".

LEGISLATIVE BILL 257. Placed on Select File as amended.
Enrollment and Review amendments to LB 257:

1. In section 1 as amended, insert a comma at the end of line 2 and after "operation" in line 3; and as found on pages 1797 and 1798 of the Journal, in line 6, strike "board" and insert "boards,".
2. In section 2 as amended, line 1, insert a period and space after "2"; in line 2, insert a comma after "install" and after "operate"; in line 3, insert a comma after "alleys"; and in line 6, strike "involved".
3. In section 5, line 2, strike "or the provisions"; and in line 8, strike "body" and insert "board".
4. In section 6 as amended, line 2, strike the period and insert a comma; and in line 3, insert "of Nebraska," after "Statutes".
5. Renumber section 7 as section 8 and section 8 as section 7.
6. In the Carpenter amendments to the amendments found on pages 1797 and 1798 of the Journal, strike everything after amendment 3.
7. In the Carpenter amendments, strike all material that appears as deleted by the use of X, hyphens, or longhand striking.
8. In the title, strike lines 2 to 10 and insert:

"FOR AN ACT relating to counties; to provide for the regulation and taxation of community antenna television service as prescribed; to provide penalties; to provide severability; and to declare an emergency.".

LEGISLATIVE BILL 824. Placed on Select File.

LEGISLATIVE BILL 167. Placed on Select File as amended. Enrollment and Review amendments to LB 167:

1. In line 1 of the Carpenter amendment, insert "after page 1" after "bill".

2. In the title, strike lines 2 to 7 and insert: "FOR AN ACT to amend section 77-2715.01, Revised Statutes Supplement, 1971, relating to taxation; to change the procedure for determing tax rates; and to repeal the original section.".

LEGISLATIVE BILL 256. Placed on Select File.

LEGISLATIVE BILL 982. Placed on Select File as amended. Enrollment and Review amendments to LB 982:

1. On page 3, reinstate the stricken matter and strike the new matter in lines 1 to 9 and insert the same, except the period, after the reinstated "election" in line 17.

2. For correlation purposes, on page 2, line 2, page 3, line 23, and in the title, line 2, insert ", as amended by section 1, Legislative Bill 83, Eighty-second Legislature, First Session, 1971" after "1943"; on page 3, line 12, strike the reinstated "three-fifths" and insert "a majority"; and in line 20, strike "twenty" and insert "forty".

LEGISLATIVE BILL 799. Placed on Select File as amended. Enrollment and Review amendments to LB 799:

1. On page 8, line 1, insert "shall" after "death".

2. In the title, strike lines 2 to 4 and insert: "FOR AN ACT to adopt the Uniform Anatomical Gift Act.".

LEGISLATIVE BILL 992. Placed on Select File as amended. Enrollment and Review amendments to LB 992:

1. In new section 3, line 14, insert "~~principal or secondary feeder roads, farm to market roads, rural free delivery mail routes, public school bus routes either outside of municipalities or inside of cities of the second class and villages, or any other county road~~" after "for".

2. In the title, line 2, strike "and 77-1603" and insert ", 77-1603, and 77-1605.01"; and strike the beginning with "remove" in line 4 through line 9 and insert "change provisions respecting mill levy limitations for county road and bridge purposes; and to repeal the original sections.".

LEGISLATIVE BILL 776. Placed on Select File as amended. Enrollment and Review amendments to LB 776:

1. Amend section 1 to read:

"Section 1. It is hereby declared to be the public policy of the state that, in order to safeguard the life, health, property, and public welfare of its citizens, the production, sale, and use of motor fuels and the pollution caused by the additives in motor fuels is a matter affecting the public interest, and that a reduced tax on motor fuels containing grain alcohol as a substitute for lead additives is necessary for the reduction of pollution and will further serve as an incentive for the agricultural economy in this state.".

2. In the Schmit amendment 2, line 3, insert an underscored comma after "1973"; and in the last line, strike the first period.

3. In the Schmit amendment 4, strike the first period in the last line.

4. In section 4, line 1, insert ", to be known as the Grain Alcohol Fuel Tax Fund," after "fund"; insert an underscored comma after "1971" in line 5 and after "1972" in line 6; and in line 13, insert "of" after the first comma.

5. In section 5, line 2, insert ", which is hereby established" after "Committee".

6. In section 6, line 11, strike the semicolons and insert underscored commas; and in line 10 and 12, strike "Nebraska".

7. On page 6, strike beginning with "section" in line 12, through "and" in line 13.

8. In the title, strike beginning with "section" in line 2 through "and" in line 3; and strike lines 6 to 9 and insert "declare policy; to provide a reduced tax on fuels containing grain alcohol and no lead; to create a special fund and provide its source and use; to make an appropriation; to establish a committee and provide its composition, duties, and compensation; to repeal the original sections; and to declare an emergency.".

LEGISLATIVE BILL 266. Placed on Select File as amended. Enrollment and Review amendments to LB 266:

1. For correlation purposes, in section 1, line 1, page 5, line 22, and in the title, line 3, insert ", as amended by section 10, Legislative Bill 802, Eighty-second Legislature, First Session, 1971" after "1943"; in section 1, line 3, strike the stricken matter; and in line 26, strike "~~superintendent or~~".

2. In section 1, line 12, strike "due to" and insert "because of"; in line 12, insert "change of" after "or"; and in line 31, strike "school board or" and show as stricken.

3. In the title, strike lines 4 to 6 and insert "schools; to change procedures for termination or amendment of contracts; to change a date; to extend provisions to administrators;"; and in line 7, strike "districts;".

LEGISLATIVE BILL 741. Replaced on Select File as amended. Enrollment and Review amendments to LB 741:

1. In line 2 of E & R amendment 2, strike "semicolon" and insert "comma".
2. In line 4 of E & R amendment 3, strike "page 4, line 25, and".

LEGISLATIVE BILL 514. Replaced on Select File as amended. Enrollment and Review amendment to LB 514:

1. In the title, line 2, strike the period and insert a comma.

LEGISLATIVE BILL 188. Replaced on Select File as amended. Enrollment and Review amendment to LB 188:

1. In the Morgan amendment 2, line 5, strike "5" and insert "3"; and in line 5, strike "be".

LEGISLATIVE BILL 426. Replaced on Select File as amended. Enrollment and Review amendments to LB 426:

1. In the Warner amendment adopted 5/14/71, line 2, insert "second" after "the".
2. In standing committee amendment 1, strike everything after the colon in line 4.

LEGISLATIVE BILL 54. Replaced on Select File as amended. Enrollment and Review amendment to LB 54:

1. In standing committee amendments, page 1, line 19, insert a period after "situated".

LEGISLATIVE BILL 408. Replaced on Select File as amended. Enrollment and Review amendments to LB 408:

1. In the Swanson amendment, adopted 5/14/71, strike the period after "1972".
2. In the title, as amended, line 6, insert "and" before "to repeal"; and in line 7, strike "; and to declare an emergency.".

LEGISLATIVE BILL 707. Replaced on Select File as amended. Enrollment and Review amendments to LB 707:

1. Renumber original section 3 as section 4.
2. In section 3, line 15, insert an underscored comma after "census".
3. In the title, line 5, strike "percentage" and insert "amount"; and in line 5, insert "be placed in" after "to".

LEGISLATIVE BILL 544. Replaced on Select File as amended. Enrollment and Review amendment to LB 544:

In E & R amendments page 9, line 19, strike "1971,".

LEGISLATIVE BILL 152. Correctly engrossed.

LEGISLATIVE BILL 152A. Correctly engrossed.

LEGISLATIVE BILL 245A. Correctly engrossed.

LEGISLATIVE BILL 246A. Correctly engrossed.

LEGISLATIVE BILL 297. Correctly engrossed.

LEGISLATIVE BILL 320. Correctly engrossed.

LEGISLATIVE BILL 326A. Correctly engrossed.

LEGISLATIVE BILL 330. Correctly engrossed.

LEGISLATIVE BILL 350. Correctly engrossed.

LEGISLATIVE BILL 356A. Correctly engrossed.

LEGISLATIVE BILL 358. Correctly engrossed.

LEGISLATIVE BILL 375. Correctly engrossed.

LEGISLATIVE BILL 390A. Correctly engrossed.

LEGISLATIVE BILL 455A. Correctly engrossed.

LEGISLATIVE BILL 505A. Correctly engrossed.

LEGISLATIVE BILL 518A. Correctly engrossed.

LEGISLATIVE BILL 560. Correctly engrossed.

LEGISLATIVE BILL 562. Correctly engrossed.

LEGISLATIVE BILL 572A. Correctly engrossed.

LEGISLATIVE BILL 576A. Correctly engrossed.

LEGISLATIVE BILL 594. Correctly re-engrossed.

LEGISLATIVE BILL 612. Correctly engrossed.

LEGISLATIVE BILL 644. Correctly engrossed.

LEGISLATIVE BILL 648A. Correctly engrossed.

LEGISLATIVE BILL 667. Correctly engrossed.

LEGISLATIVE BILL 684. Correctly re-engrossed.

LEGISLATIVE BILL 732. Correctly engrossed.

LEGISLATIVE BILL 735. Correctly engrossed.

LEGISLATIVE BILL 741A. Correctly engrossed.

LEGISLATIVE BILL 744. Correctly engrossed.

LEGISLATIVE BILL 751. Correctly engrossed.

LEGISLATIVE BILL 844. Correctly engrossed.

LEGISLATIVE BILL 854A. Correctly engrossed.

LEGISLATIVE BILL 877. Correctly engrossed.

LEGISLATIVE BILL 877A. Correctly engrossed.

LEGISLATIVE BILL 919. Correctly engrossed.

LEGISLATIVE BILL 921. Correctly engrossed.

LEGISLATIVE BILL 959. Correctly engrossed.

LEGISLATIVE BILL 965. Correctly engrossed.

LEGISLATIVE BILL 977A. Correctly engrossed.

LEGISLATIVE BILL 987A. Correctly engrossed.

LEGISLATIVE BILL 1024. Correctly re-engrossed.

LEGISLATIVE BILL 1030. Correctly engrossed.

LEGISLATIVE BILL 1035. Correctly engrossed.

(Signed) Duke Snyder, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 278. With emergency.

A BILL FOR AN ACT to amend sections 29-2901, 29-2902, 29-2903, 29-2904, 29-2905, 29-2906, and 29-2907, Reissue Revised Statutes of Nebraska, 1943, relating to criminal procedure; to define terms; to provide for the detection, detention, treatment, and release of sexual sociopaths as prescribed; to provide powers and duties; to provide severability; to repeal the original sections, and also sections 29-2903 and 29-2906, Revised Statutes Supplement, 1969; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Barnett
Burbach
Carsten
Clark
Craft
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Orme
Savage
Schmit
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Wallwey
Whitney
Wiltse
Ziebarth

Voting in the negative, 3:

Chambers
DeCamp
Proud

Not voting, 7:

Carpenter
Carstens
Kime
Nore
Simpson
Waldron
Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 349.

A BILL FOR AN ACT to amend section 70-1001, Reissue Revised Statutes of Nebraska, 1943, and section 70-626.01, Revised Statutes Supplement, 1969, relating to public power districts; to provide for agreements limiting competition to sell electric energy as prescribed; to provide for approval of such agreements; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Barnett
Burbach
Carsten
Clark
Craft
Duis
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Kokes
Kremer
Lewis
Mahoney
Maresh
Marvel
Moylan
Nore
Proud
Savage
Schmit
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 6:

Chambers
Elrod
Keyes
Klaver
Luedtke
Waldo

Not voting, 7:

Carpenter Carstens DeCamp Kime Morgan
Orme Simpson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 414.

A BILL FOR AN ACT relating to public utilities; to prohibit interim gas rate increases except as prescribed; to provide for refunds by a public utility selling gas when a rate increase has been set aside or reduced; and to provide for interest.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 31:

Barnett Burbach Carsten Clark Craft
DeCamp Duis Epke Hasebroock Holmquist
Johnson Kennedy Keyes Klaver Kokes
Kremer Mahoney Maresh Marvel Nore
Savage Skarda Snyder Stahmer Stromer
Stull Syas Waldron Whitney Wiltse
Ziebarth

Voting in the negative, 9:

Goodrich Lewis Luedtke Moylan Orme
Proud Schmit Swanson Waldo

Not voting, 9:

Carpenter Carstens Chambers Elrod Kime
Morgan Simpson Wallwey Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 566A.

A BILL FOR AN ACT to appropriate one hundred thousand one hundred fifty-nine dollars from the state General Fund for the period of July 1, 1971 to June 30, 1972 to the Department of Motor Vehicles, Agency 24, for Program 70, to aid in carrying out the provisions of Legislative Bill 566, Eighty-second Legislature, First Session, 1971.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Barnett
Burbach
Carsten
Craft
DeCamp
Elrod
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Nore
Proud
Savage
Schmit
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wiltse
Ziebarth

Voting in the negative, 3:

Chambers
Duis
Morgan

Not voting, 11:

Carpenter
Carstens
Clark
Epke
Kime
Marvel
Moylan
Orme
Simpson
Skarda
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 679. With emergency.

A BILL FOR AN ACT relating to state administrative departments; to establish a Commission on Drug Abuse; to provide for appointment of members to the commission; to provide for the powers and duties of the commission; and to declare an emergency.

Whereupon the President stated, "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Barnett
Burbach
Carsten
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Skarda
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 1:

Snyder

Not voting, 5:

Carpenter
Carstens
Kime
Kokes
Simpson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed and the title agreed to. Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 692.

A BILL FOR AN ACT to amend sections 2-2701, 2-2702, 2-2703, 2-2704, 2-2705, 2-2706, 2-2707, 2-2708, 2-2709, 2-2710, 2-2711, and 2-2712, Reissue Revised Statutes of Nebraska, 1943, relating to tractor engine tests; to provide that the provisions of Chapter 2, article 27, Reissue Revised Statutes of Nebraska, 1943, shall apply only to tractor engines; to provide who shall make tests; to define terms; to provide for rules and regulations; to change penalties; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Barnett
DeCamp
Hasebroock
Klaver
Maresh
Savage
Stromer
Waldron
Ziebarth
Burbach
Duis
Holmquist
Kokes
Moylan
Schmit
Stull
Wallwey
Carsten
Elrod
Johnson
Kremer
Nore
Skarda
Swanson
Warner
Clark
Epke
Kennedy
Lewis
Orme
Snyder
Syas
Whitney
Craft
Goodrich
Keyes
Luedtke
Proud
Stahmer
Waldo
Wiltse

Voting in the negative, 0.

Not voting, 8:

Carpenter
Marvel
Carstens
Morgan
Chambers
Simpson
Kime
Mahoney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 733.

A BILL FOR AN ACT to amend sections 37-101 and 37-713, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to redefine terms; to provide for licenses and fees; to provide for possession, care, and reports of raptors; to provide for violations; to provide penalties; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett Burbach Carpenter Carsten Chambers
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Keyes Klaver Kokes Kremer
Luedtke Mahoney Maresh Marvel Morgan
Moylan Nore Orme Proud Savage
Schmit Skarda Snyder Stahmer Stromer
Stull Swanson Syas Waldo Waldron
Wallwey Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 4:

Carstens Kime Lewis Simpson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 743. With emergency.

A BILL FOR AN ACT to amend sections 77-1917 and 77-1918, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to harmonize with previous legislation; to provide that the county board may designate the attorney to foreclose the lien of taxes; to provide for compensation; to provide for vacating of office for failure of the county board or any individual member thereof to act; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Barnett Burbach Carpenter Carsten Chambers
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Klaver Kokes Kremer Luedtke
Mahoney Marvel Morgan Moylan Nore
Orme Proud Savage Skarda Snyder
Stahmer Stromer Stull Swanson Syas
Waldo Wallwey Warner Whitney Wiltse

Voting in the negative, 2:

Lewis Maresh

Not voting, 7:

Carstens Keyes Kime Schmit Simpson
Waldron Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 798. With emergency.

A BILL FOR AN ACT to amend section 49-1106, Revised Statutes Supplement, 1969, relating to conflict of interest; to change the provisions designating who are required to make a disclosure statement as prescribed; to change the time for making and the distribution of such statements; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Burbach Carpenter Carsten Chambers Clark
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Johnson Kennedy
Keyes Klaver Kokes Kremer Luedtke
Maresh Marvel Moylan Nore Orme
Proud Savage Schmit Stahmer Stromer
Stull Swanson Syas Waldo Waldron
Wallwey Warner Whitney Wiltse Ziebarth

Voting in the negative, 3:

Barnett Lewis Snyder

Not voting, 6:

Carstens Kime Mahoney Morgan Simpson
Skarda

A constitutional two-thirds majority having voted in the affirmative the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 977. With emergency.

A BILL FOR AN ACT to amend section 43-601, Reissue Revised Statutes of Nebraska, 1943, sections 43-630 and 43-632, Revised Statutes Supplement, 1969, and section 43-611, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 178, Eighty-second Legislature, First Session, 1971, relating to handicapped children; to extend provisions for care and education to multihandicapped children; to provide for continuation of a program for multihandicapped children; to require an appropriation; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Barnett Burbach Carpenter Carsten Chambers
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Johnson Kennedy
Keyes Klaver Kokes Kremer Luedtke
Mahoney Maresh Morgan Moylan Nore
Orme Proud Savage Schmit Skarda
Snyder Stahmer Stromer Stull Swanson
Syas Waldo Waldron Wallwey Warner
Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 6:

Carstens Clark Kime Lewis Marvel
Simpson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1002.

A BILL FOR AN ACT to amend sections 79-1302 and 79-1304, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to change the manner of apportioning the state school fund; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 27:

Barnett Carpenter Elrod Goodrich Hasebroock
Johnson Keyes Klaver Luedtke Mahoney
Maresh Marvel Morgan Moylan Orme
Proud Savage Schmit Skarda Snyder
Stahmer Stromer Swanson Syas Waldron
Wallwey Ziebarth

Voting in the negative, 18:

Burbach Carsten Chambers Clark Craft
DeCamp Duis Epke Holmquist Kennedy
Kokes Kremer Lewis Nore Stull
Waldo Warner Whitney

Not voting, 4:

Carstens Kime Simpson Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1026. With emergency.

A BILL FOR AN ACT to provide for the payment of the salaries of the officers of the Nebraska state government and payments to be made as provided by Chapter 68, article 6, Reissue Revised Statutes of Nebraska, 1943, for the year ending June 30, 1972; to provide for the payment thereof; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Barnett Burbach Carpenter Carsten Clark
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Johnson Kennedy
Keyes Klaver Kokes Kremer Lewis
Luedtke Mahoney Maresh Marvel Morgan
Moylan Nore Orme Proud Savage
Schmit Skarda Snyder Stahmer Stromer
Stull Swanson Syas Waldo Waldron
Wallwey Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 4:

Carstens Chambers Kime Simpson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1028. With emergency.

A BILL FOR AN ACT to amend Laws 1969, Chapter 484, section 1, relating to appropriations; to change appropriations; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Barnett Burbach Carpenter Carsten Chambers
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Keyes Klaver Kokes Kremer
Lewis Luedtke Mahoney Maresh Marvel

Morgan Moylan Nore Orme Proud
Savage Schmit Skarda Snyder Stahmer
Stromer Stull Swanson Syas Waldo
Waldron Wallwey Warner Whitney Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Carstens Kime Simpson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1029. With emergency.

A BILL FOR AN ACT to amend section 2, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, sections 17, 30, and 32, Legislative Bill 1096, Eightieth Session, Nebraska State Legislature, 1969, section 58, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, and section 6, Legislative Bill 1096, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 1, Legislative Bill 388, Eighty-second Legislature, First Session, 1971, relating to appropriation of funds not otherwise appropriated; to change appropriations as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Barnett Burbach Carpenter Carsten Chambers
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Keyes Klaver Kokes Kremer
Lewis Luedtke Mahoney Maresh Marvel
Morgan Moylan Nore Orme Proud
Savage Schmit Skarda Snyder Stahmer
Stromer Stull Swanson Syas Waldo
Waldron Wallwey Warner Whitney Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Carstens Kime Simpson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MESSAGES FROM THE GOVERNOR

May 13, 1971

Mr. Vince Brown
Clerk of the Legislature
Legislative Chambers
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills Nos. 237, 502, 520, 549, 587, 588, 604, 636, 673, 680A, 695, 721, 756, 773, 791, 792, 822, 856, 889, 911, and 999, and Reengrossed Legislative Bills Nos. 191 and 303. These bills were signed by me on May 12, 1971 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

MAY 13, 1971

Mr. Vincent Brown
Clerk of the Legislature
Legislative Chambers
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Legislative Bills Nos. 295, 422, 442, 468, 504, 578, 586, 621, 640, 679A, 688, 747, 754, 762, 1021, 1022, and Reengrossed Legislative Bill 929. These bills were signed by me on May 13, 1971 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

MAY 14, 1971

Mr. President, Mr. Speaker, and
Members of the Legislature

State Capitol Building
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body I have made the following appointment requiring legislative confirmation:

Director, Department of Public Institutions

Michael D. LaMontia
6925 Grover Street
Omaha, Nebraska

I respectfully submit this appointment for your consideration.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:do

VISITORS

Mr. DeCamp introduced Mr. Bob Kerrey who had received the Congressional Medal of Honor.

Mr. Stahmer introduced his brother, Rev. Robert Stahmer and his wife Ella, from Cosa Grande, Arizona.

Mr. Skarda introduced 31 Eighth grade students and their teacher, Mr. Herb Kupfer from St. Joseph's School, Omaha, Nebraska.

Mr. C. Carsten introduced 45 Fourth through Sixth grade students and their teacher, Mary Ann Kreifels from Dunbar School, Syracuse, Nebraska.

RESOLUTIONS

LEGISLATIVE RESOLUTION 77.

Introduced by Terry Carpenter, 48th District; Sam Klaver, 9th District.

WHEREAS, it is in the interest of the People of The State of Nebraska, and of all people everywhere that the danger of general war arising from events in the Middle East be avoided, that armed conflict in the area be ended, and that a just and lasting peace be established; and

WHEREAS, a dangerous situation now exists in the Middle East, which situation is due in large measure to the efforts of the Soviet Union and its allies who, in order to further their own interests, have perpetuated hostilities between different states and peoples in the area, and have given encouragement to those with agressive designs by supplying massive amounts of arms and the services of Soviet military personnel; and

WHEREAS, the State of Israel has been a steadfast symbol of democracy in an area beset by communism, feudalism and dictatorship, and has been a beacon of progress and hope in a part of the world darkened by poverty, disease, illiteracy and despair; and

WHEREAS, the people of Israel have consistently expressed and maintained their friendship for the people of the United States, and this Country, in turn, and every President and every Congress for the last 23 years have given their support and friendship; and

WHEREAS, we now reaffirm that friendship and support, and, further, applaud the courage the people of Israel have demonstrated in the defense of their liberty and in the defense of the common ideals and Judeo-Christian heritage which we share; and

WHEREAS, we believe that it is in the best interest of the United States that the people of Israel be able to dwell in freedom within safe and secure boundaries, and that they have the means to defend their liberty, and to deter Soviet aggression, and that great powers not impose upon them political settlements which would jeopardize their future.

NOW THEREFORE BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION: That we hereby urge the government of the United States to (1) Do all that is possible to facilitate a just and lasting peace for all nations and all peoples in the Middle East (2) Keep and maintain the mutual friendship of the people of these United States and the people of the State of Israel, (3) Condemn the Soviet Union and its allies for the massive arms buildup in the area and the unrelenting encouragement of hostility towards the State of Israel, (4) Allow the people of Israel to defend their liberty by giving them the necessary military and economic aid to deter agression by those seeking destruction of their country, (5) Encourage direct negotiations between Israel and its neighbors to effectuate a permanent end to armed conflict, with recognition of the sovereignty of all parties, and the right of Israel to have secure and recognized boundaries, (6) Establish the freedom of the seas for all nations in the area and in all waterways, including the Suez Canal and the Straits of Tiran, (7) Impose no pressure upon Israel to withdraw or to sacrifice any territory without the establishment of a true peace, (8) Encourage all peoples in the Middle East to seek the dignity of peaceful progress in harmony with each other, rather than the bitterness and frustration of continuous enmity and hostility, and thus, to turn their swords into plow shares and their spears into pruning hooks.

Laid over.

LEGISLATIVE RESOLUTION 78.

Introduced by Terry Carpenter, 48th District.

WHEREAS, the Congress of the United States has found and declared that the erection and maintenance of outdoor advertising signs, displays, and devices in areas adjacent to the Interstate System and the Primary System should be controlled in order to protect the public investment in such highways, to promote the safety and recreational value of public travel and to preserve natural beauty, and

WHEREAS, the Congress of the United States passed an Act commonly referred to as the Highway Beautification Act of 1965 also known as Public Law 89-285, and

WHEREAS, the Act further states that Federal-Aid Highway Funds apportioned on or after January 1, 1968, to any state which the Secretary determines has not made provision for the effective control of the erection and maintenance along the Interstate System and the Primary System of outdoor advertising signs, displays, and devices which are within six hundred and sixty feet of the nearest edge of the righty-of-way and visible from the main traveled way of the system, shall be reduced by amounts equal to 10 per centum of the amounts which would otherwise be apportioned to such state under Section 104 of this title, until such time as such state shall provide for such control, and

WHEREAS, the Act further states that whenever he determines it to be in the public interest, the Secretary of Transportation may suspend, for such periods as he deems necessary, the application of the above mentioned reduction, and

WHEREAS, the Secretary has permitted such suspension and

WHEREAS, the Secretary has now lifted the suspension on the reduced apportionment, and

WHEREAS, the Director-State Engineer of the Nebraska Department of Roads has now received the attached April 16, 1971, Federal Highway Administration Notice EV-30, titled "Guidelines for Outdoor Advertising Control--Highway Beautification Act of 1965", which outlines procedures for the implementation of the outdoor advertising provisions of the Highway Beautification Act of 1965, and

WHEREAS, the State of Nebraska desires to provide effective control of the erection and maintenance of outdoor advertising in areas adjacent to the Interstate System and the Primary System, and desires to protect the public investment in such highways, and desires to promote the safety and recreational value of public travel, and desires to preserve natural beauty,

THEREFORE BE IT RESOLVED, that the Legislature of the State of Nebraska hereby believes that a sincere effort should be made to study Public Law 89-285 in the interim period, and to formulate legislation to be considered at the Legislative Session to be held in 1972.

Referred to the Executive Board.

Mr. Carpenter asked unanimous consent to print the following statement concerning LR 78. No objections. So ordered.

Statement Concerning Resolution for Interim Study to Develop Legislation for Consideration in 1972, Relative to Control of Outdoor Advertising Along Interstate and Primary State Highways

As a result of the Highway Beautification Act of 1965, legislation for control of outdoor advertising was proposed in 1967 but died in committee.

In 1968, the Secretary of Transportation decided to declare a moratorium on his authority to reduce a State's apportionment of Federal Highway Funds by 10 percent in cases where the terms of the 1965 Highway Beautification Act were not being complied with.

In 1969 no legislation was introduced to control outdoor advertising.

In February of 1971, the Secretary of Transportation notified all the states that the moratorim was lifted, and that states would be expected to comply with the terms of the Beautification Act, but no specific deadline for compliance was set, nor were any specific guidelines provided.

On May 11, 1971, the Director-State Engineer was notified by the Nebraska Division Engineer of the Federal Highway Administration that there is a "real possibility" that Nebraska's Federal-Aid Highway Apportionment will be reduced by 10 percent, as provided by the law, unless Nebraska enacts an acceptable advertising control law. Although no specific deadline for such action is yet known, it should be noted that the Secretary of Transportation expressed that he is very sincere in his statements that he intends to invoke the penalty provisions.

It is therefore considered to be in the best interest of the citizens of this State to commit this Legislature to provide for an interim study of this matter for the purpose of proposing suitable legislation for consideration at the 1972 session of the Nebraska Unicameral.

Referred to the Executive Board.

PETITIONS

LEGISLATIVE PETITION 1.

WHEREAS, Senator Jack Miller of Iowa introduced Resolution No. 86 on April 15, 1971 in the Senate of the United States; and

WHEREAS, the said resolution resolves to the Congress of the United States that the United States agree to the complete withdrawal of all American military personnel from South Viet Nam within twelve months following completion, under appropriate international supervision of the exchange of prisoners of war as proposed by the President in his public address of October, 1970 and the accounting for those missing-in-action.

NOW, THEREFORE, THE UNDERSIGNED MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION, 1971:

Petition the Congress of the United States to support said resolution and express our earnest concern for a just conclusion of the Viet Nam conflict that includes the safe return of all American and allied prisoners of war, the accounting for personnel missing-in-action and the accelerated withdrawal of all American military personnel from South Viet Nam.

MEMBER	DISTRICT
Duke Snyder	14
Walter H. Epke	24
Harold D. Simpson	46
Terry Carpenter	48

MEMBER	DISTRICT
Jerome Warner	25
Roland Luedtke	28
Leslie A. Stull	49
John S. Savage	10
Richard F. Proud	12
David Stahmer	8
Wayne W. Ziebarth	37
Ellen E. Craft	45
Gerald A. Stromer	36
Richard Maresh	32
Harold Moylan	6
Wally Barnett	26
Eugene Mahoney	5
Calvin F. Carsten	2
William Skarda	7
Richard Lewis	38
Glenn A. Goodrich	20
John DeCamp	40
Fred W. Carstens	30
E. Thome Johnson	15
Donald Elrod	35
William H. Hasebroock	18

RESOLUTIONS

LEGISLATIVE RESOLUTION 76. Mr. Carpenter offered the following amendment to LR 76 found in the Legislative Journal on page 1909 for the Eighty-Fourth Day:

Amend LR 76 after "Resolution" insert the following: "This resolution rejects in whole or in part that we are a war mongering nation."

Mr. DeCamp offered the following amendment to the Carpenter amendment which was adopted:

And this legislature specifically commends the President of United States for his efforts at ending the Viet Nam War.

Mr. Carpenter requested a record vote on the Carpenter amendment, as amended.

Voting in the affirmative, 39:

Barnett Burbach Carpenter Carsten Clark
Craft DeCamp Duis Elrod Epke
Goodrich Holmquist Johnson Kennedy Keyes
Klaver Kremer Lewis Luedtke Mahoney
Maresh Marvel Morgan Moylan Nore
Orme Proud Savage Schmit Skarda
Stahmer Stromer Stull Swanson Syas
Warner Whitney Wiltse Ziebarth

Voting in the negative, 1:

Chambers

Not voting, 9:

Carstens Hasebroock Kime Kokes Simpson
Snyder Waldo Waldron Wallwey

The Carpenter amendment, as amended, was adopted with 39 ayes, 1 nay & 9 not voting.

Mr. Stromer offered the following amendment which was adopted by a vote of 30 ayes, 3 nays and 16 not voting:

Amend LR 76, strike "All of whom acted in a very courteous and attentive manner," from the 1st whereas clause.

Mr. Carpenter moved to clear the galleries if any more demonstrations took place. The motion prevailed.

Mr. Chambers moved to indefinitely postpone LR 76.

Mr. DeCamp moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 39 ayes, 0 nays and 10 not voting.

The motion to indefinitely postpone lost with 13 ayes, 23 nays and 13 not voting.

Mr. DeCamp moved to adopt LR 76.

Mr. DeCamp moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 34 ayes, 6 nays and 9 not voting.

The motion to adopt LR 76 lost with 23 ayes, 12 nays and 14 not voting.

SELECT FILE

LEGISLATIVE BILL 948. Enrollment and Review amendment found in today's Journal was adopted.

Mr. DeCamp offered the following amendment which was adopted:

1. On page 10, line 15 as amended, strike "and"; and in line 15 insert "and section 2, Legislative Bill 402, Eighty-second Legislature, First Session, 1971," before "are".
2. In line 15 of the title as amended, strike "and"; and in line 15 insert ", and section 2, Legislative Bill 402, Eighty-second Legislature, First Session, 1971" before the period.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 574. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 257. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 824.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 167. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 256. Laid over.

LEGISLATIVE BILL 982. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 799. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 992. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 776. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 266. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 741. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 514. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 188. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 426. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 54. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 408. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 707. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 544. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

MOTION–Return LB 939A to Select File

Mr. Waldo moved to return LB 939A to Select File for the following specific amendment:

1. On page 3, line 6 strike "Environmental Control Council" and insert "Department of Environmental Control".
2. Amend the title, line 7 by striking "Environmental Control Council" and insert "Department of Environmental Control".

The motion to return prevailed with 26 ayes, 0 nays and 23 not voting.

SELECT FILE

LEGISLATIVE BILL 939A. The Waldo amendment found above was adopted by a vote of 27 ayes, 0 nays and 22 not voting.

Advanced to Enrollment and Review for engrossment.

VISITORS

Mr. Maresh introduced 18 students and their teachers, Kermit Cook and Norbert Hiller of Gilead, Nebraska.

Mr. Kokes introduced 8 Eighth grade students and their teacher, Sister Frances and Rev. Neholeizah from St. Francis School, Ashton, Nebraska.

UNANIMOUS CONSENT—Unbracket LB 518

Mr. Waldron asked unanimous consent to unbracket LB 518. Laid over.

WEDDING ANNIVERSARY

Mr. Duis announced that today is Mr. Marvel's thirtieth wedding anniversary.

MOTION—Advisory Committee—U of N

Mr. Syas moved that a letter be sent by the President of this body to the Chancellor of the University of Nebraska endorsing the creation of an Advisory Committee for the University system, which includes 2 members of this body. He further moved that it is the sentiment of this body that in addition to a Senator residing in outstate Nebraska, and a Senator residing in Lincoln, that a third Senator, residing in Omaha, be added to this Advisory Committee.

The motion prevailed with 31 ayes, 0 nays and 18 not voting.

GENERAL FILE

LEGISLATIVE BILL 722. Title read. Explained.

Mr. Holmquist offered the following amendment to the standing committee amendments which was adopted:

Strike lines 1 to 3 of Standing Committee Amendment
and insert: "1. On page 10, lines 24 to 27; page 11, lines 1
to 27; and page 12, line 1, strike the old matter and insert
the following:".

Pending.

RECESS

At 11:57 a.m., on a motion by Mr. Carpenter, the Legislature recessed until 1:30 p.m.

AFTER RECESS

The Legislature reconvened at 1:34 p.m., President Marsh presiding.

The roll was called and all members were present except Mr. Simpson who was excused.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL	54.	Correctly engrossed.
LEGISLATIVE BILL	188.	Correctly engrossed.
LEGISLATIVE BILL	408.	Correctly engrossed.
LEGISLATIVE BILL	426.	Correctly engrossed.
LEGISLATIVE BILL	514.	Correctly engrossed.
LEGISLATIVE BILL	538.	Correctly engrossed.
LEGISLATIVE BILL	707.	Correctly engrossed.
LEGISLATIVE BILL	741.	Correctly engrossed.
LEGISLATIVE BILL	278.	Correctly enrolled.
LEGISLATIVE BILL	349.	Correctly enrolled.
LEGISLATIVE BILL	414.	Correctly enrolled.
LEGISLATIVE BILL	566A.	Correctly enrolled.
LEGISLATIVE BILL	679.	Correctly enrolled.
LEGISLATIVE BILL	733.	Correctly enrolled.
LEGISLATIVE BILL	743.	Correctly enrolled.
LEGISLATIVE BILL	692.	Correctly enrolled.
LEGISLATIVE BILL	798.	Correctly enrolled.
LEGISLATIVE BILL	977.	Correctly enrolled.
LEGISLATIVE BILL	1002.	Correctly enrolled.
LEGISLATIVE BILL	1026.	Correctly enrolled.
LEGISLATIVE BILL	1028.	Correctly enrolled.
LEGISLATIVE BILL	1029.	Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 278, LB 349, LB 414, LB 566A, LB 679, LB 733, LB 743, LB 692, LB 798, LB 977, LB 1002, LB 1026, LB 1028 and LB 1029.

MOTION—Return LB 1035 to Select File

Mr. Syas moved to return LB 1035 to Select File for the following specific amendment:

1. On page 2, line 21, strike "district six"
and insert "district five".

The motion to return prevailed with 36 ayes, 0 nays and 13 not voting.

SELECT FILE

LEGISLATIVE BILL 1035. The Syas amendment found above was adopted by a vote of 37 ayes, 0 nays and 12 not voting.

Advanced to Enrollment and Review for engrossment.

MESSAGES FROM THE GOVERNOR

May 17, 1971

Mr. Vincent Brown
Clerk of the Legislature
Legislative Chambers
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Reengrossed Legislative Bill No. 339. This bill was signed by me on May 14, 1971 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

May 17, 1971

Mr. Vincent Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bill No. 1025. This bill was signed by me on May 17, 1971 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

GENERAL FILE

LEGISLATIVE BILL 722. Considered. Laid over.

MOTION—Return LB 404 to Select File

Mr. Swanson moved to return LB 404 to Select File for the following specific amendment:

On page 2, line 7, strike the first Swanson General File amendment adopted April 28, 1971.

The motion to return prevailed with 35 ayes, 1 nay and 13 not voting.

SELECT FILE

LEGISLATIVE BILL 404. The Swanson amendment found above was adopted by a vote of 34 ayes, 0 nays and 15 not voting.

Advanced to Enrollment and Review for engrossment.

GENERAL FILE

LEGISLATIVE BILL 600. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 1279 for the Sixty-Third Day was adopted.

Advanced to Enrollment & Review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 759A. Title read. Explained.

Advanced to Enrollment & Review with 25 ayes, 2 nays and 22 not voting.

Mr. Carpenter asked unanimous consent to expedite LB 759A. No objections. So ordered.

LEGISLATIVE BILL 866A. Title read. Explained.

Mr. Ziebarth moved to advance LB 866A.

Mr. Elrod requested a Call of the House. Mr. Elrod moved to raise the Call. The motion prevailed with 27 ayes, 0 nays and 22 not voting.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 776A. Title read. Explained.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 786A. Title read. Explained.

The motion to advance lost with 9 ayes, 11 nays and 29 not voting.

LEGISLATIVE BILL 330A. Title read. Explained.

Mr. DeCamp moved to advance LB 330A.

Mr. Elrod requested a Call of the House. Mr. Elrod moved to raise the Call. The motion prevailed with 32 ayes, 0 nays and 17 not voting.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

UNANIMOUS CONSENT—Order of Business

Mr. Carpenter asked unanimous consent to take up LB 1037 and LB 1038 on General File next. No objections. So ordered.

MOTION—Order of Business

Mr. Warner moved to continue the Legislative Session today until all bills before LB 1037 are taken up on General File. The motion prevailed with 18 ayes, 12 nays and 19 not voting.

GENERAL FILE

LEGISLATIVE BILL 1037. Title read. Explained.

Mr. Luedtke offered the following amendment:
Page 6, line 26, strike 180,000 and insert 3,500,000
Page 7, strike lines 1 through 4 and insert:
"The Legislature hereby appropriates to the Library Expansion in subdivision (a) an additional 1,500,000 which shall be expended during the first fiscal quarter after the adjournment of the next regular session".

Mr. Carpenter moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 31 ayes, 7 nays and 11 not voting.

Mr. Luedtke requested a record vote.

Voting in the affirmative, 13:

Barnett	Carstens	DeCamp	Elrod	Johnson
Luedtke	Orme	Stahmer	Swanson	Waldo
Waldron	Warner	Ziebarth		

Voting in the negative, 27:

Carpenter Carsten Chambers Clark Duis
Epke Hasebroock Holmquist Kennedy Keyes
Kime Klaver Kokes Kremer Maresh
Marvel Morgan Moylan Proud Savage
Schmit Skarda Snyder Stromer Stull
Wallwey Whitney

Not voting, 9:

Burbach Craft Goodrich Lewis Mahoney
Nore Simpson Syas Wiltse

The Luedtke amendment failed with 13 ayes, 27 nays and 9 not voting.

Advanced to Enrollment & Review with 44 ayes, 1 nay and 4 not voting.

LEGISLATIVE BILL 1038. Title read. Explained.

Advanced to Enrollment & Review with 34 ayes, 1 nay and 14 not voting.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on May 17, 1971 at 2:30 p.m.: LB 278, LB 349, LB 414, LB 566A, LB 679, LB 692, LB 733, LB 743, LB 798, LB 977, LB 1002, LB 1026, LB 1028 and LB 1029.

(Signed) Sandra Rhoten, Enrolling Clerk

GENERAL FILE

LEGISLATIVE BILL 722. Considered.

The Holmquist amendment to the Standing Committee amendment found in today's Journal was adopted.

The Standing Committee amendment, as amended, found in the Legislative Journal on page 1253 for the Sixty-First Day was adopted.

Advanced to Enrollment & Review with 37 ayes, 0 nays and 12 not voting.

LEGISLATIVE BILL 984. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 1047 for the Fifty-Third Day was adopted.

Advanced to Enrollment & Review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 864. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 1291 for the Sixty-Third Day was adopted.

Mr. Waldron moved to advance LB 864 to E & R.

Mr. Elrod requested a Call of the House. The Call showed 39 members present.

Mr. Holmquist moved to raise the Call. The motion prevailed with 33 ayes, 4 nays and 12 not voting.

Mr. Waldron requested a Call of the House. Mr. Waldron moved to raise the Call. The motion prevailed with 39 ayes, 1 nay and 9 not voting.

The motion to advance failed with 22 ayes, 20 nays and 7 not voting.

LEGISLATIVE BILL 949. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 936 for the Forty-Sixth Day were adopted by a vote of 19 ayes, 2 nays and 28 not voting.

Mr. Carpenter offered the following amendments which were adopted by a vote of 22 ayes, 3 nays and 24 not voting:

1. On page 2, line 21 and line 24, strike "fifteen" and insert "fourteen".
2. Insert a new section to read as follows:

"Sec 3. That section 24-501.01, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

24-501.01. In counties having a population of sixteen fourteen thousand inhabitants or more, and in all county court judicial districts, no person shall be eligible to the office of county judge unless he shall have been regularly admitted as an attorney in this state, and remains as an attorney in good standing at the bar thereof, or has served as a county judge in the State of Nebraska for at least four years.".

3. Renumber original section 3 as section 4 and on page 3, line 19, strike "section 23-1115" and insert "sections 23-1115 and 24-501.01".

Mr. Klaver offered the following amendment which was adopted by a vote of 19 ayes, 4 nays and 26 not voting:

(8) In counties having a population of more than 200,000 inhabitants the sum of 24,000.00.

Mr. Klaver moved to advance LB 949 to E & R initial.

Mr. Klaver requested a Call of the House. Mr. Goodrich moved to raise the Call. The motion to raise prevailed with 25 ayes, 3 nays and 21 not voting.

The motion failed with 24 ayes, 10 nays and 15 not voting.

UNANIMOUS CONSENT–Unbracket LB 183

Mr. Proud asked unanimous consent to unbracket LB 183 and take up next on General File. No objections. So ordered.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 545. Replaced on Select File as amended.
Enrollment and Review amendments to LB 545:

1. On page 2, line 23, strike the second comma.

2. At the end of line 1 of E & R amendment 2, insert "after line 21".

LEGISLATIVE BILL 651. Replaced on Select File as amended.
Enrollment and Review amendments to LB 651:

1. On page 10, line 13, strike the new and reinstate the stricken matter; and in line 15, strike "subdivisions" and insert "~~subdivisions~~ subdivision".

2. On page 14, line 17, strike the period and insert an underscored semicolon.

3. On page 30, line 25, reinstate the stricken "or".

4. In standing committee amendment 10, line 2, strike "and (3) not withstanding" and insert "(3) Notwithstanding"; and strike the first period in the last line and insert an underscored semicolon.

5. In standing committee amendment 16, strike the first period in the last line.

6. On page 31, line 1, strike the semicolon and insert "~~;~~;".

LEGISLATIVE BILL 490. Replaced on Select File as amended.
Enrollment and Review amendment to LB 490:

1. On page 3, line 2, and page 17, line 4, strike "as".

LEGISLATIVE BILL 987. Replaced on Select File as amended.
Enrollment and Review amendments to LB 987:

1. On page 15, lines 11 and 12, strike the new matter and reinstate the stricken matter.

2. In line 2 of E & R amendment 3, adopted 5/14/71, strike "84-1403" and insert "84-1303".

LEGISLATIVE BILL 404. Replaced on Select File as amended.

Enrollment and Review amendment to LB 404:

1. Because of the Swanson amendment adopted 5/17/71, strike the Swanson amendment adopted 5/6/71 to the Whitney amendment, and E & R amendments thereto.

LEGISLATIVE BILL 455. Correctly engrossed.

(Signed) Duke Snyder, Chairman

SELECT FILE

LEGISLATIVE BILL 545. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 651. Enrollment and Review amendments found in today's Journal were adopted.

Advancedto Enrollment and Review for engrossment.

LEGISLATIVE BILL 490. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 987. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 404. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 939. Replaced on Select File as amended.
Enrollment and Review amendments to LB 939:

1. In the Waldo amendment 10, line 4, strike "line 25" and insert "line 26".
2. On page 25, strike beginning with "the" in line 25 through the first "of" in line 26.
3. On page 40, line 24, strike "secretary" and insert "director".
4. In line 1 of the Waldo amendment adopted 5/14/71, strike "standing committee" and insert "the Waldo".

5. In lieu of the Waldo amendment 2, adopted 5/14/71, in standing committee amendments, renumber sections 31 and 32 as sections 32 and 33 and section 33 as section 35, renumber the section added by the Schmit amendment as section 34, and renumber the emergency clause as section 36.

LEGISLATIVE BILL 955. Replaced on Select File as amended.
Enrollment and Review amendment to LB 955:
1. In line 2 of E & R amendment 2, strike "and".

LEGISLATIVE BILL 866. Replaced on Select File as amended.
Enrollment and Review amendment to LB 866:
1. On page 3, line 13, strike "(1)"; and in section 3, pages 3 and 4, redesignate subdivisions (b) to (f) as subdivisions (1) to (5) respectively.

SELECT FILE

LEGISLATIVE BILL 939. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 955. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 866. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

VISITORS

Speaker Hasebroock introduced his wife, Margaret, and Mrs. Emma Shock of Kansas City.

GENERAL FILE

LEGISLATIVE BILL 183. Considered.

Mr. Carpenter offered the following amendment which was adopted by a vote of 35 ayes, 0 nays and 14 not voting:
Strike the Carpenter-Klaver amendment.

Advanced to Enrollment & Review with 35 ayes, 0 nays and 14 not voting.

LEGISLATIVE BILL 886. Title read. Explained.

Standing Committee amendment found in the Legislative Journal on page 935 for the Forty-Sixth Day was adopted.

Advanced to Enrollment & Review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 1041. Title read. Explained.

Mr. DeCamp offered the following amendment which was adopted:

Mr. DeCamp moved to strike the bill with the following:

Section 1. Whoever violates the provisions of section 60-403.01 or 60-403.02, Reissue Revised Statutes of Nebraska, 1943, shall be guilty of a misdemeanor and shall, upon conviction thereof, be fined not less than ten dollars nor more than one hundred dollars.

Sec. 2. The examination for a motorcycle operator's license required by section 60-403.01, Reissue Revised Statutes of Nebraska, 1943, may be conducted by any member of the Nebraska State Patrol.

Advanced to Enrollment & Review with 26 ayes, 8 nays and 15 not voting.

LEGISLATIVE BILL 655. Title read. Explained.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1000. Title read. Explained.

Standing Committee amendments found in the Legislative Journal on page 1161 for the Fifty-Seventh Day were adopted.

Mr. Marvel offered the following amendment which was adopted:

1. On page 2, lines 9 and 22, and page 3, line 10, before "federal" insert "funds received pursuant to a contract with a school district or educational service unit which shall be placed in a cash fund and used in carrying out the provisions of such contract or".

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 100. Title read. Explained.

Advanced to Enrollment & Review with 34 ayes, 1 nay and 14 not voting.

LEGISLATIVE BILL 831. Title read. Explained.

Advanced to Enrollment & Review with 35 ayes, 0 nays and 14 not voting.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 326. Correctly engrossed.

LEGISLATIVE BILL 490. Correctly engrossed.

LEGISLATIVE BILL 505. Correctly engrossed.

LEGISLATIVE BILL 544. Correctly engrossed.

LEGISLATIVE BILL 545. Correctly engrossed.

LEGISLATIVE BILL 571. Correctly engrossed.

LEGISLATIVE BILL 572. Correctly engrossed.

LEGISLATIVE BILL 768. Correctly engrossed.

LEGISLATIVE BILL 866. Correctly engrossed.

LEGISLATIVE BILL 939. Correctly engrossed.

LEGISLATIVE BILL 939A. Correctly engrossed.

LEGISLATIVE BILL 955. Correctly engrossed.

LEGISLATIVE BILL 987. Correctly engrossed.

(Signed) Duke Snyder, Chairman

NOTICE OF COMMITTEE HEARING

Committee on Committees

May 17, 1971

The Committee on Committees will meet at 1: PM on Tuesday, May 25, in the Legislative Council Hearing Room for the purpose of hearing the following appointment submitted by Governor J. J. Exon:

Michael D. LaMontia–Director, Department of Public Institutions

(Signed) Richard F. Proud, Chairman
Committee on Committees

MOTION–Adjourn

At 4:20 p.m., on a motion by Mr. Carpenter which prevailed with 22 ayes, 8 nays and 19 not voting, the Legislature adjourned until 9:00 a.m., May 18, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

EIGHTY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, May 18, 1971

Pursuant to adjournment the Legislature met at 9:06 a.m., President Marsh presiding.

PRAYER

Prayer was offered by Rev. Bob MacLennan.

> Here we are Lord, men and women in the midst of a very important task. Lord we realize that what we are doing here this morning will offset the lives of men and women tomorrow.
>
> This is why we come to you, Lord, we need your counsel. We thirst for your wisdom.
>
> Encourage us today to seek to do that which is right and just, for Lord you know how easy it is to do that which is expedient.
>
> Keep us from making decisions which enhance our private interests. May we be men, this day--Tuesday morning--who seek the interests which serve people.
>
> Disturb us Lord, do not give us comfort until we find ourselves aligned first of all with your interests. May all be students of your way in our world today. May all of us have the courage to risk ourselves in being your people. Amen.

ROLL CALL

The roll was called and all members were present except Mr. Simpson who was excused.

MOTION–Suspend Rules

Mr. Carpenter moved to suspend the rules and take up today, the Final Reading bills slated for tomorrow. The motion prevailed with 34 ayes, 5 nays and 10 not voting.

VISITORS

Mr. Hasebroock introduced members of the Farm Bureau.

MOTION–Return LB 293 to Select File

Mr. Carpenter moved to return LB 293 to Select File for the following specific amendment:

Amend the Final Reading printed bill on page 4, line 9, by inserting after the comma "and if the natural gas supplier has natural gas available,".

The motion to return prevailed with 45 ayes, 0 nays and 4 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 425. With emergency.

A BILL FOR AN ACT to provide financial assistance for adoptions and adoptive families as prescribed; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 48:

Barnett
Burbach
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 1:

Simpson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 496. With emergency.

A BILL FOR AN ACT relating to the handicapped; to state policy; to provide for rights of the blind, visually handicapped, and otherwise physically disabled as prescribed; to provide duties for the Governor; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 48:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Kime	Klaver
Kokes	Kremer	Lewis	Luedtke	Mahoney
Maresh	Marvel	Morgan	Moylan	Nore
Orme	Proud	Savage	Schmit	Skarda
Snyder	Stahmer	Stromer	Stull	Swanson
Syas	Waldo	Waldron	Wallwey	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 1:

Simpson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 525.

A BILL FOR AN ACT to amend section 79-325, Revised Statutes Supplement, 1969, relating to schools; to remove the fixed term of the Commissioner of Education; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Kime	Klaver

Kokes Kremer Lewis Luedtke Mahoney
Maresh Marvel Morgan Moylan Orme
Proud Savage Schmit Skarda Snyder
Stahmer Stromer Stull Swanson Syas
Waldo Waldron Wallwey Warner Wiltse
Ziebarth

Voting in the negative, 2:

Nore Whitney

Not voting, 1:

Simpson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 802.

A BILL FOR AN ACT to amend sections 79-1236, 79-1239, 79-1240, 79-1248, 79-1249, 79-1250, 79-1251, and 79-1254, Reissue Revised Statutes of Nebraska, 1943, section 79-1234, Revised Statutes Supplement, 1969, and section 79-101, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 997, Eighty-second Legislature, First Session, 1971, relating to schools; to provide for the election of school administrators; to clarify the law in relation to school administrators; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 48:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Duis
Elrod Epke Goodrich Hasebroock Holmquist
Johnson Kennedy Keyes Kime Klaver
Kokes Kremer Lewis Luedtke Mahoney
Maresh Marvel Morgan Moylan Nore
Orme Proud Savage Schmit Skarda
Snyder Stahmer Stromer Stull Swanson
Syas Waldo Waldron Wallwey Warner
Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 1:

Simpson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 843.

A BILL FOR AN ACT to amend section 75-127, Reissue Revised Statutes of Nebraska, 1943, relating to the State Railway Commission; to make clear that violations must be willful to result in penalty; to provide penalties for shippers and consignees and their agents willfully violating the provisions of section 75-126, Revised Statutes Supplement, 1969, as prescribed; to change penalties; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Barnett
Burbach
Carpenter
Clark
Craft
DeCamp
Elrod
Goodrich
Hasebroock
Holmquist
Johnson
Keyes
Kime
Klaver
Kremer
Luedtke
Mahoney
Maresh
Marvel
Moylan
Orme
Proud
Savage
Skarda
Snyder
Stahmer
Stromer
Swanson
Syas
Waldron
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 11:

Carsten
Chambers
Duis
Epke
Kennedy
Kokes
Nore
Schmit
Stull
Waldo
Wallwey

Not voting, 4:

Carstens
Lewis
Morgan
Simpson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 904.

A BILL FOR AN ACT relating to Indians; to establish a Commission on Indian Affairs as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Duis
Elrod Epke Goodrich Hasebroock Holmquist
Johnson Kennedy Keyes Kime Klaver
Kokes Kremer Lewis Luedtke Mahoney
Maresh Marvel Morgan Moylan Nore
Orme Proud Savage Schmit Skarda
Snyder Stahmer Stromer Stull Swanson
Syas Waldo Waldron Warner Whitney
Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 2:

Simpson Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 904A.

A BILL FOR AN ACT to appropriate twenty-one thousand five hundred fourteen dollars from the state General Fund for the period of July 1, 1971 to June 30, 1972 to the Department of Economic Development, Agency 72, for Program 584, to aid in carrying out the provisions of Legislative Bill 904, Eighty-second Legislature, First Session, 1971.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Duis
Elrod Epke Goodrich Hasebroock Holmquist
Johnson Kennedy Keyes Kime Klaver
Kokes Kremer Lewis Luedtke Mahoney
Maresh Marvel Morgan Moylan Nore
Proud Savage Schmit Skarda Snyder
Stahmer Stromer Stull Swanson Syas
Waldo Waldron Warner Whitney Wiltse
Ziebarth

Voting in the negative, 1:

Wallwey

Not voting, 2:

Orme
Simpson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 929A. With emergency.

A BILL FOR AN ACT to transfer funds to aid in carrying out the provisions of Legislative Bill 929 for the period of July 1, 1971 to June 30, 1972, as prescribed; to amend sections 59 and 70, Legislative Bill 1025, Eighty-second Legislature, First Session, 1971; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Barnett
Burbach
Carpenter
Carstens
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Savage
Schmit
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Carsten
Proud
Simpson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1003. With emergency.

A BILL FOR AN ACT relating to counties in which are located a city of the metropolitan class containing over one half the population of the respective counties; to authorize the creation of a public building commission in each such county; to provide for the activation of such commissions and the appointment of the members of the board thereof; to provide the powers of such commissions, including the power to acquire and erect buildings, structures and facilities for use jointly by the county and the city; to authorize a tax on all the property in the county subject to taxation, except intangible property; to authorize the commission to issue bonds; to define terms; to provide a method of exercise of powers of the state; to grant powers to the county and the city and other governmental units located in the county with respect to such commissions and the buildings, structures and facilities acquired or erected by them; to provide for agreements; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Barnett
Burbach
Carpenter
Carsten
Carstens
Clark
Craft
DeCamp
Duis
Elrod
Epke
Hasebroock
Holmquist
Johnson
Keyes
Kime
Klaver
Kremer
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wiltse
Ziebarth

Voting in the negative, 3:

Chambers
Goodrich
Skarda

Not voting, 5:

Kennedy
Kokes
Lewis
Simpson
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1008. With emergency.

A BILL FOR AN ACT to amend sections 39-2223 and 39-2224, Revised Statutes Supplement, 1969, relating to highways; to change the time in which bonds may be issued; to require the issuance of bonds in 1971; to provide that proceeds from the sale of bonds shall be placed in the Highway Cash Fund; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Barnett
Burbach
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 2:

Klaver
Wallwey

Not voting, 1:

Simpson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1027. With emergency.

A BILL FOR AN ACT making appropriations for nonstate operational expenditures and governmental assistance for the fiscal year beginning July 1, 1971 and ending June 30, 1972; to recite limits and conditions on the expenditure of funds from the appropriations so made; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 48:

Barnett
Burbach
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 1:

Simpson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—Override Governor's Veto—LB 573

Mr. Burbach renewed his motion found in the Legislative Journal on page 1868 for the Eighty-Second Day to override the Governor's veto on LB 573.

Mr. Burbach requested a Call of the House. The Call showed 47 members present.

Mr. Klaver moved the Call be raised. The motion failed with 19 ayes, 26 nays and 4 not voting.

Mr. Chambers moved the Call be raised. The Motion prevailed with 26 ayes, 21 nays and 2 not voting.

Mr. Burbach requested a roll call vote.

Voting in the affirmative, 28:

Burbach
Carpenter
Carsten
Carstens
Clark
Craft
DeCamp
Duis
Epke
Hasebroock
Holmquist
Johnson
Kennedy
Kime
Kokes
Kremer
Lewis
Maresh
Nore
Schmit
Stromer
Stull
Swanson
Waldo
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 20:

Barnett
Chambers
Elrod
Goodrich
Keyes
Klaver
Luedtke
Mahoney
Marvel
Morgan
Moylan
Orme
Proud
Savage
Skarda
Snyder
Stahmer
Syas
Waldron
Wallwey

Not voting, 1:

Simpson

The motion failed to override the Governor's veto by a vote of 28 ayes, 20 nays and 1 not voting.

VISITORS

Mr. Calvin Carsten introduced Mr. Charles Marshall of Avoca, Nebraska.

Mr. Barnett introduced Rhodes Chimonyo of Rhodesia and John Lux, students at Nebraska Wesleyan University.

Mr. Holmquist introduced his daughter, Cynthia Fitchett, her son and daughter, Jeffery and Jennifer and his wife, Mildred.

Mr. Lewis introduced Mrs. Lyons of McCook, Nebraska.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 661. Replaced on Select File as amended.
Enrollment and Review amendments to LB 661:

1. On page 86, line 19, reinstate the stricken "and".
2. In line 2 of E & R amendment 1, adopted 5/14/71, strike "25" and insert "21".
3. In the title, as amended, line 14, strike "32-321.01" and insert "32-231.01".
4. On page 40, line 16, strike "said" and insert "such".

LEGISLATIVE BILL 167. Replaced on Select File as amended.
Enrollment and Review amendment to LB 167:

1. In the title, as amended, line 3, strike "1971" and insert "1969".

LEGISLATIVE BILL 600. Placed on Select File as amended.
Enrollment and Review amendments to LB 600:

1. On page 7, line 10, strike "the"; and in lines 26 and 27, strike "Chapter 66, article 4" and insert "Chapter 39, article 25".
2. On page 8, line 6, strike the comma.

LEGISLATIVE BILL 759A. Placed on Select File as amended.
Enrollment and Review amendment to LB 759A:

1. On page 5, line 4, strike "herein specified" and insert "specified in section 1 of this act".

LEGISLATIVE BILL 866A. Placed on Select File as amended.
Enrollment and Review amendments to LB 866A:

1. On page 3, line 12, page 9, line 7, and in the title, line 12, insert "section 3," after "by".
2. On page 9, lines 1 and 2, strike "herein specified" and insert "specified in section 1 of this act".

LEGISLATIVE BILL 776A. Placed on Select File as amended.
Enrollment and Review amendment to LB 776A:

1. On page 2, lines 2 and 3, and in the title, line 3, strike "for Automotive Fuels Cash" and insert "Fuel Tax".

LEGISLATIVE BILL 1037. Placed on Select File.

LEGISLATIVE BILL 945. Replaced on Select File as amended.
Enrollment and Review amendments to LB 945:

1. Because of E & R amendment 13, adopted 5/14/71, strike the Carpenter amendment to the repeal section adopted 5/14/71.
2. In line 1 of the new section added by the Carpenter amendment adopted 5/14/71, insert "Sec. 14." before "If".
3. Renumber renumbered sections 14 and 15 as sections 15 and 16.
4. In the title, as amended, line 9, strike "limit" and insert "provide".
5. In renumbered section 4, line 7, insert "the" after "under".
6. In renumbered section 9, line 9, reinstate the comma.
7. In E & R amendment 10, adopted 5/4/71, insert a semicolon after "comma" in line 2 through the semicolon in line 3.
8. In line 2 of the Whitney amendment, strike "State".
9. Amend line 2 of standing committee amendment 1 to read " '~~1~~31' ".
10. In renumbered section 4, line 4, insert "and Assessment" after "Equalization"; and in line 5, strike "State".

LEGISLATIVE BILL 948. Replaced on Select File as amended.
Enrollment and Review amendment to LB 948:

1. In E & R amendment 2, insert "and insert "ten-hundredths" before the period.

(Signed) Duke Snyder, Chairman

SELECT FILE

LEGISLATIVE BILL 293. The Carpenter amendment found in today's Journal was adopted by a vote of 29 ayes, 0 nays and 20 not voting.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 661. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 167. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 600. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 759A. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 866A. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 776A. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1037. Mr. Marvel offered the following amendments which were adopted:

1. On page 10 insert after line 18 the following:
"Provided, that the state share of costs shall be twenty-five per cent of total project costs; and provided further, that those projects previously approved and programmed, but as yet unfunded, shall not lose their position of priority for funding, which projects include the following: Henderson, Gresham, Giltner, Broadwater, Unadilla, Edgar, North Bend, Cody, Spencer, Fairmont, Indianola, Sutherland, Lawrence, Beaver Crossing, Gibbon, Curtis, Glenvil, Wilsonville, Wolbach, Elwood, and Bennington.".
2. On page 10 strike lines 25 to 27 and on page 11 strike lines 1 and 2.
3. Strike sections 6 and 7 and renumber original sections 8 to 11 as sections 6 to 9 respectively.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 945. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 948. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 425. Correctly enrolled.

LEGISLATIVE BILL 496. Correctly enrolled.

LEGISLATIVE BILL 525. Correctly enrolled.

LEGISLATIVE BILL 802. Correctly enrolled.

LEGISLATIVE BILL 843. Correctly enrolled.

LEGISLATIVE BILL 904. Correctly enrolled.

LEGISLATIVE BILL 904A. Correctly enrolled.

LEGISLATIVE BILL 929A. Correctly enrolled.

LEGISLATIVE BILL 1003. Correctly enrolled.

LEGISLATIVE BILL 1008. Correctly enrolled.

LEGISLATIVE BILL 1027. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 425, LB 496, LB 525, LB 802, LB 843, LB 904, LB 904A, LB 929A, LB 1003, LB 1008 and LB 1027.

UNANIMOUS CONSENT–Take Up LB 1012 on Final Reading

Mr. Carpenter asked unanimous consent to take up LB 1012 on Final Reading today. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1012. With emergency.

A BILL FOR AN ACT to amend sections 83-376 and 83-380, Revised Statutes Supplement, 1969, relating to state institutions; to provide for payment by counties for care of patients in state institutions as prescribed; to harmonize with previous legislation; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Barnett Burbach Carpenter Carsten Carstens
Craft DeCamp Elrod Epke Goodrich
Hasebroock Johnson Kennedy Keyes Kime
Klaver Kokes Kremer Lewis Luedtke
Mahoney Maresh Marvel Morgan Moylan
Nore Orme Proud Savage Schmit
Skarda Snyder Stahmer Stull Swanson
Syas Waldo Waldron Wallwey Warner
Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 6:

Chambers Clark Duis Holmquist Simpson
Stromer

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE 79. With emergency.

A BILL FOR AN ACT to amend sections 81-263.41, 81-263.42, and 81-263.84, Revised Statutes Supplement, 1969, and section 81-263.39, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 248, Eighty-second Legislature, First Session, 1971, relating to dairy products; to redefine terms; to eliminate minimum price fixing for dairy products; to prohibit sales below cost as prescribed; to provide severability; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Barnett Burbach Carpenter Carsten Carstens
Clark DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Johnson Kennedy
Keyes Kime Klaver Kokes Kremer
Lewis Luedtke Mahoney Maresh Marvel
Morgan Moylan Nore Proud Savage
Schmit Skarda Snyder Stromer Stull
Swanson Syas Waldo Waldron Wallwey
Warner Wiltse Ziebarth

Voting in the negative, 2:

Orme Whitney

Not voting, 4:

Chambers Craft Simpson Stahmer

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 179.

A BILL FOR AN ACT to amend section 43-609, Reissue Revised Statutes of Nebraska, 1943, relating to infants; to provide for payment of state funds to agencies which educate handicapped and emotionally disturbed children equal to the actual excess costs to the district; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Barnett Burbach Carpenter Carsten Carstens
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Johnson Kennedy
Keyes Kremer Luedtke Maresh Morgan
Moylan Nore Proud Savage Schmit
Snyder Stahmer Stromer Stull Swanson
Syas Waldo Waldron Warner Wiltse
Ziebarth

Voting in the negative, 4:

Clark Marvel Orme Skarda

Not voting, 9:

Chambers Kime Klaver Kokes Lewis
Mahoney Simpson Wallwey Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SPEAKER HASEBROOCK PRESIDING

LEGISLATIVE BILL 179A. With emergency.

A BILL FOR AN ACT to appropriate one million six hundred fifty-two thousand eight hundred thirty-nine dollars from the state General Fund for the period of July 1, 1971 to June 30, 1972, to the State Department of Education for Program 292 to aid in carrying out the provisions of Legislative Bill 179, Eighty-second Legislature, First Session; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 33:

Barnett Burbach Carpenter Carsten Carstens
Craft DeCamp Elrod Epke Hasebroock
Holmquist Johnson Keyes Klaver Kremer
Luedtke Maresh Morgan Moylan Nore
Proud Savage Schmit Snyder Stahmer
Stull Swanson Syas Waldo Waldron
Warner Wiltse Ziebarth

Voting in the negative, 8:

Clark Goodrich Kennedy Lewis Mahoney
Marvel Orme Skarda

Not voting, 8:

Chambers Duis Kime Kokes Simpson
Stromer Wallwey Whitney

A consitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—Return LB 264 to Select File

Mr. Stahmer moved to return LB 264 to Select File for the following specific amendment:

1. Amend section 7, subsection (1) as follows:

1. Multiply the average per pupil cost
for each class of district by the
~~average daily membership~~ school
census, as described in Section 79-
458, for each district in the class;

2. In section 12, following "79-1344,01" insert,
"and also 79-458,"

The motion to return failed with a vote of 14 ayes, 30 nays and 5 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 264.

A BILL FOR AN ACT relating to schools; to define terms; to establish the School Tax Relief Fund and provide for its source, distribution, and administration; to amend section 79-458, Revised Statutes Supplement, 1969; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Barnett Burbach Carpenter Carsten Carstens
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Johnson Keyes
Kime Kremer Lewis Luedtke Maresh
Moylan Nore Proud Savage Schmit
Stull Swanson Waldo Waldron Wallwey
Warner Whitney Wiltse Ziebarth

Voting in the negative, 10:

Clark Kennedy Klaver Kokes Marvel
Morgan Orme Skarda Stahmer Syas

Not voting, 5:

Chambers Mahoney Simpson Snyder Stromer

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 365. With emergency.

A BILL FOR AN ACT to amend sections 39-788.03 and 39-788.04, Revised Statutes Supplement, 1969, relating to use of public roads; to change provisions authorizing flashing lights as prescribed; to authorize flashing or rotating lights; to repeal the original sections; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Barnett
Burbach
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
DeCamp
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Duis
Simpson
Skarda
Snyder

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 659.

A BILL FOR AN ACT to amend sections 79-4,118 and 79-4,119, Reissue Revised Statutes of Nebraska, 1943, and section 79-1338, Revised Statutes Supplement, 1969, relating to schools; to provide for purchase and loan of textbooks by school districts to children enrolled in private schools; and to repeal the original sections.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Barnett
Burbach
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Goodrich
Hasebroock
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Stahmer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Epke
Holmquist
Kremer
Lewis
Simpson
Skarda
Snyder
Stromer
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 662. With emergency.

A BILL FOR AN ACT to amend section 75-115, Reissue Revised Statutes of Nebraska, 1943, relating to the State Railway Commission; to authorize the State Railway Commission; to authorize the State Railway Commission after notice and hearing to issue orders to common carriers to make reasonable improvements of its service, facilities and equipment as are necessary; to prohibit certain acquisitions of real estate; to repeal the original section; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 28:

Carpenter Carsten Carstens Clark Craft
Elrod Epke Hasebroock Holmquist Johnson
Kennedy Klaver Mahoney Maresh Marvel
Moylan Nore Orme Savage Schmit
Stahmer Stromer Swanson Syas Waldo
Warner Whitney Ziebarth

Voting in the negative, 11:

Burbach Duis Goodrich Kokes Kremer
Lewis Luedtke Proud Stull Waldron
Wallwey

Not voting, 10:

Barnett Chambers DeCamp Keyes Kime
Morgan Simpson Skarda Snyder Wiltse

Having failed to receive a constitutional two-thirds majority voting in the affirmative with the emergency clause attached, the question is, "Shall the bill pass with the emergency clause stricken?"

Voting in the affirmative, 29:

Barnett Carpenter Carsten Carstens Craft
DeCamp Elrod Epke Hasebroock Holmquist
Kennedy Keyes Klaver Mahoney Maresh
Marvel Moylan Nore Orme Savage
Schmit Stahmer Stromer Swanson Syas
Waldo Warner Whitney Ziebarth

Voting in the negative, 11:

Burbach Chambers Duis Goodrich Kokes
Kremer Luedtke Proud Skarda Stull
Waldron

Not voting, 9:

Clark Johnson Kime Lewis Morgan
Simpson Snyder Wallwey Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

VISITORS

Mr. Johnson introduced 38 Seventh grade students and their teachers Bruce Gremel and Harold Bergt from Trinity Lutheran School, Fremont, Nebraska.

Mr. Nore introduced 21 Eighth grade students and their teacher John Riley from Clarks Public School, Clarks, Nebraska.

Mr. Swanson introduced and escorted to the podium, Jennie Smith, Mrs. U. S. Savings Bonds, who is currently touring the state. She spoke briefly to the members.

MEMBER EXCUSED

Mr. Snyder asked unanimous consent to be excused at 11:20 a.m. until 2:00 p.m. No objections. So ordered.

RECESS

At 11:55 a.m., on a motion by Mr. Stromer, the Legislature recessed until 1:30 p.m.

AFTER RECESS

The Legislature reconvened at 1:35 p.m., Speaker Hasebroock presiding.

The roll was called and all members were present except Messrs. Simpson and Snyder who were excused.

COMMUNICATIONS

Letter from U. S. Senator Hruska acknowledging receipt of LR 45.

Letter from U. S. Senator Curtis acknowledging receipt of LR 45 and LR 57.

Letter from Congressman Dave Martin acknowledging receipt of LR 4 and LR 57.

May 13, 1971

Legislature of the
State of Nebraska
State Capitol
Lincoln, Nebraska

Gentlemen:

Chapter 85, Article 4, Section 85-404, Reissue Revised Statutes of Nebraska, 1943, provides that The Board of Regents of the University of Nebraska (the "Board of Regents") may issue revenue bonds for the purpose of constructing facilities for parking on real estate owned or controlled by the Board of Regents and pay the cost thereof by issuing revenue bonds payable solely out of their revenue. If the Board of Regents proposes to pledge all or any part of the revenues and fees from facilities other than the facilities to be constructed, Section 85-404, Reissue Revised Statutes of Nebraska, 1943, requires that the plans for the facility to be constructed, including financing plans, shall first be submitted for approval to the Legislature if in session, or to the Executive Board of the Legislative Council, if the Legislature is not in session.

The Board of Regents proposes to build a parking facility on its University of Nebraska Medical Center campus in Omaha, Nebraska, and pay for such facility with revenue bonds, pledging the revenues and fees from such parking facility and from other parking facilities now existing on such campus. Accordingly, the Board of Regents requests your approval of the plans for construction of such parking facility, including the financing plans.

PROPOSED PROJECT

General Description.

The parking facility to be constructed (the "Project") will be located on the south side of Emile Street between 41st and 42nd Streets in Omaha, Nebraska. The Project will consist of a three level open-air parking structure of approximately 132,500 square feet covering a ground area of approximately 54,000 square feet extending 200 feet south of Emile Street, and will provide parking space for approximately 402 vehicles. The land upon which the Project will be constructed is owned by the Board of Regents and is a part of its Medical Center campus.

The parking structure will be steel or concrete or combination thereof. Alternate bids will also be taken for (i) a sub-level basement which will add 76 parking spaces, and (ii) a fourth level which will add 124 spaces.

The Project will have cast aggregate panels on the Emile and 42nd Street sides. All decks will be adequately lighted and there will be enclosed stairwells. The first level entrance will be on 42nd Street and second and third entrances on Emile Street.

Cost of Project.

The total cost of construction, interest on the revenue bonds during the construction period, bond issuance expenses and reserve funds will be approximately $1,026,650. Of this cost, not to exceed $1,000,000 would be financed through parking revenue bonds and the balance would come from available funds derived from previous parking revenues. The general fund of the University of Nebraska would be paid $3,890 from the proceeds of the revenue bonds to reimburse this fund for present value of parking facilities previously paid from such fund.

FINANCING PLANS

Parking revenue bonds of the Board of Regents would be issued under the statutory authority referred to above in an amount not to exceed $1,000,000. These bonds would mature in not to exceed 20 years with an average net interest cost to absolute maturity of approximately 7½%. From the proceeds of the sale of the revenue bonds, approximately $93,000 would be placed in a bond reserve fund which would be invested to reduce the overall net interest cost. In addition, during the construction period, bond proceeds would be invested until required to pay construction costs.

The revenue bonds would be payable solely from revenues and fees from the Project and other existing parking facilities on the University of Nebraska Medical Center campus, together with any additional parking facilities that might be added to such campus from the surplus revenues and fees not required to pay principal and interest on the parking revenue bonds.

Under the resolution authorizing the parking revenue bonds, it is proposed that parking rates and fees would be charged so as to maintain 1½ times debt service coverage. Surplus revenues would be used for operation and maintenance of the parking facilities, renewals and replacements of the parking facilities or payment of bonds prior to maturity. The bonds would be optional at any time on or after five years of date of issue.

NEED FOR PROJECT

One of the most critical needs from the physical plant standpoint at the University of Nebraska Medical Center is additional parking facilities for patients, doctors, faculty, students and hospital visitors. The University hospital on such campus is expected to generate substantial income from patients but hospital availability for patients and staff is severely limited by lack of parking facilities.

REQUEST

The Legislature of the State of Nebraska is requested to approve the foregoing plans for construction of the Project, including the financing plans. A resolution for such approval is enclosed. Detailed drawings, specifications and financing feasibility reports are available upon request.

Respectfully submitted,

THE BOARD OF REGENTS OF THE
UNIVERSITY OF NEBRASKA

(Signed) G. Robert Ross
Corporation Secretary

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 79. Correctly enrolled.

LEGISLATIVE BILL 179. Correctly enrolled.

LEGISLATIVE BILL 179A. Correctly enrolled.

LEGISLATIVE BILL 264. Correctly enrolled.

LEGISLATIVE BILL 365. Correctly enrolled.

LEGISLATIVE BILL 659. Correctly enrolled.

LEGISLATIVE BILL 1012. Correctly enrolled.

(Signed) Duke Snyder, Chairman

SPEAKER SIGNS

While the Legislature was in session and capable of transacting business, the Speaker signed LB 79, LB 179, LB 179A, LB 264, LB 365, LB 659 and LB 1012.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on May 18, 1971 at 11:30 a.m.: LB 425, LB 496, LB 525, LB 802, LB 843, LB 904, LB 904A, LB 929A, LB 1003, LB 1008 and LB 1027.

(Signed) Sandra Rhoten, Enrolling Clerk

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 699.

A BILL FOR AN ACT relating to personal property; to provide that a retail implement dealer may recover a specified percentage of the price of articles plus certain transportation costs upon discontinuance of contract by wholesaler, manufacturer, distributor, or retail dealer as prescribed; and to provide severability.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 32:

Barnett Burbach Carsten Carstens Clark
DeCamp Duis Epke Goodrich Hasebroock
Holmquist Johnson Kennedy Keyes Klaver
Kremer Lewis Luedtke Mahoney Marvel
Morgan Moylan Nore Schmit Skarda
Stahmer Stull Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 9:

Elrod Maresh Orme Proud Stromer
Swanson Syas Waldo Waldron

Not voting, 8:

Carpenter Chambers Craft Kime Kokes
Savage Simpson Snyder

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 759.

A BILL FOR AN ACT relating to education; to provide for the establishment of a new statewide, independent system of locally-governed technical community colleges as prescribed; and to provide for severability.

Whereupon the Speaker stated: "All provisions of law realtive to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 31:

Barnett Burbach Carpenter Carsten Carstens
Craft DeCamp Duis Elrod Epke

Goodrich Hasebroock Johnson Kennedy Keyes
Kremer Lewis Luedtke Maresh Marvel
Moylan Nore Proud Savage Schmit
Stahmer Stromer Swanson Syas Waldo
Ziebarth

Voting in the negative, 13:

Clark Holmquist Kime Klaver Mahoney
Morgan Skarda Stull Waldron Wallwey
Warner Whitney Wiltse

Not voting, 5:

Chambers Kokes Orme Simpson Snyder

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 767.

A BILL FOR AN ACT to amend sections 44-201, 44-203, 44-203.01, and 44-1402, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to reclassify kinds of insurance as prescribed; to provide an operative date; and to repeal the original sections.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Burbach Carpenter Carsten Carstens Clark
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Johnson Kennedy
Keyes Kime Klaver Kokes Kremer
Luedtke Mahoney Maresh Marvel Morgan
Moylan Nore Orme Proud Savage
Schmit Skarda Stahmer Stromer Stull
Swanson Syas Waldo Waldron Wallwey
Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 5:

Barnett Chambers Lewis Simpson Snyder

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

PRESIDENT MARSH PRESIDING

LEGISLATIVE BILL 823.

A BILL FOR AN ACT to amend sections 46-241 and 46-257, Reissue Revised Statutes of Nebraska, 1943, relating to reservoirs; to provide additional duties; to provide for enforcement; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Craft	DeCamp	Elrod	Epke
Hasebroock	Holmquist	Johnson	Keyes	Kime
Klaver	Kokes	Kremer	Lewis	Luedtke
Mahoney	Maresh	Marvel	Morgan	Moylan
Nore	Orme	Proud	Savage	Schmit
Skarda	Stahmer	Stull	Swanson	Syas
Waldo	Waldron	Wallwey	Warner	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 8:

Chambers	Duis	Goodrich	Kennedy	Simpson
Snyder	Stromer	Whitney		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 954.

A BILL FOR AN ACT relating to apportionment; to establish boundaries for legislative districts; to define terms; to provide when this act shall become operative; and to repeal sections 5-104.03, 5-104.05, and 5-104.06, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Barnett	Burbach	Carpenter	Clark	DeCamp

Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Proud
Savage
Schmit
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Whitney
Ziebarth

Voting in the negative, 9:

Carsten
Carstens
Craft
Kremer
Lewis
Nore
Orme
Waldo
Wiltse

Not voting, 2:

Chambers
Simpson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1031. With emergency.

A BILL FOR AN ACT relating to public land and buildings; to provide for review of suggested architects and plans and specifications of the state office building and field house as provided by Legislative Bill 87, Eighty-second Legislature, First Session, 1971; to repeal section 72-718.01 and 72-718.02, Revised Statutes Supplement, 1969; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Barnett
Burbach
Carpenter
Carsten
Carstens
Clark
Craft
DeCamp
Duis
Elrod
Epke
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Kremer
Lewis
Luedtke
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Skarda
Snyder
Stromer
Stull
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 1:

Stahmer

Not voting, 8:

Chambers Goodrich Klaver Kokes Mahoney
Simpson Swanson Syas

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1034.

A BILL FOR AN ACT to ratify the Nebraska-Missouri Boundary Compact.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Keyes Kime Klaver Kokes
Kremer Lewis Luedtke Mahoney Maresh
Moylan Nore Orme Proud Savage
Schmit Skarda Snyder Stahmer Stromer
Stull Swanson Syas Waldo Waldron
Wallwey Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 4:

Chambers Marvel Morgan Simpson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

VISITORS

Mr. Waldo introduced 11 club members and their President, Mr. Ted Leitschuck, from the Glenwood Extension Club.

President Marsh introduced 49 Eighth grade students and their teachers, Sister Mary Catherine and Mrs. Tetzlaff, from St. Francis School, Council Bluffs, Iowa.

Mr. Ziebarth introduced 10 Eighth grade students and their teachers, Sister Francesca and Miss Brockman, from St. Stephen's School, Lawrence, Nebraska.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 330A. Placed on Select File as amended. Enrollment and Review amendment to LB 330A:

1. On page 2, line 8, strike "appropriations" and insert "expenditures".

LEGISLATIVE BILL 1038. Placed on Select File.

LEGISLATIVE BILL 722. Placed on Select File as amended. Enrollment and Review amendments to LB 722:

1. On page 2, line 5, strike "such"; in line 12, strike "subsections" and insert "subdivisions"; and in line 22, strike "of the State of Nebraska".
2. On page 3, line 5, strike "and amendments thereto,".
3. On page 4, line 2, strike "and amendments thereto,"; in line 3, strike ", and except" and insert "and"; in line 15, strike "exchanges" and insert "exchange"; and in line 18, strike ", and amendments thereto".
4. On page 6, lines 22 and 23, strike ", and amendments thereto"; in lines 26 and 27, and page 7, lines 11 and 12, strike "and amendments thereto,".
5. On page 7, line 1, strike "said" and insert "such".
6. On page 8, line 16, strike "and amendments thereto,"; in line 17, strike "said" and insert "such"; and in line 25, insert a comma after "shall".
7 On page 9, line 6, insert "the" after "amount"; in lines 7 and 9, strike "by" and insert "under"; and strike the comma at the end of line 24.
8. On page 10, line 15, strike "is" and insert "shall be".
9. In standing committee amendment 1, line 10, strike "assessment" and insert "assessments"; and in line 12, strike "; and" and insert a period.
10. On page 12, line 17, strike "that" and insert "any"; in line 21, strike "any" and insert "the"; and at the end of line 27, insert "affairs of the".
11. On page 13, line 3, strike "from" and insert "by"; in lines 3, 15, and 17, strike the semicolon and insert a period; and in lines 20 and 25, strike "by" and insert "under".
12. On page 14, line 18, strike "; and" and insert a period; in line 23, strike "this" and insert "the"; and in line 24, strike "a".
13. On page 15, line 13, strike ", and amendments thereto"; in line 17, strike "; and" and insert a period; and in line 26, insert "the" after "finds".

14. On page 16, line 1, strike "same" and strike "as"; in lines 7 and 23, strike "by" and insert "under"; in line 9, strike "they" and insert "he"; in line 23, insert a comma after "act"; strike the semicolon in line 10, 16, and 20, and "; and" in line 26 and insert a period.

15. On page 17, line 3, strike "on" and insert "against"; in line 8, strike "hereunder" and insert "under the provisions of this act"; and in line 14, strike "; and" and insert a period.

16. On page 18, line 5, insert "that" after "indicating".

17. On page 19, line 26, insert "to the director" after "submit".

18. On page 20, line 15, strike "by" and insert "under"; and in line 27, strike ", and amendments thereto".

LEGISLATIVE BILL 984. Placed on Select File as amended. Enrollment and Review amendment to LB 984:

1. In the title, strike lines 2 to 6 and insert:

"FOR AN ACT to amend section 18-1101, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, all; to remove a restriction on interest rates; and to repeal the original section.".

LEGISLATIVE BILL 183. Placed on Select File as amended. Enrollment and Review amendment to LB 183:

1. In the title, strike lines 4 to 8 and "owl;" in line 9, and insert "and fish; to add birds to the protected list;".

LEGISLATIVE BILL 886. Placed on Select File as amended. Enrollment and Review amendment to LB 886:

1. In standing committee amendment 1, line 8, insert "the" after "and".

LEGISLATIVE BILL 1041. Placed on Select File as amended. Enrollment and Review amendments to LB 1041:

1. Amend the prepatory portion of the DeCamp amendment to read "Strike sections 1 to 3 and insert ".

2. In the title, strike lines 2 to 8 and insert:

"FOR AN ACT relating to motorcycles; to provide a penalty for certain violation; and to provide for violations.".

LEGISLATIVE BILL 655. Placed on Select File as amended. Enrollment and Review amendment to LB 655:

1. On page 2, line 11, insert an underscored period after "1971"; and in line 15, strike the period and show the same as stricken.

LEGISLATIVE BILL 1000. Placed on Select File as amended.
Enrollment and Review amendments to LB 1000:

1. In the Marvel-Duis amendment, line 5, insert "to" after "or".
2. On page 3, line 21, strike "might" and insert "shall".
3. In the title, line 6, strike "federal".

LEGISLATIVE BILL 100. Placed on Select File as amended.
Enrollment and Review amendment to LB 100:

1. In the title, strike lines 2 to 9 and insert:

"FOR AN ACT to amend sections 39-2106, 39-2111, 39-2112, 39-2115, 39-2116, 39-2117, 39-2118, 39-2119, 39-2120, 39-2121, 39-2122, 39-2123, and 39-2124, Revised Statutes Supplement, 1969, relating to highways; to change provisions for terms of office; to change and transfer duties as prescribed; to repeal the original sections; and to declare an emergency.".

LEGISLATIVE BILL 831. Placed on Select File.

(Signed) Duke Snyder, Chairman

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on May 18, 1971, at 2:15 p.m.: LB 1012, LB 79, LB 179, LB 179A, LB 264, LB 365 and LB 659.

(Signed) Barbara Jackson, Enrolling Clerk

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 661. Correctly engrossed.

LEGISLATIVE BILL 824. Correctly engrossed.

LEGISLATIVE BILL 1035. Correctly re-engrossed.

(Signed) Duke Snyder, Chairman

UNANIMOUS CONSENT–Unbracket LB 518

Mr. Waldron asked unanimous consent to unbracket LB 518. Mr. Syas objected.

MOTION–Unbracket LB 518

Mr. Waldron moved to unbracket LB 518.

Mr. Waldron requested a Call of the House. The Call showed 45 members present.

Mr. Syas moved the Call be raised. The motion prevailed with 38 ayes, 4 nays and 7 not voting.

The motion prevailed with 26 ayes, 17 nays and 6 not voting.

SELECT FILE

LEGISLATIVE BILL 330A. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1038. Mr. Marvel offered the following amendments which were adopted.

1. On page 8 after line 2, insert a new subsection as follows:

"(i) Chadron Armory: major repairs to roof and walls--------------------------------$30,000".

2. On page 9, line 1, strike "4,190" and insert "6,987"; line 3 strike "22,703" and insert "42,820"; line 7 strike "3,243" and insert "15,287"; line 9 strike "34,172" and insert "34,000" and after line 10 insert a new subsection as follows:

"(c) Cottage and dormitory remodeling Home for Children-----------------------------$1,481 Provided, that construction costs shall not exceed $23,000 from state funds".

3. Amend page 17, line 26 by striking "12,428" in both places and inserting "13,776" in both places.

4. Amend page 18, line 3 by striking "12,428" and inserting "16,967".

Mr. Marvel offered the following amendments which were adopted:

1. On page 4, line 2 strike "Hospital" and insert "High School".

2. Insert two new sections to be known as sections 7 and 8 and to read as follows:

"Sec. 7. UNIVERSITY OF NEBRASKA MEDICAL CENTER - OTHER APPROPRIATIONS

There is hereby appropriated to the University of Nebraska Medical Center from funds as designated for the following specific projects:

(a) Children's Rehabilitation Institute Expansion - $250,000 from Vocational Rehabilitation Federal Funds and $175,000 from private donations, a total of

$425,000, and
(b) Eye Institute and Clinic -
$250,000 from Federal Funds and
$250,000 from private donations,
a total of $500,000.

Sec. 8. DEPARTMENT OF LABOR

The receipts for the period July 1, 1971, to June 30, 1972, inuring to the Employment Security Special Contingency Fund - Fund No. 2232 - together with any unexpended balance on hand June 30, 1971, are hereby appropriated and reappropriated in the amount of $121,296 together with $386,851 from federal funds for the expansion of the Administrative Office Building of the Nebraska State Department of Labor.".

3. Renumber original sections 7 to 9 as sections 9 to 11 respectively.

Mr. Marvel offered the following amendment which was adopted:

1. On page 3, after line 12 insert "(b) Science Building remodeling $710".

Mr. Marvel offered the following amendments which were adopted:

1. Amend the bill by adding a new section to read as follows:

"Sec. 9. That section 28 of Legislative Bill 1025, Eighty-second Legislature, First Session, 1971, be amended to read as follows:

Sec. 28. Military Department-Agency No. 31

	Fund Distribution in Dollars			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(1) Program No. 038-Command and General Support	452,325	50,416		502,741
Personal Services expenditures shall not exceed $387,203.				
(2) Program No. 192-Governor's Emergency Program	350,034			350,034
The unexpended General Fund balance existing on June 30, 1971, is hereby reappropriated, which funds are in addition to the amount shown in Column (G).				
(3) Program No. 544-National and State Guard	209,319	32,391		241,710
Personal Services expenditures shall not exceed $57,676.				

	Fund Distribution in Dollars			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(4) Program No. 545-Civil Defense	149,703	2,470	174,848	327,021
Personal Services expenditures shall not exceed $241,100.				
(5) Program No. 565-Emergencies and Incidentals	24,196		184,882	209,078
From the unexpended General Fund balance remaining on June 30, 1971, there is hereby reappropriated an amount not to exceed $650,000 to the program in subdivision (2) of this section, which funds shall be in addition to the amount shown in Column (G) of such subdivision.				
The unexpended Cash Fund balances existing on June 30, 1971, in subsections (1) to (5) of this section are hereby reappropriated.				
For Informational Purposes only: Total Appropriations to Agency No. 31 and Fund Source	1,185,577	85,277	359,730	1,630,584".

2. Renumber the sections accordingly.

Laid over.

LEGISLATIVE BILL 722. Enrollment and Review amendments found in today's Journal were adopted.

Laid over.

LEGISLATIVE BILL 984. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 183. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 886. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1041. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 655. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 722. Mr. F. Carstens offered the following amendments which were adopted:

1. Add a new section to read:
"Sec. 19. That sections 22 to 32, Legislative Bill 572, Eighty-second Legislature, First Session, 1971, are repealed.".
2. Renumber original section 19 as section 20.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1000. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 100. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 831.

Advanced to Enrollment and Review for engrossment.

UNANIMOUS CONSENT–Unbracket LB 650

Mr. Snyder asked unanimous consent to unbracket LB 650. Mr. Carpenter objected.

MOTION–Unbracket LB 650

Mr. Snyder moved to unbracket LB 650.

Mr. Snyder requested a Call of the House. Mr. Skarda moved the Call be raised. The motion prevailed with 31 ayes, 8 nays and 10 not voting.

The motion failed with 22 ayes 16 nays and 11 not voting.

VISITORS

Mr. Holmquist introduced 4 Eighth grade students and their teacher, Mr. George Bluma, from St. Paul Lutheran School, Arlington, Nebraska.

SELECT FILE

LEGISLATIVE BILL 256. Mr. Carpenter offered the following amendment:

"Section 1. Effective January 1, 1972, all persons required by sections 77-1201 and 77-1229, Revised Statutes Supplement, 1969, to list personal tangible property subject to taxation shall be allowed an exemption of fifty per cent of the tax liability to a maximum of one thousand dollars on the form prescribed in section 77-1229, Revised Statutes Supplement, 1969, on the following classes of property:

(a) Business equipment and agricultural income-producing machinery and equipment, except (i) motor vehicles, as provided in section 77-1201, Revised Statutes Supplement, 1969, and section 77-1204, Reissue Revised Statutes of Nebraska, 1943, (ii) property assessed by the State Board of Equalization and Assessment as provided in sections 77-601 to 77-675, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, and (iii) property owned by parties deemed public service companies subject to the provisions of sections 77-801 to 77-803, Reissue Revised Statutes of Nebraska, 1943;

(b) Business inventory as provided in section 77-1201, Revised Statutes Supplement, 1969, and sections 77-1231.01 and 77-1242, Reissue Revised Statutes of Nebraska, 1943;

(c) Livestock as provided in sections 77-1262 to 77-1268, Reissue Revised Statutes of Nebraska, 1943;

(d) Feed, fertilizer, and farm inventory subject to tax pursuant to section 77-1201, Revised Statutes Supplement, 1969;

(e) Grain and seed as provided in sections 77-1251 to 77-1261, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto; Provided, that the thirty-five per cent exemption shall be from number of bushels reported pursuant to section 77-1253, Reissue Revised Statutes of Nebraska, 1943, rather than actual value; and

(f) Poultry, fish and fur-bearing animals.

Sec. 2. Beginning November 1, 1972, and on November 1 each year thereafter, the State Treasurer shall place so much of all funds collected by a general sales tax and income tax into a special fund, to be known as the Personal Property Tax Relief Fund which is hereby created, as shall equal sixty-five per cent of the total tax revenue lost to all taxing agencies within the county from taxes levied and assessed in 1972 because of exemptions allowed under the provisions of this act as certified each year by the county assessor of each county to the State Treasurer on or before November 1 each year beginning November 1, 1972, and on April 1, 1973, and on April 1 each year thereafter the State Treasurer shall place the remaining thirty-five per cent of the total tax revenue lost in the preceding year in such fund. The Legislature shall annually review the total tax revenue lost to all taxing agencies within the county and transferred to the county treasurers by the State Treasurer from the Personal Property Tax Relief Fund. The money in the Personal Property Tax Relief Fund shall be transferred by the State Treasurer, on or before December 15 each year beginning December 15, 1972, to the various county treasurers equal to sixty-five per cent of the amount certified by the county assessor as provided in this section, and the remaining thirty-five per cent of the amount so certified shall be so transferred on or before April 15 each year beginning April 15, 1973. Out of the amount so received, the county treasurer shall retain one per cent thereof and then shall distribute the remainder to each of the taxing agencies within his county.

Each taxing agency shall, in preparing its annual budget, take into account the revenue to be received under the provisions of this section.

Sec. 3. It is the intent of the Legislature that replacement revenue for local taxing agencies as a result of the exemptions provided in this act shall be transferred by the State Treasurer as provided in section 8 of this act and shall not be shifted to other classes of property subject to taxation.

Sec. 4. the Tax Commissioner shall prepare forms and advise county assessors and county treasurers of the proper methods for compliance with this act. The forms shall indicate the actual value, the exemptions currently allowed under the provisions of section 1 of this act and the assessed valuation of thirty-five per cent provided for in section 77-201, Reissue Revised Statutes of Nebraska, 1943, as the taxable value of the personal property subject to the exemptions contained in this act.

Sec. 5. Whenever any county official fraudulently or erroneously assesses, equalizes, or certifies personal property valuations to obtain the total tax revenue lost to all taxing agencies within his county as required by section 2 of this act, the Tax Commissioner shall notify by registered or certified mail the county official concerned and the county board of the county involved setting forth the fraud or error, and, if such is not corrected within fourteen calendar days, the Tax Commissioner shall fix a date for a hearing, of which five days' notice shall be given to the county official concerned and to the chairman of the county board of the same county, by registered or certified mail. At the hearing if it is determined by the Tax Commissioner that fraud or error has occurred, he shall enter an order setting forth the specifice fraud or error, whether or not the fraud or error has been corrected, and, if it has not, what corrective measures must be taken. All parties concerned shall be notified by registered or certified mail of the Tax Commissioner's decision within ten days from the date of hearing. The State Treasurer shall be delivered a copy of such notice of hearing, whereupon the State Treasurer shall withhold transfer of all money to which such county may be entitled under the provisions of section 8 of this act.

If it is determined that fraud or error has occurred, the Tax Commissioner shall advise the State Treasurer of the proper amount to be distributed to the county pursuant to section 2 of this act. If it is determined that no fraud or error occurred, the entire amount withheld shall be distributed to the county. Failure or refusal of any county official to take the necessary corrective action according to law shall in and of itself be deemed grounds for suspension and removal of such county official in accordance with the procedure outlined in sections 25-21,147 and 25-21,148, Reissue Revised Statutes of Nebraska, 1943, The county may appeal the decision of the Tax Commissioner to the district court of the county within twenty days after receipt of notice of the decision of the Tax Commissioner in the same manner as appeals are taken from action of the county board of equalization under sections 77-1510 and 77-1511, Revised Statutes Supplement, 1969. The appeal shall be heard de novo without a jury.

Sec. 6. If any section in this act or any part of any section shall be declared invalid or unconstitutional, such declaration of invalidity shall not affect the validity of the remaining portions thereof.".

Mr. Burbach offered the following amendment to the Carpenter amendment:

1. In section 1 line 5 after "an exemption of" strike all the material through "dollars" on line 6, and insert "twenty per cent of actual value".

2. Insert a new section 2 to read:

"Sec. 2. Effective January 1, 1973, an additional twenty per cent exemption from actual value to that total already provided in section 1 of this act shall be allowed for the classes of property as provided in section 1 of this act."

3. Insert a new section 3 to read:

"Sec. 3. Effective January 1, 1974, an additional ten per cent exemption from actual value to that total already provided in section 1 of this act shall be allowed for the classes of property as provided in sections 1 and 2 of this act."

4. Insert a new section 4 to read:

"Sec. 4. Effective January 1, 1975, an additional ten per cent exemption from actual value to those totals already provided in sections 1, 2, and 3 of this act shall be allowed for the classes of property as provided in section 1 of this act."

5. Insert a new section 5 to read:

"Sec. 5. Effective January 1, 1976, an additional ten per cent exemption from actual value to those already provided in sections 1, 2, 3, and 4 of this act shall be allowed for the classes of property as provided in section 1 of this act."

6. Insert a new section 6 to read:

"Sec. 6. Effective January 1, 1977, an additional ten per cent exemption from actual value to those totals already provided in sections 1, 2, 3, 4, and 5 of this act shall be allowed for the classes of property as provided in section 1 of this act."

7. Insert a new section 7 to read:

"Sec. 7. Effective January 1, 1978, an additional ten per cent exemption from actual value to those totals already provided in sections 1, 2, 3, 4, 5, and 6 of this act shall be allowed for the classes of property as provided in section 1 of this act."

8. Insert a new section 8 to read:

"Sec. 8. Effective January 1, 1979, only ten per cent of the actual value of the classes of property enumerated in section 1 of this act shall be subject to personal tangible property taxation."

9. Renumber old sections 2, 3, 4, 5, and 6 as 9, 10, 11, 12, and 13.

Mr. Carpenter moved to adopt the Burbach amendments to the Carpenter amendments.

Mr. Carpenter requested a Call of the House. The Call showed 48 members present.

Mr. Goodrich moved the Call be raised. The motion prevailed with 39 ayes, 7 nays and 3 not voting.

Mr. Carpenter requested a roll call vote.

Voting in the affirmative, 29:

Burbach
DeCamp
Johnson
Luedtke
Stull
Warner
Carpenter
Duis
Kime
Maresh
Swanson
Whitney
Carsten
Epke
Kokes
Nore
Waldo
Wiltse
Carstens
Hasebroock
Kremer
Schmit
Waldron
Ziebarth
Clark
Holmquist
Lewis
Stromer
Wallwey

Voting in the negative, 19:

Barnett
Kennedy
Morgan
Skarda
Chambers
Keyes
Moylan
Snyder
Craft
Klaver
Orme
Stahmer
Elrod
Mahoney
Proud
Syas
Goodrich
Marvel
Savage

Not voting, 1:

Simpson

The Burbach amendment to the Carpenter amendment prevailed with 29 ayes, 19 nays and 1 not voting.

Mr. Carpenter moved to reconsider the action and strike the Burbach amendment. The motion prevailed with 26 ayes, 17 nays and 6 not voting.

The Carpenter amendment was adopted by a vote of 35 ayes, 9 nays and 5 not voting.

Mr. Chambers moved to indefinitely postpone LB 256. The motion failed with 14 ayes, 30 nays and 5 not voting.

Mr. DeCamp asked unanimous consent to have his name added to LB 256. Mr. Chambers objected.

Mr. Carpenter moved to advance to E & R for engrossment. Mr. Carpenter requested a record vote.

Voting in the affirmative, 31:

Burbach
Craft
Holmquist
Mahoney
Proud
Swanson
Ziebarth
Carpenter
DeCamp
Johnson
Maresh
Savage
Waldron
Carsten
Duis
Kennedy
Marvel
Schmit
Warner
Carstens
Epke
Kime
Nore
Stromer
Whitney
Clark
Hasebroock
Kremer
Orme
Stull
Wiltse

Voting in the negative, 13:

Barnett
Kokes
Snyder
Chambers
Luedtke
Stahmer
Elrod
Morgan
Syas
Goodrich
Moylan
Klaver
Skarda

Not voting, 5:

Keyes
Lewis
Simpson
Waldo
Wallwey

The motion to advance prevailed with 31 ayes, 13 nays and 5 not voting.

LEGISLATIVE BILL 1038.

Mr. Marvel asked unanimous consent to adopt the following amendment.

1. Add a new section as follows:

"There is hereby appropriated $61,000 from the State General Fund to Agency No. 72-Department of Economic Development, program no. 611 for the tourism share of the costs of printing the Nebraskaland Magazine; Provided; if Legislative Bill 518A, Eighty-second Legislature, First Session, 1971, is enacted, such funds shall be credited to the appropriation to Agency No. 86 Department of Tourism, Program No. 592."

Mr. Nore objected.

Mr. Marvel moved to suspend the rules to adopt his amendment. The motion prevailed with 32 ayes, 2 nays and 15 not voting.

The Marvel amendment was adopted by a vote of 35 ayes, 0 nays and 14 not voting.

Mr. Whitney offered the following amendment:

Line 18 after the period insert "The Tourist Promotion Fund may be used for the improvement, maintenance and operation, including salaries, of tourist promotion facilities.".

The Whitney amendment was adopted by a vote of 32 ayes, 0 nays and 17 not voting.

Advanced to Enrollment & Review for engrossment with 30 ayes, 0 nays and 19 not voting.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 1020. Replaced on Select File as amended.
Enrollment and Review amendments to LB 1020:

1. Strike the Whitney amendment adopted 5/11/71.
2. In the Carpenter amendments, page 15, line 26, insert "Barber" after "of" as in the statutes.
3. In the Carpenter amendments, page 20, lines 10 and 16, insert an underscored comma after "certificate".
4. In the Carpenter amendments, page 22, line 2, insert an underscored comma after "license".
5. In the Carpenter amendments, page 27, line 26, strike "said" and insert "such".

LEGISLATIVE BILL 722. Replaced on Select File as amended.
Enrollment and Review amendment to LB 722:

1. In the title, line 6, insert "to repeal sections 22 to 32, Legislative Bill 572, Eighty-second Legislature, First Session, 1971;" after the semicolon.

(Signed) Duke Snyder, Chairman

SELECT FILE

LEGISLATIVE BILL 1020. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 722. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 699. Correctly enrolled.

LEGISLATIVE BILL 759. Correctly enrolled.

LEGISLATIVE BILL 767. Correctly enrolled.

LEGISLATIVE BILL 823. Correctly enrolled.

LEGISLATIVE BILL 954. Correctly enrolled.

LEGISLATIVE BILL 1031. Correctly enrolled.

LEGISLATIVE BILL 1034. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed: LB 699, LB 759, LB 767, LB 823, LB 954, LB 1031 and LB 1034.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 167. Correctly engrossed.

LEGISLATIVE BILL 266. Correctly engrossed.

LEGISLATIVE BILL 404. Correctly re-engrossed.

LEGISLATIVE BILL 574. Correctly engrossed.

LEGISLATIVE BILL 651. Correctly engrossed.

LEGISLATIVE BILL 945. Correctly engrossed.

LEGISLATIVE BILL 948. Correctly engrossed.

LEGISLATIVE BILL 992. Correctly engrossed.

LEGISLATIVE BILL 1020. Correctly engrossed.

(Signed) Duke Snyder, Chairman

MOTION—Return LB 866 to Select File

Mr. Snyder moved to return LB 866 to Select File for the following specific amendment:

Page 6, line 14, after "commission," insert the following:

"A separate budget shall be presented by the Board of Regents of the University of Nebraska for each institution of higher education under its control."

The motion to return lost by a vote of 14 ayes, 2 nays and 33 not voting.

MOTION—Return LB 948 to Select File

Mr. DeCamp moved to return LB 948 to Select File for the following specific amendment:

1. On page 5, line 12, after the period insert
"Any city or village may enact ordinances in conformance
with this section. Upon conviction of any person of a violation of such a city or village ordinance, the provisions of
this section with respect to the license of such person to
operate a motor vehicle shall be applicable the same as
though it were a violation of this section.".

The motion to return prevailed with 26 ayes, 0 nays and 23 not voting.

SELECT FILE

LEGISLATIVE BILL 948. Mr. DeCamp moved to adopt the above amendment.

Mr. Whitney requested a Call of the House. Mr. Ziebarth moved the Call be raised. The motion prevailed with 28 ayes, 0 nays and 21 not voting.

The DeCamp amendment was adopted by a vote of 27 ayes, 1 nay and 21 not voting.

Advanced to Enrollment and Review for engrossment.

ADJOURNMENT

At 4:45 p.m., on a motion by Mr. Stahmer which prevailed with 29 ayes, 9 nays and 11 not voting, the Legislature adjourned until 9:15 a.m., Wednesday, May 19, 1971.

Vincent D. Brown
Clerk of the Legislature

EIGHTY-SEVENTH DAY—MAY 19, 1971

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

EIGHTY-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, May 19, 1971

Pursuant to adjournment the Legislature met at 9:23 a.m., President Marsh presiding.

PRAYER

Prayer was offered by Rev. Bob MacLennan.

> There is a great deal of pressure on us, Father, pressure which comes to us from outside and our own pressure is boiling up inside. Sometimes it is hard for us to know where to turn; we are told one thing, we believe another, we vote still another way.
>
> So often we are tempted to let down and go a way which seems easy and delightful—but which is really devastating and ugly. Keep our eyes on being for the just and right actions.
>
> Form our hearts and minds with your love and acceptance, so that we might with boldness and courage risk ourselves in the work which we have to do in this day.
>
> Grant to us an extra measure of grace, so that we might be gracious to those around us. Amen.

ROLL CALL

The roll was called and all members were present except Mr. Simpson who was excused and Mr. Barnett who was excused until 11:00 a.m. Mr. Chambers was absent.

COMMITTEE MEETING—Executive Session

Mr. Kokes announced the Revenue Committee would meet Wednesday, May 19, 1971, at 12:00 noon, under the south balcony.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 293. Correctly re-engrossed.

LEGISLATIVE BILL 776. Correctly engrossed.

LEGISLATIVE BILL 982. Correctly engrossed.

LEGISLATIVE BILL 1037. Correctly engrossed.

LEGISLATIVE BILL 662. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 662.

UNANIMOUS CONSENT—Bracket LB 741 and LB 741A

Mr. Stahmer asked unanimous consent to bracket LB 741 and LB 741A for Tuesday, May 25, 1971. No objections. So ordered.

MOTION—Suspend Rules

Speaker Hasebroock moved to suspend the rules and take up the following bills slated for Final Reading tomorrow: LB 152, 188, 245A, 297, 320, 330, 350, 356A, 358, 455A, 560, 562, 594, 644, 648A, 667, 684, 732, 744, 751, 844, 854A, 919, 921, 959, 965, 977A and 1024. The motion prevailed with 35 ayes, 0 nays and 14 not voting.

FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 152. With emergency.

A BILL FOR AN ACT to amend section 72-1246, Revised Statutes Supplement, 1969, relating to the Nebraska Investment Council; to provide additional investment authority; to authorize the purchase of student loans as prescribed; to provide for administration; to repeal the original section, and also section 72-1245, Revised Statutes Supplement, 1969; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Burbach	Carpenter	Carstens	Clark	Craft
DeCamp	Duis	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Keyes
Kokes	Lewis	Luedtke	Mahoney	Maresh
Marvel	Morgan	Moylan	Nore	Orme
Proud	Savage	Skarda	Snyder	Stahmer
Stromer	Stull	Swanson	Syas	Waldo
Waldron	Wallwey	Warner	Whitney	Ziebarth

Voting in the negative, 0.

Not voting, 9:

Barnett	Carsten	Chambers	Kime	Klaver
Kremer	Schmit	Simpson	Wiltse	

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 188. With emergency.

A BILL FOR AN ACT to amend sections 31-711.02, 31-715, 31-735, 31-740, 31-751, and 31-753, Reissue Revised Statutes of Nebraska, 1943, and section 31-749, Revised Statutes Supplement, 1969, relating to sanitary and improvement districts; to change the requirements for notice for filing objections to assessment of costs of improvements; to provide for hearings; to change powers and duties; to change provisions for approval of improvements; to change provisions for elections and audits; to change levy provisions; to provide for deliquent assessments; to provide additional duties for the clerk of the district court; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Burbach	Carpenter	Carsten	Carstens	Clark
Craft	DeCamp	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Klaver	Kokes	Kremer	Lewis
Luedtke	Mahoney	Maresh	Marvel	Morgan
Moylan	Nore	Orme	Proud	Savage
Schmit	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Waldron
Wallwey	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 4:

Barnett
Chambers
Kime
Simpson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 245A.

A BILL FOR AN ACT to appropriate ten thousand eight hundred five dollars from the state General Fund for the period July 1, 1971 to June 30, 1972 to the Department of Health, Agency No. 20, for Program 177 to aid in carrying out the provisions of Legislative Bill 245, Eighty-second Legislature, First Session, 1971; and to provide conditions.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Burbach
Carpenter
Carsten
Carstens
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Barnett
Chambers
Simpson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 297.

A BILL FOR AN ACT to amend section 41-106, Revised Statutes Supplement, 1969, relating to automatic vending machines; to require a license only for five or more machines; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Burbach
Carsten
Carstens
Clark
Craft
DeCamp
Duis
Elrod
Epke
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Moylan
Nore
Orme
Proud
Savage
Schmit
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 1:

Goodrich

Not voting, 6:

Barnett
Carpenter
Chambers
Marvel
Morgan
Simpson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 320.

A BILL FOR AN ACT to amend section 48-121, Revised Statutes Supplement, 1969, and section 48-122, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 499, Eighty-second Legislature, First Session, 1971, relating to workmen's compensation; to provide for increases in minimum and maximum compensation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Burbach
Carstens
Craft
DeCamp
Duis
Elrod
Goodrich
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Maresh
Marvel
Moylan
Proud
Savage
Schmit
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wiltse
Ziebarth

Voting in the negative, 6:

Carsten Clark Epke Holmquist Nore
Whitney

Not voting, 9:

Barnett Carpenter Chambers Kime Lewis
Morgan Orme Simpson Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 330.

A BILL FOR AN ACT relating to motor vehicles; to define terms; to provide for licensing and registration of snowmobiles; to provide for use of snowmobiles on the streets and highways; to create exemptions; to set standards for safe operation and for equipment; to provide for rules and regulations; to provide penalties; and to provide duties.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Burbach Carsten Carstens Clark Craft
DeCamp Goodrich Hasebroock Holmquist Johnson
Kennedy Keyes Kime Kokes Kremer
Lewis Luedtke Maresh Moylan Nore
Orme Proud Savage Schmit Skarda
Snyder Stahmer Stromer Stull Swanson
Waldo Waldron Wallwey Whitney Wiltse

Voting in the negative, 1:

Warner

Not voting, 13:

Barnett Carpenter Chambers Duis Elrod
Epke Klaver Mahoney Marvel Morgan
Simpson Syas Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 350.

A BILL FOR AN ACT to amend sections 71-1,142, 71-1,143, 71-1,145, 71-1,146, 71-1,147, 71-1,147.01, 71-1,147.03, 71-1,147.07, 71-1,147.08, 71-1,147.09, and 71-1,147.10, Reissue Revised Statutes of Nebraska, 1943, relating to public health and welfare and the practice of pharmacy; to provide for definitions and regulations for pharmacy and pharmacists; to provide penalties; and to repeal the original sections and also section 71-1,144, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Burbach Carsten Carstens Clark Craft
DeCamp Duis Elrod Epke Goodrich
Hasebroock Holmquist Johnson Kennedy Keyes
Kime Klaver Kokes Kremer Lewis
Luedtke Mahoney Maresh Marvel Moylan
Nore Orme Proud Savage Schmit
Skarda Snyder Stahmer Stromer Stull
Swanson Syas Waldo Waldron Wallwey
Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 5:

Barnett Carpenter Chambers Morgan Simpson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 356A.

A BILL FOR AN ACT to appropriate fifty thousand one hundred sixty-eight dollars from the state General Fund for the period July 1, 1971 to June 30, 1972 to the district courts, Agency No. 6, for Program 007 to aid in carrying out the provisions of Legislative Bill 356, Eighty-second Legislature, First Session, 1971.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 33:

Burbach
Carpenter
Carsten
Carstens
Clark
Craft
DeCamp
Duis
Elrod
Hasebroock
Johnson
Keyes
Klaver
Kokes
Luedtke
Mahoney
Maresh
Morgan
Moylan
Nore
Proud
Savage
Skarda
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wiltse
Ziebarth

Voting in the negative, 10:

Epke
Goodrich
Holmquist
Kennedy
Kremer
Lewis
Orme
Schmit
Snyder
Whitney

Not voting, 6:

Barnett
Chambers
Kime
Marvel
Simpson
Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 358.

A BILL FOR AN ACT to amend section 77-3002, Revised Statutes Supplement, 1969, relating to taxation; to provide that the license fee for operators of mechanical amusement devices of less than five machines shall be ten dollars per machine; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Burbach
Carpenter
Carstens
Clark
Craft
DeCamp
Duis
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Kokes
Kremer
Luedtke
Mahoney
Maresh
Marvel
Moylan
Nore
Orme
Proud
Savage
Schmit
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Whitney
Wiltse
Ziebarth

Voting in the negative, 4:

Carsten
Goodrich
Morgan
Warner

Not voting, 6:

Barnett Chambers Epke Klaver Lewis
Simpson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 455A.

A BILL FOR AN ACT to appropriate seventy-seven thousand dollars from the state General Fund for the period of July 1, 1971 to June 30, 1972 to the state Department of Education, Agency No. 13, for Program 143 to aid in carrying out the provisions of Legislative Bill 455, Eighty-second Legislature, First Session, 1971; and to provide restrictions.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Burbach Carpenter Carsten Carstens Clark
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Johnson Kennedy
Keyes Kime Klaver Kokes Kremer
Lewis Luedtke Mahoney Maresh Marvel
Morgan Moylan Nore Orme Proud
Savage Schmit Skarda Snyder Stahmer
Stromer Stull Swanson Syas Waldo
Waldron Wallwey Warner Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 4:

Barnett Chambers Simpson Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 560.

A BILL FOR AN ACT to amend section 51-210, Reissue Revised Statutes of Nebraska, 1943, relating to municipal libraries; to increase the power of eminent domain by the library board as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Burbach
Carpenter
Carsten
Carstens
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kime
Klaver
Kokes
Kremer
Luedtke
Mahoney
Maresh
Marvel
Moylan
Orme
Proud
Savage
Schmit
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Barnett
Chambers
Kennedy
Keyes
Lewis
Morgan
Nore
Simpson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 562. With emergency.

A BILL FOR AN ACT to amend sections 16-330, 16-331, 16-334, 16-335, and 16-336, Reissue Revised Statutes of Nebraska, 1943, relating to retirement for policemen of first-class cities; to redefine and clarify the terms and conditions of such retirements; to make provisions applicable to any already retired policeman; to repeal the original sections, and also section 16-329, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Burbach
Carpenter
Carsten
Carstens
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Luedtke
Mahoney
Maresh
Marvel
Moylan
Nore
Orme
Proud
Savage
Schmit
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Barnett Chambers Lewis Morgan Simpson
Wallwey

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 594. With emergency.

A BILL FOR AN ACT authorizing cities of the first and second class and villages to enter into contracts with county boards for police services as prescribed; to provide powers and duties of sheriffs as prescribed; to provide for a maximum cost; to provide for expenditures; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Burbach Carpenter Carsten Carstens Clark
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Johnson Kennedy
Keyes Kime Klaver Kokes Kremer
Lewis Luedtke Mahoney Maresh Marvel
Morgan Moylan Nore Orme Proud
Savage Schmit Skarda Snyder Stahmer
Stromer Stull Swanson Syas Waldo
Waldron Wallwey Warner Whitney Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Barnett Chambers Simpson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 644. With emergency.

A BILL FOR AN ACT to amend sections 60-401 and 60-501, Reissue Revised Statutes of Nebraska, 1943, section 60-1401, Revised Statutes Supplement, 1969, section 39-741, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 678, Eighty-second Legislature, First Session, 1971, and section 60-301, Revised Statutes

Supplement, 1969, as amended by section 1, Legislature Bill 596, Eighty-second Legislature, First Session, 1971, relating to motor vehicles; to redefine terms; to prohibit registration and operation of minibikes and certain other vehicles as prescribed on streets and highways; to provide exceptions; to provide for notices; to provide authority; to provide penalties; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Burbach
Carpenter
Carsten
Carstens
Clark
Craft
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Maresh
Marvel
Moylan
Nore
Proud
Savage
Schmit
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Barnett
Chambers
DeCamp
Duis
Elrod
Epke
Mahoney
Morgan
Orme
Simpson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 648A.

A BILL FOR AN ACT to appropriate fifty-seven thousand two hundred twenty-eight dollars from the Unclaimed Property Cash Fund for the period July 1, 1971 to June 30, 1972 to the State Treasurer, Agency 12, for Program 512, to aid in carrying out the provisions of Legislative Bill 648, Eighty-second Legislature, First Session, 1971.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Burbach
Carpenter
Carsten
Carstens
Clark
Craft
Elrod
Goodrich
Hasebroock
Johnson

Kennedy Keyes Kime Klaver Kremer
Lewis Luedtke Mahoney Maresh Moylan
Nore Proud Savage Schmit Skarda
Snyder Stahmer Stromer Stull Swanson
Syas Waldo Waldron Wallwey Warner
Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 11:

Barnett Chambers DeCamp Duis Epke
Holmquist Kokes Marvel Morgan Orme
Simpson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 667.

A BILL FOR AN ACT to amend section 68-620, Reissue Revised Statutes of Nebraska, 1943, relating to assistance; to provide that the tax levy for old age and survivors' insurance and pension systems shall be in addition to levy limitations; to make such levy mandatory as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Carpenter Carsten Carstens Clark Craft
Duis Elrod Hasebroock Holmquist Johnson
Kennedy Keyes Kime Klaver Kremer
Luedtke Mahoney Maresh Marvel Morgan
Moylan Nore Proud Savage Schmit
Skarda Snyder Stahmer Stromer Stull
Swanson Syas Waldo Waldron Warner
Whitney Wiltse

Voting in the negative, 0.

Not voting, 12:

Barnett Burbach Chambers DeCamp Epke
Goodrich Kokes Lewis Orme Simpson
Wallwey Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 684. With emergency.

A BILL FOR AN ACT to repeal sections 45-163, 45-164, 45-165.01, 45-165.02, 45-166, 45-167, 45-168, 45-169, 45-171, and 45-172, Reissue Revised Statutes of Nebraska, 1943, and section 45-165, Revised Statutes Supplement, 1969, relating to interest, as obsolete; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Burbach Carpenter Carsten Carstens Clark
Craft DeCamp Duis Elrod Epke
Hasebroock Holmquist Johnson Kennedy Keyes
Kime Klaver Kokes Kremer Luedtke
Mahoney Maresh Marvel Morgan Moylan
Nore Proud Savage Schmit Skarda
Snyder Stahmer Stromer Stull Swanson
Syas Waldo Waldron Wallwey Warner
Whitney Ziebarth

Voting in the negative, 0.

Not voting, 7:

Barnett Chambers Goodrich Lewis Orme
Simpson Wiltse

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 732. With emergency.

A BILL FOR AN ACT relating to schools; to authorize lease or lease-purchase agreements as prescribed; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Burbach Carpenter Carsten Carstens Clark
Craft DeCamp Duis Elrod Epke

Goodrich Hasebroock Holmquist Johnson Kennedy
Keyes Kime Klaver Kokes Kremer
Lewis Luedtke Mahoney Maresh Marvel
Morgan Moylan Nore Proud Savage
Schmit Skarda Snyder Stahmer Stromer
Stull Swanson Syas Waldo Waldron
Wallwey Warner Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 5:

Barnett Chambers Orme Simpson Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 744.

A BILL FOR AN ACT to amend section 39-719.01, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 422, Eighty-second Legislature, First Session, 1971, relating to unbaled and baled livestock forage vehicles; to change heights and widths of load; to provide for permits; to provide penalties; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Burbach Carpenter Carstens Craft Elrod
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Klaver Kokes Kremer Lewis
Luedtke Mahoney Maresh Marvel Moylan
Nore Orme Proud Savage Schmit
Skarda Snyder Stahmer Stromer Stull
Swanson Syas Waldo Wallwey Warner
Whitney Wiltse Ziebarth

Voting in the negative, 3:

DeCamp Duis Waldron

Not voting, 8:

Barnett Carsten Chambers Clark Keyes
Kime Morgan Simpson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 751. With emergency.

A BILL FOR AN ACT relating to alcoholic liquor; to state policy; to require the filing and posting of schedules of prices charged to retail licensees and the effect and amendment thereof; to clarify provisions respecting advertising materials; to provide for enforcement; to provide severability; to amend section 53-169, Revised Statutes Supplement, 1969; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Burbach
Carpenter
Carsten
Carstens
Clark
Craft
DeCamp
Duis
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wiltse

Voting in the negative, 0.

Not voting, 7:

Barnett
Chambers
Elrod
Lewis
Simpson
Whitney
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 844. With emergency.

A BILL FOR AN ACT to amend section 39-2402, Revised Statutes Supplement, 1969, and section 39-2509, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 694, Eighty-second Legislature, First Session, 1971, relating to highways; to change provisions for county matching of road funds as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Burbach
Carpenter
Carsten
Carstens
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Lewis
Luedtke
Mahoney
Maresh
Marvel
Moylan
Nore
Proud
Savage
Schmit
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 1:

Orme

Not voting, 5:

Barnett
Chambers
Kremer
Morgan
Simpson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 854A. With emergency.

A BILL FOR AN ACT to appropriate thirty-nine thousand eight hundred sixty-four dollars from the state General Fund for the period of July 1, 1971 to June 30, 1972 to the State Fire Marshal, Agency No. 21, for Program 193 to aid in carrying out the provisions of Legislative Bill 854, Eighty-second Legislature, First Session, 1971; to provide for restrictions; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Burbach
Carpenter
Carsten
Carstens
Clark
Craft
DeCamp
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kremer
Lewis
Luedtke
Maresh
Marvel
Morgan
Orme
Proud
Savage
Schmit
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Whitney
Wiltse
Ziebarth

Voting in the negative, 1:

Duis

Not voting, 8:

Barnett Chambers Kokes Mahoney Moylan
Nore Simpson Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 919. With emergency.

A BILL FOR AN ACT relating to railroads; to provide for the formation and termination of Railroad Transportation Safety Districts as prescribed; to provide for administration, powers, and duties; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Mr. Luedtke requested a Call of the House. The Call showed 39 members present.

Mr. Elrod moved to raise the Call. The motion prevailed with 36 ayes, 0 nays and 13 not voting.

Voting in the affirmative, 36:

Carpenter Carsten Carstens Craft DeCamp
Duis Elrod Epke Goodrich Hasebroock
Holmquist Johnson Keyes Kime Klaver
Kokes Kremer Lewis Luedtke Mahoney
Maresh Moylan Orme Proud Savage
Skarda Snyder Stahmer Stromer Swanson
Syas Waldo Waldron Whitney Wiltse
Ziebarth

Voting in the negative, 3:

Clark Stull Warner

Not voting, 10:

Barnett Burbach Chambers Kennedy Marvel
Morgan Nore Schmit Simpson Wallwey

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 921. With emergency.

A BILL FOR AN ACT relating to counties; to provide a civil service system as prescribed for employees of counties having a population of more than three hundred thousand inhabitants; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Burbach
Carpenter
Carsten
Carstens
Clark
DeCamp
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Lewis
Luedtke
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Barnett
Chambers
Craft
Duis
Kime
Mahoney
Simpson
Wallwey

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 959.

A BILL FOR AN ACT to amend sections 26-108, 26-1,182, 26-1,188, and 29-1108, Reissue Revised Statutes of Nebraska, 1943, and section 26-1,106.01, Revised Statutes Supplement, 1969, as amended by section 6, Legislative Bill 12, Eighty-second Legislature, First Session, 1971, relating to courts; to increase bonds; to change duties; to clarify provisions; to increase penalties; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Burbach
Carpenter
Carsten
Carstens
Craft
DeCamp
Elrod
Epke
Goodrich
Hasebroock

Holmquist Johnson Kennedy Keyes Kime
Kokes Kremer Luedtke Mahoney Maresh
Marvel Morgan Moylan Nore Orme
Proud Savage Schmit Skarda Snyder
Stahmer Stromer Stull Swanson Syas
Waldo Waldron Wallwey Warner Wiltse
Ziebarth

Voting in the negative, 1:

Lewis

Not voting, 7:

Barnett Chambers Clark Duis Klaver
Simpson Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 965.

A BILL FOR AN ACT to amend section 60-335, Reissue Revised Statutes of Nebraska, 1943, and section 60-311, Revised Statutes Supplement, 1969, as amended by section 2, Legislative Bill 376, Eighty-second Legislature, First Session, 1971, relating to motor vehicles; to provide for the issuance of number plates as prescribed; to provide for number plates for state and political subdivisions where the motor vehicles are exempt from distinct markings as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Burbach Carpenter Carsten Clark Craft
DeCamp Duis Epke Goodrich Hasebroock
Holmquist Johnson Kennedy Keyes Kime
Klaver Kokes Kremer Lewis Luedtke
Mahoney Maresh Marvel Morgan Moylan
Nore Orme Proud Savage Schmit
Snyder Stahmer Stromer Swanson Syas
Waldo Waldron Wallwey Warner Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Barnett Carstens Chambers Elrod Simpson
Skarda Stull Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 977A.

A BILL FOR AN ACT to appropriate one hundred two thousand two hundred six dollars from the state General Fund for the period of July 1, 1971 to June 30, 1972, to the State Department of Education, Agency No. 13, for Program 292 to aid in carrying out the provisions of Legislative Bill 977, Eighty-second Legislature, First Session, 1971; and to provide for restrictions.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Burbach Carpenter Carsten Carstens Craft
DeCamp Elrod Epke Goodrich Hasebroock
Holmquist Johnson Kennedy Keyes Kime
Klaver Kokes Kremer Luedtke Mahoney
Maresh Morgan Moylan Orme Proud
Savage Schmit Snyder Stahmer Stromer
Swanson Syas Waldo Waldron Wallwey
Warner Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 11:

Barnett Chambers Clark Duis Lewis
Marvel Nore Simpson Skarda Stull
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1024. With emergency.

A BILL FOR AN ACT to authorize and direct the Governor to convey certain real estate to the city of Falls City, Nebraska, as prescribed; to provide conditions; to provide for the deposit of funds and make an appropriation thereof: and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Burbach
Craft
Goodrich
Keyes
Lewis
Moylan
Schmit
Syas
Whitney
Carpenter
DeCamp
Hasebroock
Kime
Luedtke
Nore
Snyder
Waldo
Wiltse
Carsten
Duis
Holmquist
Klaver
Mahoney
Orme
Stromer
Waldron
Ziebarth
Carstens
Elrod
Johnson
Kokes
Maresh
Proud
Stull
Wallwey
Clark
Epke
Kennedy
Kremer
Marvel
Savage
Swanson
Warner

Voting in the negative, 0.

Not voting, 6:

Barnett
Stahmer
Chambers
Morgan
Simpson
Skarda

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

VISITORS

Mr. Duis introduced Mr. R. C. Johnson, Fremont, Nebraska.

Mr. Goodrich introduced 47 Eighth grade students from St. Joan of Arc School, Omaha, Nebraska, and their teachers, Sr. Joy and Sr. Patricia.

Mr. Morgan introduced 44 Third and Fourth grade students from Brownell-Talbot School, and their teachers, Mrs. Neil Danberg and Mrs. Ross Cole, Omaha, Nebraska.

Mr. Johnson introduced 24 Eighth grade students from Trinity Lutheran School, Fremont, Nebraska.

MOTION—Print in Journal

Mr. Carpenter moved that the speech made by Senator Chambers on Resolution 75, introduced on page 1879 of the Journal on May 13th, and debated on May 14th as outlined on page 1908 of the Journal be printed in the Journal. The speech was taken verbatim from the recording machine, which is a part of the official record on these debates in the Senate Chamber.

SENATOR CHAMBERS: Mr. President, Members of the Legislature, the feeling behind this resolution makes it difficult for me to speak against the resolution. I think that if there are people interested in football, they should have an equal opportunity to see it.

But I look beyond just these problems. The problem of trying to be able to obtain football tickets to watch a team which is extremely popular in this state and this entire region. Everybody loves a winner and nobody loves a loser. Nebraska is going to be a loser again. I have to look at the tremendous amount of pressure being on these young men carrying the football. The people at this University and other places see them only as highly coordinated bundles of muscle fiber. Man, who in a sense, have a football for brains and basketballs for heads. There is little consideration given as to whether or not they will learn anything while in school, which will make it possible for them to function as productive citizens in this society, should they happen to become injured, and unable to play football anymore. So I think that the Legislature should go slow in doing anything else to put more pressure on these young men. I think there should be no additions to the stadium, no resolutions praising the coach, nothing to indicate that football is as important as it has been made in this state. I feel that this, to quote Senator Carpenter "has a long fuse" and I think we should consider it. These young men should not have any more pressure placed on them and for that reason I have to be opposed to the entire resolution. Whatever reasons other people may have for being opposed, I hope it will be defeated this morning.

SENATOR CHAMBERS: Senator Carpenter means well in what he says about having an Indian and a Mexican on the team, to instill pride. But this is not the pride of accomplishment that we as black people need. We need something more than a Joe Lewis who goes out and batters somebodys brains out to make himself a credit to his race. Somebody like Johnny Rodgers, though he is small and very swift and elusive, can leap high into the air and catch a pigskin and run for a touchdown. After this is done, nothing worthwhile or meaningful has been accomplished. The things that are being developed by the game of football are the physical attributes. If we are just trying to develop speed,-------. At the University of Nebraska the black athletes don't even have self-respect, because the coach and his staff tell them not to get involved in any efforts by the black students or the minority groups to improve conditions at the University for those students. As a matter of fact in the recruitment program Senator Carpenter for minority students, the black athletes are told not to participate. When statements are put out by the students and others about the number of minority students at the University, they say there are such and such a number, not including the black athletes. These men have been converted into near zero. They are shadow men with no self-determination and no right to determine what their role will be on the University. Senator Whitney pointed out something that I was trying to indicate. He said he taught and he gave these athletes high grades because they were there working for the school---. A grade does not indicate that a man has learned anything. We need our young men to have something in their minds. Football does not give us the kind of pride that we need, it makes animals out of us. It makes us however, showman, spectacles. They cheer for us on the field when we run the ball but as soon as the football uniform is taken off and civilian clothes are put on, as the song says, its back to the madison. You can walk into a restaurant and if they don't know that you are Joe Orduna, then you may get that cold treatment. You may find it difficult to find a home in Lincoln. So football is not the way to pride for minority groups. We need the chance to determine for ourselves, what path we will fillow up to that goal. There are others who have expressed opposition to this resolution for various reasons. I think it ought to be defeated. I agree with the motion to kill the bill.

I told them why certain Senators will not listen to their side of the argument. Does it seem reasonable to you that if a bill at this time is to be framed, that the men and women most concerned with it, namely those who ride motorcycles should be consulted. Perhaps they could give us an idea of what it would take to increase the safety of an individual riding a motorcycle. If it is absolutely 100% foolhardy to ride a motorcycle without a helmet, I am not waving the flag, in fact I do not even salute the flag, and I hope that statement does not cause you to override the Governor's veto. (Well, it might, now if it was my veto you should and this is a man who I understand very well. We have this little thing going back and forth between us all the time, it doesn't offend me, don't let it offend you. This makes him by far the most fascinating personality in this Legislature and sometimes when he sees somebody poaching on his reserve, he naturally like any man is going to defend his territorial perogative. If a man is a fool to ride a motorcycle without a helmet in this country he has a constitutional right to be a fool as long as it is only his own safety that is involved. Let him have the constitutional right to be whatever he would be, by riding a motorcycle without wearing a helmet.

RESOLUTION

LEGISLATIVE RESOLUTION 79. Introduced by Maurice Kremer, 34th District.

Re: Nebraska's State Water Plan

WHEREAS, Legislative Resolution 5 of the Seventy-seventh Session recognized the importance of planning for orderly development of Nebraska's water resources and directed the Nebraska Soil and Water Conservation Commission to analyze the soil and water resources of the State and to prepare a comprehensive water and related land plan for the State of Nebraska; and

WHEREAS, the Nebraska Soil and Water Conservation Commission has completed and will soon make available to the members of the Legislature a Report of the Framework Study of Nebraska's State Water Plan which fulfills that directive and contains a number of recommendations which warrant consideration by the next session of the Legislature; and

WHEREAS, there are numerous complex issues requiring legislative action in the field of resource development; and

WHEREAS, the Soil and Water Resources Data Bank program has been under way for two years and is not yet operational; and

WHEREAS, floods are a major source of economic loss in Nebraska; and

WHEREAS, numerous stringent bills requiring states to prepare land use plans are introduced and pending in the U.S. Congress;

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTY-SECOND REGULAR SESSION ASSEMBLED:

That the Executive Board of the Legislative Council appoint a committee to review the Report of the Framework Study of Nebraska's State Water Plan and to serve as a liaison group between the Legislative Council and the Nebraska Soil and Water Conservation Commission during the interim period. The Committee is directed to:

1. Review the Framework Study of the State Water Plan and make such general recommendations as may be warranted for its implementation as the flexible guide for the orderly control, protection, development, and in-basin utilization of water and water-related resources.
2. Review the recommendations presented in the Report on the Framework Study of Nebraska's State Water Plan and suggest appropriate action to be taken on those which require attention in the next legislative session.
3. Review the "possible topics for consideration of goals" presented by the 1969-1971 Interim Study Committee on Water and Land Resources and recommend specific actions required to develop realistic goals for water and land resource development in Nebraska.
4. Review the special recommendations made to the Legislature as part of the State Water Plan activity upon which no action has been taken and make appropriate recommendations for legislative action.
5. Review the existing topics for future "Special Recommendations of the State Water Plan" and commend to the study of the Commission those topics of greatest urgency.
6. Review the development of the Soil and Water Resources Data Bank and recommend the action necessary to make it fully operational at an accelerated rate.
7. Review the need for and make appropriate recommendations for a State Land Use Plan.
8. Review existing programs directed at reduction of flood losses in Nebraska and make appropriate recommendations for actions which may bring about significant reductions in flood losses.

Referred to the Executive Board.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on May 19, 1971, at 10:00 a.m.: LB 699, LB 759, LB 767, LB 823, LB 954, LB 1031, LB 1034 and LB 662.

(Signed) Sandra Rhoten, Enrolling Clerk

RECESS

At 11:54 a.m., on a motion by Mr. Syas, the Legislature recessed until 1:30 p.m.

AFTER RECESS

The Legislature reconvened at 1:30 p.m., President Marsh presiding.

The roll was called and all members were present except Mr. Simpson who was excused and Mr. Chambers who was absent.

MESSAGE FROM THE GOVERNOR

May 19, 1971

Mr. Vincent Brown
Clerk of the Legislature
Legislative Chambers
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills Nos. 349, 692 and 733. These bills were signed by me on May 18, 1971 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

MEMBER EXCUSED

Mr. Moylan asked unanimous consent to be excused for one hour this afternoon. No objections. So ordered.

EXPLANATION OF VOTE

Had I been present this morning, I would have voted aye for LB 152, 188, 245A, 297, 320, 330, 350, 356A, 358, 455A, 560, 562, 594, 644, 648A, 667, 684, 732, 751, 844, 854A, 919, 921, 959, 965, 977A and 1024.

I would have voted nay for LB 744.

(Signed) Wally Barnett

VISITORS

Mr. Skarda introduced the Eighth grade students and their teacher, Mr. Wood, from St. Agnes School, Omaha, Nebraska.

RESOLUTION

LEGISLATIVE RESOLUTION 77. Mr. Carpenter moved the adoption of LR 77.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 31:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft DeCamp Elrod Epke
Holmquist Johnson Kime Klaver Kokes
Mahoney Maresh Nore Orme Savage
Schmit Skarda Stahmer Stull Swanson
Syas Waldron Warner Whitney Wiltse
Ziebarth

Voting in the negative, 1:

Proud

Not voting, 17:

Chambers Duis Goodrich Hasebroock Kennedy
Keyes Kremer Lewis Luedtke Marvel
Morgan Moylan Simpson Snyder Stromer
Waldo Wallwey

LR 77 was adopted by a vote of 31 ayes, 1 nay and 17 not voting.

Mr. Proud moved to send copies of LR 77 to the Congressional Delegation in Washington, showing how each Senator voted.

The motion prevailed with 13 ayes, 8 nays and 28 not voting.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 152. Correctly enrolled.

LEGISLATIVE BILL 188. Correctly enrolled.

LEGISLATIVE BILL 245A. Correctly enrolled.

LEGISLATIVE BILL 297. Correctly enrolled.

LEGISLATIVE BILL 320. Correctly enrolled.

LEGISLATIVE BILL 330. Correctly enrolled.

LEGISLATIVE BILL 350. Correctly enrolled.

LEGISLATIVE BILL 356A. Correctly enrolled.

LEGISLATIVE BILL 358. Correctly enrolled.

LEGISLATIVE BILL 455A. Correctly enrolled.

LEGISLATIVE BILL 560. Correctly enrolled.

LEGISLATIVE BILL 562. Correctly enrolled.

LEGISLATIVE BILL 594. Correctly enrolled.

LEGISLATIVE BILL 644. Correctly enrolled.

LEGISLATIVE BILL 648A. Correctly enrolled.

LEGISLATIVE BILL 667. Correctly enrolled.

LEGISLATIVE BILL 684. Correctly enrolled.

LEGISLATIVE BILL 732. Correctly enrolled.

LEGISLATIVE BILL 744. Correctly enrolled.

LEGISLATIVE BILL 751. Correctly enrolled.

LEGISLATIVE BILL 844. Correctly enrolled.

LEGISLATIVE BILL 854A. Correctly enrolled.

LEGISLATIVE BILL 919. Correctly enrolled.

LEGISLATIVE BILL 921. Correctly enrolled.

LEGISLATIVE BILL 959. Correctly enrolled.

LEGISLATIVE BILL 965. Correctly enrolled.

LEGISLATIVE BILL 977A. Correctly enrolled.

LEGISLATIVE BILL 1024. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 152, LB 188, LB 245A, LB 297, LB 320, LB 330, LB 350, LB 356A, LB 358, LB 455A, LB 560, LB 562, LB 594, LB 644, LB 648A, LB 667, LB 684, LB 732, LB 744, LB 751, LB 844, LB 854A, LB 919, LB 921, LB 959, LB 965, LB 977A and LB 1024.

UNANIMOUS CONSENT—Withdraw LB 776A

Mr. Schmit asked unanimous consent to withdraw LB 776A. No objections. So ordered.

MEMBER EXCUSED

Mr. Lewis asked unanimous consent to be excused Thursday, May 20, 1971. No objections. So ordered.

RULES COMMITTEE REPORT

Amend Rule 5 by adding a new section (d) to read:

In regular session which meets in even-numbered years, each member shall be limited as an introducer or co-introducer to a total of 10 bills for the period of introduction of bills by individual members. Any bill withdrawn by a member during the introduction period shall be counted in the limitation of 10 bills. Provided: Those bills introduced as a result of an interim study of the Legislative Council shall not be included in the limitation on individual members. Bills introduced under *Rule 5, section 3a will not be included in the limitation. The Executive Board may introduce bills for state agencies, departments and institutions without being subject to the individual limitation on the introduction of bills.

(*Rule 5 Sec. 3a is the Revisor of Statute Bills)

(Signed) Jerome Warner, Chairman

Mr. Warner moved to adopt the above rule changes.

Mr. Carpenter offered the following amendment to the rule change:

Line 1 and 2, strike "which meets in even numbered years"

The Carpenter amendment was adopted by a vote of 36 ayes, 4 nays and 9 not voting.

The rule changes, as amended, were adopted by a vote of 35 ayes, 3 nays and 11 not voting.

VISITORS

Mr. Goodrich introduced 32 Sixth grade students and their teacher, Mrs. Charlene Kai, from Field Club School, Omaha, Nebraska.

Mr. Mahoney introduced 23 Eighth grade students and their teacher, Sister Helen Caroline, from St. Anthony School, Omaha, Nebraska.

MOTION—Return LB 776 to Select File

Mr. Schmit moved to return LB 776 to Select File for the following specific amendment:

1. Insert a new section 5 as follows:

"Sec. 5. That section 66-452, Revised Statutes Supplement, 1969, be amended to read as follows:

66-452. Every recipient of a permit, as described in section 66-449, shall be regarded as purchaser and claimant if he has paid for any one purchase the excise tax to a distributor upon forty or more gallons of gasoline or motor vehicle fuel, which gasoline or motor vehicle fuel was or is to be used solely and exclusively by such person for propelling or operating a stationary gas engine, tractor, combine, or machinery used solely for agricultural, or quarrying, or industrial purposes in the state or for some purpose not involving the use of any highways in this state. As such purchaser and claimant he shall be entitled to a refund of one and one-eighth cent less than the amount of tax so paid per gallon under the provisions of section 66-410 upon compliance with the provisions of sections 66-445 to 66-466 and not otherwise. One-eighth of one cent of the refundable tax shall be deposited in the Grain Alcohol Fuel Tax Fund. No refund shall be made to anyone other than the actual purchaser of such refund tax gasoline or motor vehicle fuel.".

2. Renumber sections 5 to 7 as sections 6 to 8.

3. In renumbered section 6, strike lines 3 to 13 and insert "The committee shall consist of seven members to be appointed by the Governor, subject to confirmation by the Legislature, for terms of two years each. Four members shall be actually engaged in farming in this state, one in general farming, and one each in the production of corn, wheat, and milo. One member shall be actively engaged in the petroleum industry, and two members shall be actively engaged in business in this state.".

4. In renumbered section 7, strike lines 1 to 4 and insert:

"Sec. 7. The committee shall meet".

5. In renumbered section 8, line 4 strike "nonlegislative".

6. Insert a new section 9 as follows:

"Sec. 9. If any section in this act or any part of any section shall be declared invalid or unconstitutional, such declaration of invalidity shall not affect the validity of the remaining portions thereof.".

7. Renumber sections 8 and 9 as sections 10 and 11.

8. In renumbered section 10, line 1, strike "and" and insert a comma; in line 2 after the first comma insert "and 66-452,".

9. In the title, line 2, strike "and" and insert a comma; and before "Revised" insert "and 66-452,".

The motion to return prevailed with 30 ayes, 0 nays and 19 not voting.

SELECT FILE

LEGISLATIVE BILL 776. The Schmit amendments found in today's Journal were adopted by a vote of 31 ayes, 0 nays and 18 not voting.

Advanced to Enrollment and Review for engrossment.

MOTION—Suspend Rules

Mr. Proud moved to suspend the rules and place LB 256 on Select File for all specific amendments.

Mr. Burbach requested a Call of the House. The Call showed 41 members present.

Mr. Waldo moved to raise the Call. The motion prevailed with 40 ayes, 0 nays and 9 not voting.

The motion to suspend the rules prevailed with 32 ayes, 3 nays and 14 not voting.

MEMBER EXCUSED

Mr. F. Carstens asked unanimous consent to be excused the remainder of the day. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 256. Mr. Burbach offered the following amendments to the Carpenter amendments found in the Legislative Journal on page 2025 for the Eighty-Sixth Day:

1. In section 1 line 5 after "an exemption of" strike all the material through "dollars" on line 6, and insert "twenty per cent of actual value". On page 2 line 9 strike "thirty-five".

2. Insert a new section 2 to read:
"Sec. 2. Effective January 1, 1973, an additional twenty per cent exemption from actual value to that total already provided in section 1 of this act shall be allowed for the classes of property as provided in section 1 of this act."
3. Insert a new section 3 to read:
"Sec. 3. Effective January 1, 1974, an additional ten per cent exemption from actual value to that total already provided in section 1 of this act shall be allowed for the classes of property as provided in sections 1 and 2 of this act."
4. Renumber old section 2, 3, 4, 5, and 6, as 4, 5, 6, 7, and 8.

Mr. Burbach requested a Call of the House. The Call showed 46 members present.

Mr. Goodrich moved to raise the Call. The motion prevailed with 25 ayes, 16 nays and 8 not voting.

The Burbach amendments were adopted by a vote of 28 ayes, 12 nays and 9 not voting.

Mr. Carpenter moved to advance LB 256 to Enrollment and Review for engrossment and to expedite it as number 1.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 28:

Burbach
Duis
Kime
Maresh
Stull
Whitney
Carpenter
Epke
Kokes
Nore
Waldo
Wiltse
Carsten
Hasebroock
Kremer
Proud
Waldron
Ziebarth
Clark
Holmquist
Lewis
Schmit
Wallwey
Craft
Johnson
Luedtke
Stromer
Warner

Voting in the negative, 14:

Barnett
Mahoney
Skarda
Elrod
Marvel
Snyder
Goodrich
Morgan
Stahmer
Keyes
Moylan
Syas
Klaver
Savage

Not voting, 7:

Carstens
Simpson
Chambers
Swanson
DeCamp
Kennedy
Orme

The motion to advance prevailed with 28 ayes, 14 nays and 7 not voting.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 948. Replaced on Select File as amended.
Enrollment and Review amendment to LB 948:

1. In the title, line 8, insert "to prescribe an unlawful alcoholic content; to provide for local ordinances;" after the first semicolon.

LEGISLATIVE BILL 1041. Replaced on Select File as amended.
Enrollment and Review amendment to LB 1041:

1. In line 4 of the title, as amended, strike "violations" and insert "examinations".

(Signed) Duke Snyder, Chairman

SELECT FILE

LEGISLATIVE BILL 948. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1041. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 100. Correctly engrossed.

LEGISLATIVE BILL 183. Correctly engrossed.

LEGISLATIVE BILL 257. Correctly engrossed.

LEGISLATIVE BILL 330A. Correctly engrossed.

LEGISLATIVE BILL 600. Correctly engrossed.

LEGISLATIVE BILL 799. Correctly engrossed.

LEGISLATIVE BILL 831. Correctly engrossed.

LEGISLATIVE BILL 886. Correctly engrossed.

LEGISLATIVE BILL 984. Correctly engrossed.

LEGISLATIVE BILL 1000. Correctly engrossed.

LEGISLATIVE BILL 1041. Correctly engrossed.

(Signed) Duke Snyder, Chairman

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on May 19, 1971, at 3:15 p.m.: LB 152, LB 188, LB 245A, LB 297, LB 320, LB 330, LB 350, LB 356A, LB 358, LB 455A, LB 560, LB 562, LB 594, LB 644, LB 648A, LB 667, LB 684, LB 732, LB 744, LB 751, LB 844, LB 854A, LB 919, LB 921, LB 959, LB 965, LB 977A and LB 1024.

(Signed) Barbara Jackson, Enrolling Clerk

STANDING COMMITTEE REPORT

Revenue

LEGISLATIVE BILL 343. Placed on General File as amended.
Standing Committee amendments to LB 343:
1. Amend page 7 line 23 by striking "upon"
and inserting "against", and line 25 by inserting "less
one cent per gallon of the tax paid".
2. Amend the bill by inserting a new section
22 to read as follows:
"Sec. 22. The provisions of this act shall
become operative January 1, 1972.".
3. Renumber original section 22 as section 23.

(Signed) Rudolf Kokes, Chairman

UNANIMOUS CONSENT–Bracket LB 600

Mr. Elrod asked unanimous consent to bracket LB 600 on E & R for Engrossment. No objections. So ordered.

MOTION–Return LB 612 to Select File

Mr. Snyder moved to return LB 612 to Select File for the following specific amendment:
Strike the enacting clause.

The motion to return prevailed with 32 ayes, 0 nays and 17 not voting.

SELECT FILE

LEGISLATIVE BILL 612. The Snyder amendment found above was adopted by a vote of 33 ayes, 6 nays and 10 not voting.

MOTION—Adjourn

Mr. Whitney moved to adjourn until 9:00 a.m., May 20, 1971. The motion failed with 16 ayes, 20 nays and 13 not voting.

SELECT FILE

LEGISLATIVE BILL 518.

Advanced to Enrollment and Review for engrossment.

MOTION—Return LB 866 to Select File

Mr. Goodrich moved to return LB 866 to Select File for the following specific amendments:

1. On page 6, lines 15-16, strike "each president of the University of Nebraska system for the campus and programs under his" and insert "the governing board of each state-supported institution of higher education under its".
2. On page 7, lines 18-20, strike "capany institution" and insert, "capital construction", and strike "group at institutions by committee, and at any such budget hearing the comisital construction".
3. Page 7, line 26, strike "jurisdictianning" and insert "jurisdiction with respect to planning,".
4. On page 7, line 27, strike "prescribe" and insert "recommend".
5. Page 8, line 7, strike "president" and insert "governing board".
6. Page 10, lines 11-12, strike "presidents of the institutions and" and insert "representatives of the".
7. Page 11, line 20, strike "presidents" and insert "governing boards".

The motion to return prevailed with 33 ayes, 0 nays and 16 not voting.

SELECT FILE

LEGISLATIVE BILL 866. Mr. Goodrich moved to adopt the amendment found above.

Mr. Goodrich requested a Call of the House. The Call showed 37 members present.

Mr. Holmquist moved to raise the Call. The motion prevailed with 29 ayes, 6 nays and 14 not voting.

The motion to advance failed with 11 ayes, 17 nays and 21 not voting.

ADJOURNMENT

At 4:05 p.m., on a motion by Mr. Clark, the Legislature adjourned until 9:00 a.m., Thursday, May 20, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

EIGHTY-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, May 20, 1971

Pursuant to adjournment the Legislature met at 9:10 a.m., President Marsh presiding.

PRAYER

Prayer was offered by Rev. Bob MacLennan.

> Lord, you have said that when we listen to and care for those in jail, those who are sick, those who are poor, those who are hungry---we have listened to and cared for you---because you have identified so intimately with them.
>
> Here we are again today. We have bills to pass, arguments to make, words to hear, feelings to express. In all of these things help us, Lord to remember why we are here and why we make these laws. Help us to remember that many people are counting on us to bring release from unjust burdens and relief from unwarranted pain. Make us into men who daily become aware of ways we can serve you through our fellow man. No matter where he is, be they free or in jail, rich or poor, healthy or sick, for your sake, Lord. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Simpson and Lewis who were excused.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 948. Correctly re-engrossed.

(Signed) Duke Snyder, Chairman

MOTION—Suspend Rules

Speaker Hasebroock moved to suspend the rules and take up the following bills slated for Final Reading Tuesday, May 25: LB 54, LB 152A, 246A, 375, 408, 426, 455, 505, 505A, 514, 538, 576A, 707, 735, 877 and 939A. The motion prevailed with 39 ayes, 0 nays and 10 not voting.

MESSAGE FROM THE GOVERNOR

May 19, 1971

Mr. Vincent Brown
Clerk of the Legislature
Legislative Chambers
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills No. 1028 and 1026. These bills were signed by me on May 19, 1971 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 54. With emergency.

A BILL FOR AN ACT to adopt the Hospital Authorities Act; to provide severability; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Craft	DeCamp	Duis	Elrod

Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Keyes Kime Klaver Kokes
Kremer Luedtke Mahoney Maresh Marvel
Morgan Moylan Orme Proud Savage
Skarda Snyder Stahmer Stromer Stull
Swanson Syas Waldo Waldron Wallwey
Warner Whitney Wiltse Ziebarth

Voting in the negative, 2:

Nore Schmit

Not voting, 3:

Chambers Lewis Simpson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 152A. With emergency.

A BILL FOR AN ACT to appropriate twenty-five thousand dollars from the state General Fund for the period July 1, 1971 to June 30, 1972 to the Board of Trustees of Nebraska State Colleges, Agency No. 49, for Program 046 and seventeen thousand nine hundred two dollars from the state General Fund for the period of July 1, 1971 to June 30, 1972 to the Nebraska Investment Council, Agency No. 75, for Program 610, such appropriations to be used to aid in carrying out the provisions of Legislative Bill 152, Eighty-second Legislature, First Session, 1971; to provide restrictions; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Barnett Burbach Carpenter Carsten Clark
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Johnson Kennedy
Keyes Klaver Kokes Luedtke Mahoney
Maresh Marvel Morgan Moylan Orme
Proud Savage Schmit Snyder Stahmer
Stromer Stull Swanson Syas Waldo
Waldron Wallwey Warner Whitney Wiltse
Ziebarth

Voting in the negative, 1:

Nore

Not voting, 7:

Carstens Chambers Kime Kremer Lewis
Simpson Skarda

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 246A.

A BILL FOR AN ACT to appropriate six thousand six hundred fifty-five dollars from the state General Fund for the period July 1, 1971 to June 30, 1972 to the Department of Health, Agency No. 20, for Program 177 to aid in carrying out the provisions of Legislative Bill 246, Eighty-second Legislature, First Session, 1971; and to provide conditions.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Keyes Kime Klaver Kokes
Kremer Luedtke Mahoney Maresh Marvel
Morgan Moylan Nore Orme Proud
Savage Schmit Snyder Stahmer Stromer
Stull Swanson Syas Waldo Waldron
Wallwey Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 4:

Chambers Lewis Simpson Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 375. With emergency.

A BILL FOR AN ACT to amend sections 8-318 and 8-319, Reissue Revised Statutes of Nebraska, 1943, relating to savings and loan associations; to authorize such associations to act as trustees or custodians of retirement plans under the provisions of the Federal Self-Employed Individuals Tax Retirement Act of 1962, as amended; to increase the percentage of value of loans; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Barnett Burbach Carsten Carstens Clark
Craft DeCamp Duis Elrod Epke
Goodrich Hasebroock Holmquist Johnson Kennedy
Keyes Klaver Kokes Kremer Luedtke
Mahoney Maresh Moylan Nore Orme
Proud Savage Schmit Skarda Snyder
Stahmer Stromer Stull Swanson Syas
Waldo Waldron Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 7:

Carpenter Chambers Kime Lewis Marvel
Morgan Simpson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 408.

A BILL FOR AN ACT to amend section 85-502, Reissue Revised Statutes of Nebraska, 1943, relating to state educational institutions; to change conditions for a student to be considered domiciled in this state; to provide an operative date; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Barnett Burbach Carpenter Carsten Chambers
Clark Craft DeCamp Elrod Goodrich
Hasebroock Holmquist Johnson Keyes Kokes
Kremer Luedtke Mahoney Marvel Morgan
Moylan Orme Proud Schmit Skarda
Snyder Stahmer Stromer Stull Swanson
Syas Waldo Waldron Wiltse Ziebarth

Voting in the negative, 5:

Klaver Maresh Nore Savage Whitney

Not voting, 9:

Carstens Duis Epke Kennedy Kime
Lewis Simpson Wallwey Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 426.

A BILL FOR AN ACT to amend section 79-1333, Revised Statutes Supplement, 1969, relating to schools; to change a date for payment of state financial assistance to school districts; to provide for an increase of support as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett Burbach Carpenter Carsten Chambers
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Keyes Kime Klaver Kokes
Kremer Luedtke Mahoney Maresh Marvel
Morgan Moylan Nore Orme Proud
Savage Schmit Skarda Snyder Stahmer
Stromer Stull Swanson Syas Waldo
Waldron Wallwey Warner Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 4:

Carstens Lewis Simpson Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 455. With emergency.

A BILL FOR AN ACT to amend section 79-1277, Reissue Revised Statutes of Nebraska, 1943, and section 79-1276, Revised Statutes Supplement, 1969, relating to schools; to change dates for eligibility and applications for Reserve Teachers; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Barnett
Burbach
Carpenter
Carsten
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Carstens
Johnson
Kime
Lewis
Simpson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 514.

A BILL FOR AN ACT to amend section 46-1008, Reissue Revised Statutes of Nebraska, 1943, relating to irrigation; to clarify and broaden the power of eminent domain granted to rural water districts; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett
Burbach
Carpenter
Carsten
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Kokes
Kremer
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Skarda
Snyder
Stahmer
Stull
Swanson
Syas
Waldo
Waldron
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Carstens
Klaver
Lewis
Simpson
Stromer
Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 538.

A BILL FOR AN ACT to amend section 2-3203, Reissue Revised Statutes of Nebraska, 1943, relating to natural resources districts; to provide for the creation of districts based on reorganized river basins and abolish districts created on other bases; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 28:

Burbach Carpenter Carsten Chambers Craft
DeCamp Duis Epke Kennedy Kime
Kokes Kremer Mahoney Maresh Morgan
Moylan Nore Schmit Skarda Stahmer
Stromer Waldo Waldron Wallwey Warner
Whitney Wiltse Ziebarth

Voting in the negative, 16:

Barnett Clark Elrod Goodrich Hasebroock
Holmquist Keyes Klaver Luedtke Marvel
Orme Proud Savage Snyder Swanson
Syas

Not voting, 5:

Carstens Johnson Lewis Simpson Stull

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 576A.

A BILL FOR AN ACT to appropriate twenty-one thousand two hundred eighty-four dollars from the state General Fund for the period July 1, 1971 to June 30, 1972 to the Attorney General, Agency No. 11, for Program 507 to aid in carrying out the provisions of Legislative Bill 576, Eighty-second Legislature, First Session, 1971; and to provide restrictions.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Duis
Elrod Epke Goodrich Hasebroock Holmquist

Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Luedtke
Mahoney
Maresh
Marvel
Moylan
Nore
Orme
Proud
Savage
Schmit
Skarda
Snyder
Stahmer
Stromer
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Lewis
Morgan
Simpson
Stull
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 707.

A BILL FOR AN ACT to amend sections 77-27,136 and 77-27,137, Revised Statutes Supplement, 1969, relating to taxation; to provide for a fixed amount of sales and income taxes to be placed in the Governmental Subdivisions Fund; to provide for the disbursement of such fund; and to repeal the original sections, and also section 77-27,138, Revised Statutes Supplement, 1969.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 29:

Burbach
Carpenter
Carsten
Carstens
Craft
Duis
Elrod
Epke
Hasebroock
Holmquist
Johnson
Kokes
Kremer
Luedtke
Maresh
Moylan
Nore
Proud
Schmit
Stahmer
Stromer
Swanson
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 15:

Barnett
Clark
DeCamp
Goodrich
Kennedy
Keyes
Klaver
Mahoney
Marvel
Morgan
Orme
Savage
Skarda
Snyder
Syas

Not voting, 5:

Chambers
Kime
Lewis
Simpson
Stull

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 735.

A BILL FOR AN ACT to amend section 79-322.01, Revised Statutes Supplement, 1969, relating to the State Board of Education; to provide that districts for election of members shall be the same as those for members of the Board of Regents; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett
Burbach
Carpenter
Carsten
Carstens
Clark
Craft
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Skarda
Snyder
Stahmer
Stromer
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 1:

Chambers

Not voting, 4:

DeCamp
Lewis
Simpson
Stull

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 877.

A BILL FOR AN ACT to amend sections 5-105 and 5-105.03, Reissue Revised Statutes of Nebraska, 1943, relating to district courts; to provide an additional judge for certain districts; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 32:

Barnett
Carpenter
Carsten
Craft
DeCamp
Duis
Elrod
Goodrich
Hasebroock
Keyes
Klaver
Kokes
Kremer
Luedtke
Maresh
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Skarda
Stahmer
Stromer

Swanson Syas Waldo Waldron Warner
Wiltse Ziebarth

Voting in the negative, 8:

Burbach Clark Epke Holmquist Johnson
Kennedy Snyder Wallwey

Not voting, 9:

Carstens Chambers Kime Lewis Mahoney
Marvel Simpson Stull Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 939A. With emergency.

A BILL FOR AN ACT to appropriate two hundred eighty-six thousand seven hundred fifty-five dollars from the state General Fund and one hundred forty-four thousand four hundred seventy-two dollars from federal funds for the period July 1, 1971 to June 30, 1972 to the Department of Environmental Control, Agency No. 84, for Program 513 to aid in carrying out the provisions of Legislative Bill 939, Eighty-second Legislature, First Session, 1971; to provide for restrictions; to reappropriate an unexpended balance as prescribed; to provide for the transfer of funds; to amend section 18, Legislative Bill 1025, Eighty-second Legislature, First Session, 1971; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 33:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft Duis Epke Goodrich
Hasebroock Johnson Kennedy Keyes Kime
Kokes Kremer Luedtke Mahoney Maresh
Marvel Moylan Nore Proud Schmit
Skarda Snyder Stahmer Waldo Waldron
Wallwey Warner Ziebarth

Voting in the negative, 11:

Chambers DeCamp Holmquist Klaver Morgan
Orme Savage Swanson Syas Whitney
Wiltse

Not voting, 5:

Elrod Lewis Simpson Stromer Stull

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

UNANIMOUS CONSENT—Bracket LB 505 and LB 505A

Mr. Duis asked unanimous consent to bracket LB 505 and LB 505A on Final Reading for Tuesday, May 25, 1971. No objections. So ordered.

VISITORS

Mr. Keyes introduced 57 Fifth and Sixth grade students and their teacher, Mrs. Ruth Green, from Central School, Bellevue, Nebraska.

Mr. Skarda introduced 45 Eighth grade students and their teacher, Mr. Lotipeich, from the Assumption Parish, Omaha, Nebraska.

Mr. Waldo introduced 16 grade school students from District 31 and their teacher, Irma B. Jelinek, Crete, Nebraska.

Mr. Chambers introduced 25 intermediate special education students from Franklin School, Omaha, Nebraska, and their teacher, Jack Hippe.

UNANIMOUS CONSENT—Bracket LB 866A

Mr. Marvel asked unanimous consent to bracket LB 866A until LB 866 reaches the same point. No objections. So ordered.

UNANIMOUS CONSENT—Unbracket LB 463 and LB 463A

Mr. Carpenter asked unanimous consent to unbracket LB 463 and LB 463A on Final Reading. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 463.

A BILL FOR AN ACT to amend section 43-613, Revised Statutes Supplement, 1969, relating to schools; to require school districts to provide for the education and training of trainable mentally retarded children; to provide additional sources for contracts for such services; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 32:

Barnett
Burbach
Carpenter
Carsten
Carstens
Clark
DeCamp
Duis
Elrod
Goodrich
Holmquist
Kennedy
Keyes
Kime
Klaver
Kremer
Luedtke
Maresh
Moylan
Nore
Proud
Savage
Schmit
Snyder
Stahmer
Swanson
Syas
Waldo
Waldron
Warner
Wiltse
Ziebarth

Voting in the negative, 1:

Orme

Not voting, 16:

Chambers
Craft
Epke
Hasebroock
Johnson
Kokes
Lewis
Mahoney
Marvel
Morgan
Simpson
Skarda
Stromer
Stull
Wallwey
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 463A.

A BILL FOR AN ACT to appropriate fifty-four thousand eight hundred dollars from the state General Fund for the period of July 1, 1971 to June 30, 1972 to the State Department of Education, Agency 13, for Program 292, to aid in carrying out the provisions of Legislative Bill 463, Eighty-second Legislature, First Session, 1971.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 33:

Barnett
Burbach
Carpenter
Carsten
Carstens
DeCamp
Duis
Elrod
Goodrich
Holmquist
Johnson
Keyes
Kime
Klaver
Kremer
Luedtke
Mahoney
Maresh
Moylan
Nore
Proud
Savage
Schmit
Skarda
Snyder
Stahmer
Swanson
Syas
Waldo
Waldron
Warner
Wiltse
Ziebarth

Voting in the negative, 2:

Orme
Stromer

Not voting, 14:

Chambers	Clark	Craft	Epke	Hasebroock
Kennedy	Kokes	Lewis	Marvel	Morgan
Simpson	Stull	Wallwey	Whitney	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MESSAGE FROM THE GOVERNOR

May 18, 1971

Mr. President, Mr. Speaker, and
Members of the Legislature
State Capitol Building
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body I have made the following appointment requiring legislative confirmation:

Board of Public Roads Classifications and Standards

Joseph J. Cascio
1620 South 10th Street
Omaha, Nebraska

I respectfully submit this appointment for your consideration.

Yours very truly,
(Signed) J. James Exon
Governor

JJE:do

VISITORS

Mr. Chambers introduced 48 Eighth grade students and their teachers, Miss Ferber, Miss J. Roseman and Mr. Bowers from Horace Mann Jr. High School, Omaha, Nebraska.

Mr. Johnson introduced 23 Third thru Sixth grade students and their teacher, Mrs. Janet E. Romans from Garden City School, Fremont, Nebraska.

Mr. Wallwey introduced former Senator Hal Bridenbaugh.

Mr. C. Carsten introduced Bob Hallstram from Avoca, Nebraska.

MOTION–Return LB 600 to Select File

Mr. Elrod moved to return LB 600 to Select File for the following specific amendment:

Section 2, subsection 3, page 7, line 15, starting with the words "the cost" thru line 3, page 8, strike all the new matter.

The motion to return prevailed with 30 ayes, 0 nays and 19 not voting.

SELECT FILE

LEGISLATIVE BILL 600. The above Elrod amendment was adopted by a vote of 26 ayes, 0 nays and 23 not voting.

Mr. Elrod asked unanimous consent to bracket LB 600 on Select File. Mr. Stromer objected.

Advanced to Enrollment and Review for engrossment.

RESOLUTIONS

LEGISLATIVE RESOLUTION 80.

It having been undecided by previous action in this first session of the Eighty-second Nebraska Legislature that it is deemed desirable for this state to provide a meat inspection program under State control, and since action is now pending in the U. S. Congress which would increase the Federal participation in support of this State Meat Inspection program from the current fifty percent of cost to eighty percent of cost, effective July 1, 1971.

NOW, THEREFORE, BE IT RESOLVED THAT THIS FIRST SESSION OF THE EIGHTY-SECOND NEBRASKA LEGISLATURE; supports passage of S 1316, introduced by Nebraska Senators Curtis and Hruska which proposes this amendment of the Federal Wholesome Meat Act.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded immediately to the chairman and members of the Senate Committee on Agriculture, the Nebraska members of the U. S. Congress and the President of the United States.

Mr. Carpenter asked unanimous consent to consider LR 80 at this time. No objections. So ordered.

Mr. Carpenter moved the adoption of LR 80. The motion prevailed with 30 ayes, 0 nays and 19 not voting.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 722. Replaced on Select File as amended.
Enrollment and Review amendments to LB 722:

1. On page 16, line 3, strike "by" and insert "under".
2. In line 2 of E & R amendment 7, strike "amount" and insert "account".

LEGISLATIVE BILL 256. Replaced on Select File as amended. Enrollment and Review amendments to LB 256:

1. In the prefatory portion of the Carpenter amendment, insert "beginning with page 2" after "bill".
2. In the Carpenter amendment, page 3, line 26, strike "section 8" and insert "section 4".
3. In the Carpenter amendment, page 4, line 5, strike "section 1" and insert "sections 1 to 3"; and in line 15, strike "section 2" and insert "section 4".
4. In the Carpenter amendment, page 5, line 8, strike "section 8" and insert "section 4"; and in line 13, strike "section 2" and insert "section 4".
5. In new section 3, line 3, strike "section 1" and insert "sections 1 and 2".
6. In the title, strike lines 2 to 8 and insert:

"FOR AN ACT relating to taxation; to provide partial exemption
of certain classes of personal property; to
provide for reimbursement to taxing agencies;
to provide for administration and enforcement;
and to provide severability.".

LEGISLATIVE BILL 1038. Replaced on Select File as amended. Enrollment and Review amendments to LB 1038:

1. In line 1 of new section 9, strike "of" and insert a comma; and at the end of line 23, insert "for this program".
2. Renumber original section 7 as section 10.
3. In line 1 of the unnumbered section added by the Marvel amendment, insert "Sec. 11." before "There"; in line 8, insert an underscored comma after "518A"; and insert an underscored comma at the end of line 10.
4. Insert the Whitney amendment as a new section and in line 1 thereof insert "Sec. 12." before "The".
5. Renumber original section 8 as section 13.
6. Insert a new section to read:

"Sec. 14. That original section 28, Legislative Bill 1025, Eighty-second Legislature, First Session, 1971, is repealed.".

7. Renumber original section 9 as section 15.
8. In the title, insert "to amend section 28, Legislative Bill 1025, Eighty-second Legislature, First Session, 1971; to repeal the original section;" at the end of line 6.

SELECT FILE

LEGISLATIVE BILL 722. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 256. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1038. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

EASE

The legislature was at ease from 10:55 a.m. until 11:13 a.m.

MOTION–Reconsider action on LB 735

Mr. Ziebarth moved to reconsider the action on LB 735 passed on Final Reading today. The motion prevailed with 29 ayes, 0 nays and 20 not voting.

MOTION-Return LB 735 to Select File

Mr. Ziebarth moved to return LB 735 to Select File for the following specific amendment:

1. On page 3, line 23, insert "Fillmore," before "and".
2. On page 4, insert "Cherry," at the end of line 1.
3. In the title, strike beginning with "to" in line 4 through line 6 and insert "to reapportion the state for election of members of the board;".

The motion to return prevailed with 33 ayes, 0 nays and 17 not voting.

MOTION–Return 1035 to Select File

Mr. Syas moved to return LB 1035 to Select File for the following specific amendment:

1. On page 6, line 8, insert "Fillmore," before "and"; and insert "Cherry," at the end of line 13.

The motion to return prevailed with 31 ayes, 0 nays and 18 not voting.

SELECT FILE

LEGISLATIVE BILL 735. The Ziebarth amendment found in today's Journal was adopted with 32 ayes, 0 nays and 17 not voting.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1035. The Syas amendment found in today's Journal was adopted wigh 32 ayes, 0 nays and 17 not voting.

Advanced to Enrollment and Review for engrossment.

MOTION—Department of Revenue

Mr. Holmquist moved that the Department of Revenue furnish to each member of this Legislature by May 25, 1971, the estimated cost for that department affixing the stamp tax and cancellation on cigarettes by using tax meter impressions or otherwise.

The motion prevailed with 31 ayes, 0 nays and 18 not voting.

EASE

The Legislature was at ease from 11:26 a.m. until 11:35 a.m.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 54. Correctly enrolled.

LEGISLATIVE BILL 152A. Correctly enrolled.

LEGISLATIVE BILL 246A. Correctly enrolled.

LEGISLATIVE BILL 375. Correctly enrolled.

LEGISLATIVE BILL 408. Correctly enrolled.

LEGISLATIVE BILL 426. Correctly enrolled.

LEGISLATIVE BILL 455. Correctly enrolled.

LEGISLATIVE BILL 514. Correctly enrolled.

LEGISLATIVE BILL 538. Correctly enrolled.

LEGISLATIVE BILL 576A. Correctly enrolled.

LEGISLATIVE BILL 707. Correctly enrolled.

LEGISLATIVE BILL 877. Correctly enrolled.

LEGISLATIVE BILL 939A. Correctly enrolled.

LEGISLATIVE BILL 463. Correctly enrolled.

LEGISLATIVE BILL 463A. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed, LB 54, LB 152A, LB 246A, LB 375, LB 408, LB 426, LB 455, LB 514, LB 538, LB 576A, LB 707, LB 877, LB 939A, LB 463 and LB 463A.

EASE

The Legislature was at ease from 11:38 a.m. until 11:52 a.m.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 776. Replaced on Select File as amended.
Enrollment and Review amendments to LB 776:

1. In new section 5, line 11, strike the first "or" and insert "~~or~~".
2. In line 3 of the Schmit amendment 4, adopted 5/19/71, insert "at" after "meet".
3. Amend renumbered section 10 to read:
"Sec. 10. That original sections 66-410, 66-428, and 66-452, Revised Statutes Supplement, 1969, are repealed.".
4. In the title, strike lines 2 to 4 and amendments thereto and insert:
"FOR AN ACT to amend sections 66-410, 66-428, and 66-452, Revised Statutes"; and in line 5 of E & R amendment 8, insert "to change the amount of gasoline tax refund as prescribed;" after the semicolon.
5. Strike the Schmit amendments 8 and 9 adopted 5/19/71.

SELECT FILE

LEGISLATIVE BILL 776. The Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

UNANIMOUS CONSENT–Unbracket LB 76

Mr. Carpenter asked unanimous consent to unbracket LB 76. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 76.

Mr. Stromer offered the following amendments which were adopted:

1. Strike page 2 and amendments thereto and insert:

Section 1. That section 32-231, Revised Statutes Supplement, 1969, as amended by section 27, Legislative Bill 661, Eighty-second Leigslature, First Session, 1971, be amended to read as follows:

32-231. In counties having a population of more than two hundred thousand inhabitants: (1) The election commissioner shall receive a salary during the time he shall serve and hold office at the rate of not less than ~~eighty-five~~ ninety-five hundred dollars per annum payable monthly, and the chief deputy commissioner shall receive a salary during the period of his employment at the rate of not less than six thousand dollars per annum payable monthly, such salaries to be set by the proper governing board of each county; (2) judges and clerks of election shall be paid at the minimum rate of one dollar and sixty cents per hour; and (3) district inspectors shall be paid at the rate of two dollars and twenty-five cents per hour for the time they shall serve. All such expenses shall be paid out of the general fund of the county, except as otherwise provided in section 32-226.

Sec. 2. That original section 32-231, Revised Statutes Supplement, 1969, as amended by section 27, Legislative Bill 661, Eighty-second Legislature, First Session, 1971, is repealed.

Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, strike lines 2 to 4 and insert:

"FOR AN ACT to amend section 32-231, Revised Statutes Supplement, 1969, as amended by section 27, Legislative Bill 661, Eighty-second Legislature, First Session, 1971, relating to elections; to correct an error; to repeal the original section; and to declare an emergency.".

Advanced to Enrollment and Review for engrossment.

PRESENTED TO THE GOVERNOR

Presented to the Governor for his approval on May 20, 1971, at 11:50 a.m.: LB 54, LB 152A, LB 246A, LB 375, LB 408, LB 426, LB 455, LB 514, LB 538, LB 576A, LB 707, LB 877, LB 939A, LB 463 and LB 463A.

(Signed) Sandra Rhoten, Enrolling Clerk

RECESS

At 12:00 noon, on a motion by Speaker Hasebroock, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:03 p.m., Speaker Hasebroock presiding.

The roll was called and all members were present except Messrs. Lewis and Simpson who were excused. Mr. Klaver was absent.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 76. Correctly engrossed.

LEGISLATIVE BILL 256. Correctly engrossed.

LEGISLATIVE BILL 518. Correctly engrossed.

LEGISLATIVE BILL 655. Correctly engrossed.

LEGISLATIVE BILL 722. Correctly engrossed.

LEGISLATIVE BILL 735. Correctly re-engrossed.

LEGISLATIVE BILL 759A. Correctly engrossed.

LEGISLATIVE BILL 776. Correctly re-engrossed.

LEGISLATIVE BILL 1035. Correctly re-engrossed.

LEGISLATIVE BILL 1038. Correctly engrossed.

(Signed) Duke Snyder, Chairman

VISITORS

Mr. Kremer introduced Mr. John Florea, Hamilton County Commissioner, Aurora, Nebraska.

Mr. C. Carsten introduced Mr. Lavern Krist and his daughter, Parry Krist and friend, Betty Ziers, Louisville, Nebraska.

SPEAKER SIGNS

While the Legislature was in session and capable of transacting business, the Speaker signed LR 70, LR 72, LR 73, LR 74 and LR 77.

REPORT OF THE EXECUTIVE BOARD

May 20, 1971

Report of the Executive Board of the Legislative Council on study resolutions.

According to Section 3 of Rule 15 of the Rules of the Nebraska Legislature, resolutions proposing that studies be made by the Legislative Council are to be referred to the Executive Board of the Legislative Council, which Board is to make recommendations to the Legislature that the proposed studies be made or rejected.

To date the Executive Board has recommended that the following resolutions be approved.

EDUCATION:
LR 41 – State Aid to Elementary and Secondary Schools (Warner)
LR 54 – Educational Service Units (Snyder, Elrod)
LR 66 – Distribution of State Aid Funds for Public Education (Clark, Marvel, Savage, etc.)

HEALTH:
LR 48 – Mental Health and Release Laws (Duis)
LR 50 – Coordination of Mentally and Physically Handicapped Programs (Keyes)
LR 28 – Use of Drugs (Morgan, Carpenter)

WELFARE:
LR 62 – Coordination of Welfare Programs (Proud)
LR 68 – Administration of Welfare Services (Orme)

REVENUE AND TAXATION:
LR 42 – Taxation of Mobile Homes (Carsten, Burbach, Ziebarth & Carstens)
LR 46 – Taxation of Aviation Fuels (Burbach, Swanson)
LR 69 – Equalization Procedures (Swanson, Stull)
LR 71 – State Tax Structure (Waldo)

STATE GOVERNMENT ORGANIZATION AND PROCEDURES:
LR 17 – Agency Rules and Regulations (Swanson)
LR 37 – Judicial Reform (Judiciary Committee, Luedtke, Chairman)
LR 61 – State Capitol Improvement Program (Swanson)

MISCELLANEOUS:
LR 49 – Power Generation Facilities (Carpenter)
LR 65 – Trucking Industry (Stull, Lewis)
LR 67 – Pesticides (Schmit)

LR 78 – Control of Outdoor Advertising (Carpenter)
LR 79 – State Water Plan (Kremer)
LR 7 – Casualty Insurance (with the proviso that the study be limited to Automobile Insurance) (Waldron)

In addition to the above recommended Resolutions, it should be noted that four additional committees will be functioning during the interim. These include the Committees on Retirement, Budget, Telecommunications, and Rules and Regulations.

The Executive Board recommends that the following Resolutions be disapproved:

LR 21 – State Banking System (Holmquist, Proud, Wiltse)
LR 18 – Trust Departments of Banks (Carstens, Carpenter)
LR 64 – Eminent Domain (Waldron)

Mr. Swanson moved the adoption of the above report.

Mr. Goodrich moved to reject LR 49 of the Executive Board Report. The motion failed with 0 ayes, 32 nays and 17 not voting.

The Executive Board Report was adopted by a vote of 40 ayes, 0 nays and 9 not voting.

MEMBERS EXCUSED

Mr. Whitney asked unanimous consent to be excused for the remainder of the afternoon. No objections. So ordered.

Mr. Nore asked unanimous consent to be excused for the remainder of the afternoon. No objections. So ordered.

ANNOUNCEMENT

Mr. Swanson announced that there will be a meeting of the Executive Board at 8:15 a.m., Tuesday, May 25, in the Legislative Council Hearing Room.

UNANIMOUS CONSENT–Print in Journal

Mr. Goodrich asked unanimous consent to print the following letter in the Journal:

May 17, 1971

State Senator G. A. Goodrich
% Clerk of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senator:

Let this letter serve as confirmation of the price we gave you of $9,354.00 for furnishing all material and labor briefly described as follows:

The three glassed in areas to consist of doubled glazed walls 32" from the floor to a height that runs in line with the horizontal beam at the present ceiling. Above and below the glass will be an insulated material 1" thick with an aluminum colored skin on both sides to match the bronze anodized metal. Access doors will be included. These would be single doors at each "Lobby-area" and a pair of doors at the main entry at the rear of the chamber. These doors will have a latch-lock that will require a key for entry on one side but can be opened on the other side by means of a handle.

It is understood that all anchoring is to be concealed and none of it into the present wood or face of marble columns. We do have to anchor into the floor at various places but we will hold them to a minimum and at the least conspicuous places.

We thank you for giving us an opportunity of quoting you on this and hope we may be awarded your valued order.

Yours truly,
Interstate–Van Sickle Glass, Inc.
(Signed) Herbert F. Vasholz
Contract Manager

HFV:pjt

ADJOURNMENT

At 3:25 p.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Tuesday, May 25, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

EIGHTY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, May 25, 1971

Pursuant to adjournment the Legislature met at 9:02 a.m., President Marsh presiding.

PRAYER

Prayer was offered by Dr. Edward L. Jeambey.

> As we enter the closing days of these unicameral sessions we would seek Thy special direction and help to draw the states business to satisfactory conclusions and may our efforts be of mutual help to all concerned. Thou hast said in Thy word: "My God shall supply all your need according to his riches in glory by Christ Jesus." (Phil. 4:19.) And so today we pray again for our needs, and we seek wisdom from above to carry on the affairs of our life here below." Through Jesus Christ our Lord. Amen.

ROLL CALL

The roll was called and all members were present.

MESSAGES FROM THE GOVERNOR

May 20, 1971

Mr. President, Mr. Speaker,
and Members of the Legislature
Legislative Chambers
State House
Lincoln, Nebraska

Dear Senators:

I regret that I must herewith return to you LB 264 without my signature and with my objections.

While I recognize that it might be easier if I were to simply sign LB 264 into law, I believe that fiscal responsibility compels me to do the contrary and while there may be those who will attempt to improperly brand me as being opposed to education, I believe that my responsibility to the people of the State of Nebraska requires that I not permit them to be mislead with the over-worked cliche that more tax dollars automatically mean a better education for young Nebraskans.

It has been suggested that passage of LB 264 will result in a reduction in property taxes for citizens throughout the State. Careful reading of LB 264 will disclose that such is not the case.

The fiscal impact of LB 264 is that some fifty million dollars must be raised by the sales-income tax during the fiscal year 1971-72. Without taking into account other spending measures by this Legislature, this measure would require the state income tax to be raised to 17% (assuming as all seem to concur we are likely to be forced to return to the 1970 figure of 13%) and the state sales tax to be raised to 3 1/2%, with additional sales taxes in those communities having local sales taxes.

While this is in itself contrary to my pledge to the citizens of the State of Nebraska and their apparent desire, the hazards go further. Notwithstanding the increase in sales and income tax, there is no assurance that property taxes will in any manner be reduced and, in fact, if past history is of any value, there is every reason to believe that the property tax could be increased along with the sales and income tax. The reason for this is clear. Under the provisions of LB 264 there are no limitations on the amount of the budget which a school district may develop for the fiscal year 1971-72 in the areas of capital improvements, teachers' retirement, and a host of other non-operational items. Nor is there any way in which I as Governor or you as the Legislature by adopting LB 264 can control the actions of the local school districts. Should these non-operational items be increased, as past history has indicated they could be, then property taxes might be increased. We could find ourselves misleading the peope (sic) of this state again as was done by both the 1967 and 1969 Legislatures and the then Executive Branch of state government.

Moreover, the limitations prescribed in LB 264 at best, provide but short term relief. After 1973 there are no penalties imposed on any school district increasing their operational budget up to 8% per year and their non-operational budget by any amount they choose. In very short order the sales and income tax would have to be continually raised in order to meet these budget increases, or the benefits sought by LB 264 in reducing real property would be totally lost. In light of all that has transpired, this appears not to be the appropriate manner in which to try to solve the problem of education or attempt to give relief to real property taxes in Nebraska. It clearly will not result in a permanent reduction of such taxes.

Experience has already shown that the 35 million dollars heretofore allocated to local school districts through State Aid to Education has not prevented an increase in property taxes by local school districts. To add another 50 million dollars on top of the 35 million dollars already appropriated on the pretext of property tax relief is not a provable fact under LB 264.

I stand committed to the proposition that the state must have an outstanding educational system within our means and our desire to pay for that system. I cannot, however, accept the fact that by shifting the burden from one tax to another without insuring any total tax reduction, is any answer.

In fairness to the constituents of your districts, I urge you to reexamine the effect of LB 264 and permit this veto to stand.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

May 20, 1971

Mr. President, Mr. Speaker,
and Members of the Legislature
Legislative Chambers
State House
Lincoln, Nebraska

Dear Senators:

I herewith return to you LB 1008 without my signature and with my objections. Recognizing that the purpose of the constitutional amendment authorizing the issuance of highway bonds and the enactment of laws pursuant thereto during the 1969 Legislature was intended for the purpose of providing funds for state highway construction with first priority to the national system of interstate and defense highways, and further recognizing that we are advised by our State Engineer that sufficient funds now exist for accomplishing those purposes, I cannot sign into law a bill which is intended to impose upon the state the payment of unnecessary interest in order to make up for a shift in funds from the counties to the cities created by your earlier enactment of LB 74. Had you intended to provide these additional $3,000,000 in funds for the counties, it appears to me that this should have been taken into account in enacting LB 74. LB 1008 must be considered as a subterfuge to fund LB 844 and in violation of the Highway Bond Act.

Moreover, I believe that a serious question of separation of powers is raised when legislation such as LB 1008 is attempted. The statutes enacted in 1969 clearly vested the Executive Branch of government, including the Nebraska Highway Bond Commission, with the authority to determine how, and in what manner, and at what time, the bonds should be issued with the Legislative Branch of government being vested with the authority to determine the total amount to be authorized from time to time. To attempt to compel the Commission to issue $3,000,000 of bonds on or before a date selected by the Legislature at a time when revenue bond funds are not needed for the continued construction of highways in this state, clearly flies in the face of the Nebraska Highway Bond Act, both in letter and in spirit. Should the Legislture have merely authorized the issuance of the bonds as they did in enacting the Nebraska Highway Bond Act leaving the question of when, and how much to the Highway Bond Commission, I could have accepted this legislation. Having made the act mandatory, an act which raises serious legal questions, I cannot accept the enactment.

Furthermore, the Attorney General advises me that serious constitutional questions are raised as a result of your passage of LB 1008.

I urge you not to jeopardize the ease with which the state might, if needed, issue revenue bonds by enacting legislation which raises serious legal questions and which might impair the validity of the bonds as issued. I, therefore, ask that you permit this veto to stand.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:do

May 20, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills No. 1003, 843, 802, 525, 496, 425, 365, 1012, 798, 662, 767, 823, 699, 954, 1034, 566A, 659, 679 and

414. These bills were signed by me on May 19, 1971, and delivered to the Secretary of State.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:do

May 20, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills No. 356A, 648A, 854A, 965, 919, 744, 732, 684, 594, 562, 560, 358, 320, 297, 245A, 188. These bills were signed by me on May 20, 1971 and delivered to the Secretary of State.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:do

May 21, 1971

Mr. Vincent Brown
Clerk of the Legislature
Legislative Chambers
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills Nos. 246A, 350, 375, 576A, and 877. These bills were signed by me on May 20 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

May 21, 1971

Mr. Vincent Brown
Clerk of the Legislature
Legislative Chambers
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bill No. 921. This bill was signed by me on May 21 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

May 24, 1971

Mr. President, Mr. Speaker,
and Members of the Legislature
Legislative Chambers
State House
Lincoln, Nebraska

Dear Senators:

I return herewith to you LB 1031 without my signature and with my objections.

I think we will all agree that maintaining the necessary separation of powers between the various branches of government is essential. In my opinion, and in the opinion of the Attorney General of this state, serious questions are raised by your enactment of LB 1031. I believe that this bill both interferes with the Executive Branch of government in the administration of funds once appropriated by you and further interferes with the effective operation of government by the Board of Regents and the State Building Commission as provided by law.

I wish to assure you that every good measure will be exercised by the Building Commission, and I must assume by the Board of Regents, in constructing the State Office Building and the Fieldhouse. This guarantee can be accomplished without ceding the authority vested in the Executive Branch of government, the Building Commission, and the Board of Regents.

While your suggestions will always be welcomed, the final determination must, in my opinion, be placed where the Constitution and laws direct. It is for that reason I cannot constitutionally execute LB 1031.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

May 24, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bill No. 514. This bill was signed by me on May 21, 1971, and delivered to the Secretary of State.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:do

May 24, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills No. 54, 79, 278, 330, 408, 538, 644, 743, 751, 904, 904A, 929A, 959, 1002, 1024, 1027, and 1029. These bills were signed by me on May 22, 1971, and delivered to the Secretary of State.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:do

May 24, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bill No. 977. This bill was signed by me on May 22, 1971, and delivered to the Secretary of State.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:jb

May 24, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills No. 152, 152A, 179, 179A, 455, 455A, 463, 463A, 977A, and Reengrossed Legislative Bill 759. These bills were signed by me on May 24, 1971, and delivered to the Secretary of State.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:jb

COMMUNICATION

Allen J. Beermann, Secretary of State, forwarded House Joint Resolution No. 1 from the Chief Clerk, House of Representatives, State of Oregon, regarding revenue sharing which is on file in the Office of the Clerk.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed: LR 7, LR 28, LR 37, LR 42, LR 39, LR 41, LR 46, LR 48, LR 49, LR 50, LR 54, LR 58, LR 59, LR 61, LR 62, LR 65, LR 66, LR 67, LR 71, LR 78, LR 79, LR 80, LR 68 and LR 69.

RESOLUTIONS

LEGISLATIVE RESOLUTION 81.

Introduced by Richard Lewis, 38th District.

WHEREAS, The Honorable George W. Norris, late a resident of McCook, Nebraska, served his state and nation with statesmanship and distinction as District Judge of the 14th Judicial District for seven years, as United States Congressman from Nebraska's Fifth Congressional District for ten years and as United States Senator from Nebraska for thirty years; and

WHEREAS, his outstanding career provided for his recognition as a national historical figure; and

WHEREAS, his home at 706 Norris Avenue, McCook, Nebraska with its furnishings has been given to the public by his family and can be an inspiration to present and future generations of the nation.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That this Legislature urges the Nebraska members in Congress to encourage congressional support of Senate file 1130, which bill is to make the Norris Home in McCook, Nebraska a National Historical Site under the National Park Service.
2. That copies of this resolution be sent to the Nebraska congressional delegates.

Laid over.

VISITORS

Mr. Kennedy introduced 34 Seventh and Eighth grade students and their teachers, Messrs. Pehrson and Bruha and Mary Schlange from Battle Creek, Nebraska.

Mr. Skarda introduced 37 Eighth grade students and their teachers, Miss Caren and Mr. Cornell from St. Patricks School, Omaha, Nebraska.

Mr. Keyes introduced a group of people from Papillion, Nebraska.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 167.

A BILL FOR AN ACT to amend section 77-2715.01, Revised Statutes Supplement, 1969, relating to taxation; to change the procedure for determining tax rates; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 48:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Duis
Elrod Epke Goodrich Hasebroock Holmquist
Johnson Kennedy Keyes Kime Klaver
Kokes Kremer Lewis Luedtke Mahoney
Maresh Morgan Moylan Nore Orme
Proud Savage Schmit Simpson Skarda
Snyder Stahmer Stromer Stull Swanson
Syas Waldo Waldron Wallwey Warner
Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 1:

Marvel

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 266. With emergency.

A BILL FOR AN ACT to amend section 79-1254, Reissue Revised Statutes of Nebraska, 1943, as amended by section 10, Legislative Bill 802, Eighty-second Legislature, First Session, 1971, relating to schools; to change procedures for termination or amendment of contracts; to change a date; to extend provisions to administrators; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 33:

Barnett Burbach Carpenter Carsten Chambers
Craft DeCamp Duis Elrod Hasebroock
Johnson Keyes Klaver Luedtke Mahoney
Maresh Marvel Moylan Proud Orme
Savage Simpson Skarda Snyder Stahmer
Stromer Swanson Syas Waldo Waldron
Warner Wiltse Ziebarth

Voting in the negative, 12:

Clark Epke Holmquist Kennedy Kime
Kokes Kremer Lewis Nore Schmit
Stull Whitney

Not voting, 4:

Carstens Goodrich Morgan Wallwey

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 326A. With emergency.

A BILL FOR AN ACT to appropriate nineteen thousand three hundred thirty-one dollars from cash funds and twenty-five thousand seven hundred eighty-seven dollars from federal funds for the period of July 1, 1971 to June 30, 1972 to the Department of Health, Agency No. 20, for Program 177 to aid in carrying out the provisions of Legislative Bill 326, Eighty-second Legislature, First Session, 1971; to provide conditions; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Duis
Elrod Epke Goodrich Hasebroock Holmquist
Johnson Kennedy Keyes Kime Klaver
Kokes Kremer Lewis Mahoney Maresh
Marvel Moylan Nore Orme Proud
Savage Schmit Simpson Skarda Snyder
Stahmer Stromer Stull Swanson Syas
Waldo Waldron Warner Whitney Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Luedtke Morgan Wallwey

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 490.

Mr. Johnson asked unanimous consent to bracket LB 490 on Final Reading. No objections. So ordered.

LEGISLATIVE BILL 505.

A BILL FOR AN ACT to amend section 48-128, Reissue Revised Statutes of Nebraska, 1943, relating to workmen's compensation; to provide for funding of the Second Injury Fund; to set limits on the size of such fund; to provide for disbursements therefrom; to provide for custody and accounting for such fund; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Barnett Burbach Carpenter Carsten Carstens
Chambers Craft DeCamp Duis Elrod
Goodrich Hasebroock Kennedy Keyes Klaver
Lewis Luedtke Mahoney Maresh Marvel
Moylan Nore Orme Proud Savage
Simpson Skarda Snyder Stahmer Stull
Swanson Syas Waldo Waldron Warner
Ziebarth

Voting in the negative, 6:

Clark Epke Holmquist Johnson Schmit
Stromer

Not voting, 7:

Kime Kokes Kremer Morgan Wallwey
Whitney Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 505A.

A BILL FOR AN ACT to appropriate twenty-two thousand seven hundred ninety-two dollars from the state General Fund for the period July 1, 1971 to June 30, 1972 to the Workmen's Compensation Court, Agency No. 37, for Program 530, to aid in carrying out the provisions of Legislative Bill 505, Eighty-second Leigslature, First Session, 1971; and to provide conditions.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Mr. Elrod requested a Call of the House. The Call showed 49 members present.

Mr. Clark moved the Call be raised. The motion prevailed with 37 ayes, 1 nay and 11 not voting.

Voting in the affirmative, 33:

Burbach
Carpenter
Carsten
Carstens
Chambers
Craft
DeCamp
Duis
Elrod
Hasebroock
Johnson
Keyes
Klaver
Kremer
Luedtke
Mahoney
Maresh
Moylan
Nore
Proud
Savage
Schmit
Simpson
Skarda
Stahmer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Ziebarth

Voting in the negative, 11:

Barnett
Clark
Epke
Goodrich
Holmquist
Kennedy
Kime
Lewis
Orme
Snyder
Stromer

Not voting, 5:

Kokes
Marvel
Morgan
Whitney
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 518A.

Mr. Waldron asked unanimous consent to bracket LB 518A on Final Reading until tomorrow. No objections. So ordered.

LEGISLATIVE BILL 544.

A BILL FOR AN ACT to amend sections 2-3201, 2-3205, 2-3206, 2-3213, and 2-3261, Reissue Revised Statutes of Nebraska, 1943, and sections 31-101.01, 31-301.01, 31-401.01, 46-614.01, and 46-1001.01, Revised Statutes Supplement, 1969, relating to natural resources districts; to postpone the time when natural resources districts become operational; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 31:

Burbach
Carpenter
Carsten
Chambers
Clark
Craft
DeCamp
Duis
Epke
Holmquist
Johnson
Kennedy
Kokes
Kremer
Lewis
Mahoney
Maresh
Marvel
Moylan
Nore
Schmit
Skarda
Stahmer
Stull
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 18:

Barnett
Carstens
Elrod
Goodrich
Hasebroock
Keyes
Kime
Klaver
Luedtke
Morgan
Orme
Proud
Savage
Simpson
Snyder
Stromer
Swanson
Syas

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 545.

A BILL FOR AN ACT relating to apportionment; to provide for Supreme Court judicial districts as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Barnett
Burbach
Carpenter
Carsten
Chambers
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Kime
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Schmit
Simpson
Skarda
Stromer
Stull
Swanson
Waldo
Waldron
Wallwey
Whitney
Wiltse
Ziebarth

Voting in the negative, 7:

Keyes
Klaver
Savage
Snyder
Stahmer
Syas
Warner

Not voting, 2:

Carstens
Clark

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 571.

A BILL FOR AN ACT to amend section 77-27,119, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 527, Eighty-second Legislature, First Session, 1971, relating to revenue and taxation; to authorize the Tax Commissioner to furnish information on employers to the Workmen's Compensation Court; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Keyes Kokes Kremer Lewis
Luedtke Mahoney Maresh Marvel Morgan
Moylan Nore Orme Proud Schmit
Simpson Skarda Snyder Stahmer Stromer
Stull Swans Swanson Syas Waldo Waldron
Wallwey Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 4:

Chambers Kime Klaver Savage

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 572.

A BILL FOR AN ACT to amend sections 48-101, 48-102, 48-103, 48-105, 48-106, 48-112, 48-114, 48-145, 48-146, and 48-147, Reissue Revised Statutes of Nebraska, 1943, relating to workmen's compensation; to make coverage under the workmen's compensation law mandatory, as prescribed; to require the filing of reports; to make certain acts unlawful and to provide penalties; to provide duties for the Director of Insurance; to establish an assigned risk system for workmen's compensation insurance; to establish the Uninsured Employers' Fund and to provide for payments to and use of the fund; to provide duties for the workmen's compensation court, the State Treasurer, and the Attorney General; and to repeal the original sections and also sections 48-104 and 48-113, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett Burbach Carpenter Carsten Carstens
Chambers Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Johnson Keyes
Klaver Kokes Kremer Lewis Luedtke
Mahoney Maresh Marvel Moylan Nore
Orme Savage Schmit Simpson Skarda
Snyder Stahmer Stromer Stull Swanson
Syas Waldo Waldron Wallwey Warner
Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 7:

Clark Holmquist Kennedy Kime Morgan
Proud Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 572A.

A BILL FOR AN ACT to appropriate twenty-nine thousand five hundred eighteen dollars from the state General Fund for the period July 1, 1971 to June 30, 1972 to the Workmen's Compensation Court, Agency No. 37, for Program 530 to aid in carrying out the provisions of Legislative Bill 572, Eighty-second Legislature, First Session, 1971; and to provide conditions.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with the question is, 'Shall the bill pass?' "

Voting in the affirmative, 33:

Barnett Burbach Carpenter Carsten Carstens
Chambers Craft DeCamp Duis Elrod
Epke Goodrich Johnson Keyes Klaver
Kremer Luedtke Mahoney Maresh Marvel
Orme Schmit Simpson Skarda Stahmer

Stromer Stull Swanson Syas Waldo
Waldron Warner Ziebarth

Voting in the negative, 8:

Clark Holmquist Kennedy Kime Lewis
Proud Savage Snyder

Not voting, 8:

Hasebroock Kokes Morgan Moylan Nore
Wallwey Whitney Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 574.

A BILL FOR AN ACT to amend sections 23-1114, 23-1114.02, 23-1114.03, 23-1114.04, 23-1114.05, 23-1114.06, and 23-1114.07, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to provide that members of the county board shall set their own salary; to provide when a change in such salaries shall become operative; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 29:

Burbach Carpenter Carsten Carstens Chambers
Clark DeCamp Duis Epke Hasebroock
Johnson Kokes Luedtke Mahoney Morgan
Moylan Schmit Simpson Skarda Stromer
Stull Swanson Syas Waldo Waldron
Warner Whitney Wiltse Ziebarth

Voting in the negative, 17:

Barnett Craft Elrod Goodrich Kennedy
Keyes Klaver Kremer Lewis Maresh
Nore Orme Proud Savage Snyder
Stahmer Wallwey

Not voting, 3:

Holmquist Kime Marvel

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 741.

Mr. Stahmer asked unanimous consent to bracket LB 741 on Final Reading. No objections. So ordered.

LEGISLATIVE BILL 741A.

Mr. Stahmer asked unanimous consent to bracket LB 741A on Final Reading. No objections. So ordered.

LEGISLATIVE BILL 768.

A BILL FOR AN ACT to amend sections 60-1402, 60-1406, 60-1407, 60-1410, 60-1411, 60-1415, 60-1416, 60-1417, and 60-1418, Reissue Revised Statutes of Nebraska, 1943, sections 60-1408, 60-1413, and 60-1414, Revised Statutes Supplement, 1969, and section 60-1403, Reissue Revised Statutes of Nebraska, 1943, as amended by section 6, Legislative Bill 653, Eighty-second Legislature, First Session, 1971, relating to the Motor Vehicle Dealers License Board; to rename the board; to state Legislative findings; to define terms; to provide duties; to reclassify licenses; to generally revise Chapter 60, article 14, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto; to regulate the franchisor-franchisee relationship; to provide procedure; to provide for liability; and to repeal the original sections, and also sections 60-1401 and 60-1412, Revised Statutes Supplement, 1969.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Barnett
Craft
Goodrich
Kime
Marvel
Savage
Stull
Wallwey
Burbach
DeCamp
Hasebroock
Kokes
Morgan
Schmit
Swanson
Warner
Carsten
Duis
Holmquist
Kremer
Moylan
Simpson
Syas
Whitney
Carstens
Elrod
Johnson
Lewis
Nore
Snyder
Waldo
Wiltse
Clark
Epke
Keyes
Luedtke
Orme
Stromer
Waldron
Ziebarth

Voting in the negative, 3:

Klaver
Maresh
Skarda

Not voting, 6:

Carpenter Chambers Kennedy Mahoney Proud
Stahmer

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 824.

A BILL FOR AN ACT to amend section 54-134, Revised Statutes Supplement, 1969, relating to the brand inspection area; to remove territory from the area; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Mr. Burbach requested a Call of the House. The Call showed 44 members present.

Mr. Swanson moved the Call be raised. The motion prevailed with 42 ayes, 0 nays and 7 not voting.

Voting in the affirmative, 27:

Burbach Carpenter Carsten Carstens Craft
Hasebroock Holmquist Johnson Keyes Mahoney
Marvel Moylan Nore Orme Proud
Savage Schmit Skarda Stahmer Stull
Syas Waldo Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 13:

Barnett Clark DeCamp Goodrich Kennedy
Kime Kokes Luedtke Maresh Simpson
Stromer Swanson Waldron

Not voting, 9:

Chambers Duis Elrod Epke Klaver
Kremer Lewis Morgan Snyder

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 877A.

A BILL FOR AN ACT to appropriate one hundred forty-three thousand six hundred twenty-five dollars from the state General Fund for the period

July 1, 1971 to June 30, 1972 to district courts, Agency No. 6, for Programs 006 and 007 as prescribed to aid in carrying out the provisions of Legislative Bill 877, Eighty-second Legislature, First Session, 1971.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Mr. Carpenter requested a Call of the House. The Call showed 46 members present.

Mr. Savage moved the Call be raised. The motion prevailed with 41 ayes, 0 nays and 8 not voting.

Voting in the affirmative, 34:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Duis
Elrod Goodrich Hasebroock Keyes Klaver
Kokes Luedtke Marvel Morgan Moylan
Orme Proud Savage Schmit Simpson
Skarda Stull Swanson Syas Waldo
Waldron Warner Wiltse Ziebarth

Voting in the negative, 13:

Epke Holmquist Johnson Kennedy Kremer
Lewis Maresh Nore Snyder Stahmer
Stromer Wallwey Whitney

Not voting, 2:

Kime Mahoney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 939. With emergency.

A BILL FOR AN ACT to adopt the Environmental Protection Act; to provide an operative date; to repeal sections 71-3001 to 71-3012, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, sections 28-1035 to 28-1039, sections 71-4101 to 71-4109, and sections 71-4501 to 71-4521, Revised Statutes Supplement, 1969; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Barnett
Burbach
Carpenter
Carsten
Carstens
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Moylan
Nore
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Waldo
Waldron
Wallwey
Warner
Wiltse
Ziebarth

Voting in the negative, 7:

Chambers
Klaver
Morgan
Orme
Swanson
Syas
Whitney

Not voting, 0.

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 945. With emergency.

A BILL FOR AN ACT to amend sections 77-112, 77-202, and 77-203, Revised Statutes Supplement, 1969, relating to taxation; to change a formula; to provide a different exemption; to change a due date; to provide for equalization for classes and subclasses of property; to provide for apportionment for any taxing district which lies in two or more counties; to provide when certain sections shall become operative; to provide application; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 36:

Burbach
Carpenter
Carsten
Clark
Craft
DeCamp
Duis
Elrod
Epke
Hasebroock
Holmquist
Johnson
Keyes
Kime
Kokes
Kremer
Mahoney
Maresh
Marvel
Moylan
Nore
Orme
Proud
Savage
Simpson
Skarda
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Whitney
Wiltse
Ziebarth

Voting in the negative, 8:

Barnett Goodrich Kennedy Luedtke Schmit
Snyder Stahmer Warner

Not voting, 5:

Carstens Chambers Klaver Lewis Morgan

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 955.

A BILL FOR AN ACT to amend section 5-107, Reissue Revised Statutes of Nebraska, 1943, relating to the State Railway Commission; to change the boundaries of the railway commission districts as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Keyes Kime Klaver Kokes
Kremer Lewis Luedtke Mahoney Maresh
Marvel Moylan Nore Orme Proud
Savage Schmit Simpson Skarda Snyder
Stahmer Stromer Stull Swanson Syas
Waldo Waldron Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 2:

Chambers Morgan

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 982. With emergency.

A BILL FOR AN ACT to amend section 17-534, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 83, Eighty-second Legislature, First Session, 1971, relating to cities of the second class and villages; to provide when money may be borrowed or bonds issued without a vote of the electors as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Mr. Luedtke requested a Call of the House. The Call showed 49 members present.

Mr. Elrod moved the Call be raised. The motion prevailed with 41 ayes, 1 nay and 7 not voting.

Voting in the affirmative, 33:

Barnett Carpenter Carsten Craft DeCamp
Duis Elrod Goodrich Hasebroock Holmquist
Johnson Keyes Klaver Kokes Kremer
Luedtke Mahoney Moylan Orme Proud
Savage Schmit Simpson Skarda Snyder
Stahmer Swanson Syas Waldo Waldron
Warner Whitney Ziebarth

Voting in the negative, 13:

Burbach Chambers Clark Kennedy Kime
Lewis Maresh Marvel Morgan Nore
Stromer Stull Wallwey

Not voting, 3:

Carstens Epke Wiltse

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 987.

A BILL FOR AN ACT relating to retirement systems; to create the Public Employees Retirement Board; to provide for appointment of members to such board and provide for terms of service; to establish the power and duties of the board; to amend sections 24-705, 60-447, 60-448, 60-450, 60-461, 79-1507, 79-1513, 79-1516, 79-1549, 79-1550, 79-1553, 84-1311, 84-1314, and 84-1315, Reissue Revised Statutes of Nebraska, 1943, sections 24-701, 24-703, 24-704, 24-709, 24-712, 60-444, 60-446, 79-1501, 79-1502, 79-1503, 79-1508, 79-1512, 79-1531, 79-1540, 79-1546, 79-1548, 79-1552, 79-1555, and 84-1301, Revised Statutes Supplement, 1969, and section 84-1309, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 476, Eighty-second Legislature, First Session, 1971; and to repeal the original sections, and also sections 84-1303 and 84-1304, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett
Burbach
Carpenter
Carsten
Carstens
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kokes
Kremer
Luedtke
Maresh
Marvel
Moylan
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 2:

Klaver
Nore

Not voting, 5:

Chambers
Kime
Lewis
Mahoney
Morgan

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

VISITORS

Mr. Johnson introduced 40 Seventh grade students and their teacher, Mrs. Walter Roddy, from St. Patrick School, Fremont, Nebraska.

Mr. Simpson introduced his daughter, Mrs. Ronnie Daniel of Inman, Nebraska.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 167. Correctly enrolled.

LEGISLATIVE BILL 266. Correctly enrolled.

LEGISLATIVE BILL 326A. Correctly enrolled.

LEGISLATIVE BILL 505. Correctly enrolled.

LEGISLATIVE BILL 505A. Correctly enrolled.

LEGISLATIVE BILL 544. Correctly enrolled.

LEGISLATIVE BILL 545. Correctly enrolled.

LEGISLATIVE BILL 571. Correctly enrolled.

LEGISLATIVE BILL 572. Correctly enrolled.

LEGISLATIVE BILL 572A. Correctly enrolled.

LEGISLATIVE BILL 574. Correctly enrolled.

LEGISLATIVE BILL 768. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed: LB 167, LB 266, LB 326A, LB 505, LB 505A, LB 544, LB 545, LB 571, LB 572, LB 572A, LB 574 and LB 768.

RECESS

At 12:03 p.m., on a motion by Mr. Goodrich, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:02 p.m., Speaker Hasebroock presiding.

The roll was called and all members were present.

VISITORS

Mr. Proud introduced 28 Eleventh grade students and their teacher, John Gilfillan from Ralston, Nebraska.

Mr. Morgan introduced Mr. Bob Cunningham.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 987A.

A BILL FOR AN ACT to transfer funds as prescribed from the Board of Educational Lands and Funds, Agency No. 32 and the State Employees Retirement Board, Agency No. 61 to the Public Employees Retirement Board, and to appropriate all receipts from the Expense Fund to the Public Employees Retirement Board for the period July 1, 1971 to June 30, 1972 as prescribed; to change appropriations as prescribed; to amend sections 29 and 56, Legislative Bill 1025, Eighty-second Legislature, First Session, 1971, and section 11, Legislative Bill 1027, Eighty-second Legislature, First Session, 1971; and to repeal the original sections.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett
Burbach
Carsten
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Carpenter
Carstens
Chambers
Kokes

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 992.

A BILL FOR AN ACT to amend sections 39-1906, 77-1603, and 77-1605.01, Reissue Revised Statutes of Nebraska, 1943, relating to county tax levies; to change provisions respecting mill levy limitations for county road and bridge purposes; and to repeal the original sections.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Barnett Burbach Carsten Craft DeCamp
Duis Elrod Epke Goodrich Hasebroock
Holmquist Johnson Keyes Kime Klaver
Kremer Lewis Luedtke Mahoney Maresh
Moylan Orme Proud Savage Schmit
Skarda Snyder Stahmer Stromer Stull
Swanson Syas Waldo Waldron Wallwey
Warner Whitney Wiltse Ziebarth

Voting in the negative, 2:

Kennedy Nore

Not voting, 8:

Carpenter Carstens Chambers Clark Kokes
Marvel Morgan Simpson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

PRESENTED TO THE GOVERNOR

Presented to the Governor for his approval on May 25, 1971, at 1:45 p.m.: LB 167, LB 266, LB 326A, LB 505, LB 505A, LB 544, LB 545, LB 571, LB 572, LB 572A, LB 574 and LB 768.

(Signed) Barbara Jackson, Enrolling Clerk

COMMUNICATION

May 25, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State Capitol Building
Lincoln, Nebraska 68509

Dear Mr. Brown:

This is in response to your communication of May 21, 1971, forwarding legislative resolution regarding the Department of Revenue affixing cigarette tax stamps.

At this time, I am unable to supply cost figures for this type activity. The information needed for a reasonable estimate is too complicated and voluminous to assemble in such short time.

This Department is, however, in the process of planning such a review. This will involve not only a cost accounting approach of present Nebraska operations, but will also include a review of the studies which have been under way for several years in other states.

Sincerely,

(Signed) William E. Peters
State Tax Commissioner

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 824. Correctly enrolled.

LEGISLATIVE BILL 877A. Correctly enrolled.

LEGISLATIVE BILL 939. Correctly enrolled.

LEGISLATIVE BILL 945. Correctly enrolled.

LEGISLATIVE BILL 955. Correctly enrolled.

LEGISLATIVE BILL 982. Correctly enrolled.

LEGISLATIVE BILL 987. Correctly enrolled.

(Signed) Duke Snyder, Chairman

SPEAKER SIGNS

While the Legislature was in session and capable of transacting business, the Speaker signed LB 824, LB 877A, LB 939, LB 945, LB 955, LB 982 and LB 987.

RESOLUTIONS

LEGISLATIVE RESOLUTION 82.

Introduced by Herbert J. Duis, 39th District; Robert L. Clark, 47th District.

WHEREAS, extensive lowland flooding is now occurring along the Platte River system in Nebraska; and

WHEREAS, a major part of the present flooding is caused by clogging of the river channels by man-made dikes and by thick growths of natural river bottom vegetation; and

WHEREAS, the upstream storage spaces in Colorado and Wyoming are nearly full and because of the ever present possibility of locally heavy rains coupled with a rapid melt of the record Colorado and Wyoming Rocky Mountain snowpack (one hundred eighty-five per cent of normal), an even more serious flooding potential is present in the Platte Valley; and

WHEREAS, Lake McConaughy on the North Platte River in Nebraska is also nearly full and as a consequence its downstream flood protection potential is now greatly diminished.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That this legislative body urge the United States Army Corps of Engineers to begin an immediate study of downstream storage sites to provide for the transfer of storage space from Lake McConaughy to a downstream tributary site so that a flood pool space can be created at Lake McConaughy while at the same time providing replacement storage for saving surplus water for later beneficial use during dry periods in Nebraska.

2. That the Nebraska Soil and Water Conservation Commission in cooperation with the Corps of Engineers immediately begin studies leading toward effective flood plain zoning in the North and South Platte and Platte River valleys to prevent losses from local flooding.

3. That a Legislative Study Committee be authorized to study existing flood plain zoning laws in an effort to determine if changes in these laws are needed to make them more effective.

4. That the Central Nebraska Public Power and Irrigation District, owner and operator of Kingsley Dam and Lake McConaughy, be requested to work with the Nebraska Soil and Water Conservation Commission and with the Corps of Engineers in finding solutions to the flood storage aspects of the problems noted herein.

Mr. Duis moved to suspend the rules and take up LR 82 at this time. The motion prevailed with 41 ayes, 0 nays and 8 not voting.

Mr. Stull asked unanimous consent to have his name added to LR 82. No objections. So ordered.

PRESIDENT MARSH PRESIDING

LR 82 was adopted by a vote of 46 ayes, 0 nays and 3 not voting.

VISITORS

Mr. Barnett introduced his brother, Robert Barnett.

STANDING COMMITTEE REPORT

Appropriations

LEGISLATIVE BILL 1016. Indefinitely postponed.

LEGISLATIVE BILL 1017. Indefinitely postponed.

(Signed) Richard D. Marvel, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 987A. Correctly enrolled.

LEGISLATIVE BILL 992. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 987A and LB 992.

SELECT COMMITTEE REPORT

Committee on Committees

May 25, 1971

Mr. President:

The Committee on Committees desires to report favorably upon the appointment listed below which was submitted by Governor J. J. Exon. The Committee suggests that the appointment be confirmed by this Legislative Body, and suggests a record vote on this confirmation.

Michael D. LaMontia–Director, Department of Public Institutions

Committee Vote: For: Senators Clark, Holmquist, Klaver, Kremer, Proud, Savage, Syas, Warner

Against: None

Absent: Senators Carpenter, Luedtke, Schmit, Waldron, Wiltse

Respectfully submitted,

(Signed) Richard F. Proud, Chairman
Committee on Committees

Mr. Proud moved to confirm the appointment of Michael D. LaMontia.

Voting in the affirmative, 35:

Barnett
Craft
Johnson
Kokes
Marvel
Savage
Syas
Burbach
Elrod
Kennedy
Kremer
Moylan
Snyder
Waldo
Carsten
Epke
Keyes
Luedtke
Nore
Stahmer
Waldron
Carstens
Goodrich
Kime
Mahoney
Orme
Stromer
Warner
Clark
Hasebroock
Klaver
Maresh
Proud
Stull
Wiltse

Voting in the negative, 0.

Not voting, 14:

Carpenter
Lewis
Swanson
Chambers
Morgan
Wallwey
DeCamp
Schmit
Whitney
Duis
Simpson
Ziebarth
Holmquist
Skarda

The motion to confirm Michael D. LaMontia prevailed with 35 ayes, 0 nays and 14 not voting.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on May 25, 1971, at 2:40 p.m.: LB 824, LB 877A, LB 939, LB 945, LB 955, LB 982 and LB 987.

(Signed) Barbara Jackson, Enrolling Clerk

MOTION–Suspend Rules

Mr. Elrod moved to suspend the rules and introduce the following bill and place it on General File. The motion prevailed with 39 ayes, 0 nays and 10 not voting.

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1042. By Don Elrod, 35th District; Irving F. Wiltse, 1st District.

A BILL FOR AN ACT to amend section 46-1008, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 514, Eighty-second Legislature, First Session, 1971, relating to irrigation; to eliminate the provisions for acquiring land or interest in land outside the district; and to repeal the original section.

ADJOURNMENT

At 3:05 p.m., on a motion by Mr. Carpenter, the Legislature adjourned until 8:00 a.m., Wednesday, May 26, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
FIRST SESSION

NINETIETH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, May 26, 1971

Pursuant to adjournment the Legislature met at 8:03 a.m., President Marsh presiding.

PRAYER

Prayer was offered by Dr. Edward L. Jeambey.

> Eternal God our Heavenly Father: Help us to understand that without Thee we are nothing and without Thee we can do nothing, for in Thee we live, and move, and have our being.
>
> Although we possess, in record, the wisdom of the ages, the knowledge of the ancient Seers; Although we possess the experiences of the present Scientists, and we can claim Thy promises for the future, still we realize how weak we are, and how inadequate to handle the hard and knotty problems of our day.
>
> Without divine help we miserably fail, and fall far short of the desired ends. So, Lord, give us in this final day of session, a double portion of Thy grace, Thy strength and Thy wisdom, and may Thy will be done here and on this earth, as it is done in heaven. Amen.

ROLL CALL

The roll was called and all members were present.

MESSAGE FROM THE GOVERNOR

May 25, 1971

Mr. President, Mr. Speaker,
and Members of the Legislature
Legislative Chambers
State House
Lincoln, Nebraska 68509

Dear Senators:

I return herewith to you LB 707 without my signature and with my objections.

LB 707 is an attempt by the Legislature to appropriate $3,000,000.00 for county government to reimburse such governments for money allegedly shorted said county government in favor of city governments by allocations to subdivisions of state government during the 1967 session. This occurred when taxes on intangible, head and household goods were eliminated in the 1967 session and an attempt to correct this situation failed in the 1969 session.

The fact remains that, if anything, such county governments are possibly entitled to rebates from city governments who were the beneficiaries of the change, and not the taxpayers of the State of Nebraska as a whole with additions to the sales and income taxes. While I insist that fairness should be shown all subdivisions of state government, I cannot agree that we follow the philosophy that, because of a possible error by past Legislatures, we ignore the obvious responsibility of the Legislature to enforce equal distribution of state tax funds simply by adding an additional burden on the sales and income taxpayers.

LB 707 would force a raise in the sales and/or income taxes to every citizen of this state and therefore is not acceptable to me.

In vetoing LB 707, I should like to call your attention to the fact that I have signed LB 844, even though I have some reservations regarding that measure. LB 844 will take funds from the state road building program, some $3,000,000, but it will be spread over a 6 year period and therefore is not likely to have too serious an effect on state road programming.

In the interest of holding the state tax line, I encourage your support of my objections to LB 707.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw

PRESENTED TO THE GOVERNOR

Presented to the Governor for his approval on May 25, 1971, at 3:15 p.m.: LB 987A and LB 992.

(Signed) Barbara Jackson, Enrolling Clerk

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 100. With emergency.

A BILL FOR AN ACT to amend sections 39-2106, 39-2111, 39-2112, 39-2115, 39-2116, 39-2117, 39-2118, 39-2119, 39-2120, 39-2121, 39-2122, 39-2123, and 39-2124, Revised Statutes Supplement, 1969, relating to highways; to change provisions for terms of office; to change and transfer duties as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 47:

Barnett
Burbach
Carpenter
Carsten
Carstens
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 1:

Nore

Not voting, 1:

Chambers

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 183.

A BILL FOR AN ACT to amend section 37-307, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to add birds to the protected list; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Barnett
Burbach
Carpenter
Carsten
Carstens
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 1:

Waldo

Not voting, 1:

Chambers

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 256.

A BILL FOR AN ACT relating to taxation; to provide partial exemption of certain classes of personal property; to provide for reimbursement to taxing agencies; to provide for administration and enforcement; and to provide severability.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 32:

Burbach
Carpenter
Carsten
Carstens
Clark
Craft
DeCamp
Duis
Epke
Hasebroock
Holmquist
Johnson
Kennedy
Kime
Kokes
Kremer
Lewis
Luedtke
Maresh
Nore
Proud
Schmit
Stromer
Stull
Swanson
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 16:

Barnett
Elrod
Goodrich
Keyes
Klaver
Mahoney
Marvel
Morgan
Moylan
Orme
Savage
Simpson
Skarda
Snyder
Stahmer
Syas

Not voting, 1:

Chambers

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 257. With emergency.

A BILL FOR AN ACT relating to counties; to provide for the regulation and taxation of community antenna television service as prescribed; to provide penalties; to provide severability; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 30:

Burbach Carpenter Carsten Carstens Clark
Craft Duis Epke Hasebroock Johnson
Keyes Kime Kokes Kremer Lewis
Luedtke Mahoney Maresh Marvel Moylan
Savage Schmit Simpson Skarda Stull
Swanson Wallwey Warner Wiltse Ziebarth

Voting in the negative, 13:

Barnett Goodrich Holmquist Kennedy Klaver
Nore Orme Proud Snyder Stahmer
Stromer Waldo Waldron

Not voting, 6:

Chambers DeCamp Elrod Morgan Syas
Whitney

Having failed to receive a constitutional two-thirds majority voting in the affirmative with the emergency clause attached, the question is,"Shall the bill pass with the emergency clause stricken?"

Voting in the affirmative, 29:

Burbach Carpenter Carsten Clark Craft
Duis Epke Hasebroock Johnson Keyes
Kime Kokes Kremer Lewis Luedtke
Mahoney Maresh Marvel Moylan Savage
Schmit Simpson Skarda Stull Swanson
Wallwey Warner Wiltse Ziebarth

Voting in the negative, 15:

Barnett DeCamp Goodrich Holmquist Kennedy
Klaver Morgan Nore Orme Proud
Snyder Stahmer Stromer Waldo Waldron

Not voting, 5:

Carstens Chambers Elrod Syas Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 293.

Mr. Carpenter asked unanimous consent to pass over LB 293. No objections. So ordered.

LEGISLATIVE BILL 326. With emergency.

A BILL FOR AN ACT relating to drugs and controlled substances; to define terms; to provide for regulations and offenses; to provide penalties; to provide procedure for forfeiture of certain property; to provide duties of the Department of Health, Bureau of Examining Boards, and Division of Drug Control; to provide how this act may be cited; to amend section 28-459, Reissue Revised Statutes of Nebraska, 1943; to repeal the original section, and also sections 28-438, 28-439, 28-456, 28-456.01, 28-461, 28-462, 28-463, 28-464, 28-465, 28-466, 28-467, 28-468, 28-469, 28-471, 28-472, 28-473, 28-474, 28-475, and 28-476, Reissue Revised Statutes of Nebraska, 1943, and sections 28-451, 28-452, 28-458, 28-470, 28-472.01, 28-472.02, 28-472.03, 28-472.04, 28-472.05, 28-472.06, 28-485, 28-486, 28-487, 28-488, 28-489, 28-490, 28-491, 28-492, 28-493, 28-494, 28-495, 28-496, 28-497, 28-498, 28-499, 28-4,100, 28-4,101, 28-4,102, 28-4,103, 28-4,104, 28-4,105, 28-4,106, 28-4,107, and 28-4,108, Revised Statutes Supplement, 1969; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 48:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft DeCamp Duis Elrod
Epke Goodrich Hasebroock Holmquist Johnson
Kennedy Keyes Kime Klaver Kokes
Kremer Lewis Luedtke Mahoney Maresh
Marvel Morgan Moylan Nore Orme
Proud Savage Schmit Simpson Skarda
Snyder Stahmer Stromer Stull Swanson

Syas Waldo Waldron Wallwey Warner
Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 1:

Chambers

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 100. Correctly enrolled.

LEGISLATIVE BILL 183. Correctly enrolled.

LEGISLATIVE BILL 256. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 100,LB 183, LB 256 and LR 82.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 330A.

Mr. DeCamp asked unanimous consent to bracket LB 330A on Final Reading. No objections. So ordered.

LEGISLATIVE BILL 390A. With emergency.

A BILL FOR AN ACT to appropriate one hundred fourteen thousand dollars from the state General Fund and ninety-six thousand dollars from the Highway Cash Fund to the Workmen's Compensation Claim Fund for the period July 1, 1971 to June 30, 1972, for Program 050 to aid in carrying out the provisions of Legislative Bill 390, Eighty-second Legislature, First Session, 1971; to transfer certain funds as prescribed; to amend sections 25, 47, 48, and 49, Legislative Bill 1025, Eighty-second Legislature, First Session, 1971; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Craft	Duis	Elrod	Goodrich
Hasebroock	Holmquist	Johnson	Keyes	Klaver
Kokes	Kremer	Luedtke	Mahoney	Maresh
Moylan	Nore	Orme	Proud	Savage
Schmit	Simpson	Skarda	Snyder	Stahmer
Stromer	Stull	Swanson	Syas	Waldo
Waldron	Wallwey	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 2:

Clark	Lewis

Not voting, 6:

DeCamp	Epke	Kennedy	Kime	Marvel
Morgan				

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 404.

A BILL FOR AN ACT relating to schools; to make provisions for instructional television programs in the elementary and secondary schools as prescribed; to provide for funds and disbursement of the same; to provide duties for the Department of Education and Commissioner of Education; to provide for a director of instructional education, his appointment, qualifications, duties and responsibilities; and to provide for an advisory committee, compensation and duties.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carsten	Carstens	Chambers
Craft	DeCamp	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Keyes
Klaver	Kokes	Kremer	Lewis	Luedtke
Mahoney	Maresh	Marvel	Moylan	Nore
Orme	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull

Swanson Syas Waldo Waldron Wallwey
Warner Whitney Wiltse Ziebarth

Voting in the negative, 1:

Clark

Not voting, 4:

Carpenter Kennedy Kime Morgan

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 518. With emergency.

A BILL FOR AN ACT relating to state administrative departments; to create the Department of Tourism as prescribed; to amend sections 81-815.37 and 81-815.38, Reissue Revised Statutes of Nebraska, 1943, section 81-815.39, Revised Statutes Supplement, 1969, and section 81-805, Revised Statutes Supplement, 1969, as amended by section 12, Legislative Bill 53, Eighty-second Legislature, First Session, 1971; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 23:

Barnett Craft Duis Elrod Goodrich
Hasebroock Holmquist Johnson Kennedy Keyes
Lewis Luedtke Maresh Schmit Simpson
Snyder Stahmer Swanson Waldo Waldron
Warner Wiltse Ziebarth

Voting in the negative, 19:

Burbach Carsten Clark Klaver Kokes
Mahoney Marvel Morgan Moylan Nore
Orme Proud Savage Skarda Stromer
Stull Syas Wallwey Whitney

Not voting, 7:

Carpenter Carstens Chambers DeCamp Epke
Kime Kremer

Having failed to receive a constitutional two-thirds majority voting in the affirmative, the question is, "Shall the bill pass with the emergency clause stricken?"

Voting in the affirmative, 24:

Barnett Chambers Craft DeCamp Duis
Elrod Goodrich Hasebroock Johnson Keyes
Kremer Lewis Luedtke Mahoney Maresh
Schmit Simpson Snyder Stahmer Swanson
Waldo Waldron Warner Ziebarth

Voting in the negative, 20:

Burbach Carpenter Carsten Clark Holmquist
Kennedy Klaver Kokes Marvel Morgan
Nore Orme Proud Savage Skarda
Stromer Stull Syas Wallwey Whitney

Not voting, 5:

Carstens Epke Kime Moylan Wiltse

Having failed to receive a constitutional majority voting in the affirmative, the bill failed of passage.

MOTION—Recess

Mr. Barnett moved to recess for ten minutes. The motion failed with a vote of 15 ayes, 23 nays and 11 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 518A.

Mr. Waldron asked unanimous consent to bracket LB 518A on Final Reading. Mr. Nore objected.

Mr. Waldron moved to bracket LB 518A. The motion prevailed with 36 ayes, 6 nays and 7 not voting.

LEGISLATIVE BILL 651.

A BILL FOR AN ACT to amend sections 48-602, 48-603, 48-604, 48-627, 48-648, 48-652, 48-655, 48-661, and 48-668, Reissue Revised Statutes of Nebraska, 1943, and sections 48-624, 48-628, and 48-669, Revised Statutes Supplement, 1969, relating to Employment Security Law; to redefine terms; to enact provisions to conform to requirements of the Federal Employment Security Amendments of 1970 relating to certification of State Employment Security Laws; to amend certain disqualifications for benefits; to provide for payment of extended benefits; to provide for payment in lieu of contributions for certain eligible employers; to increase maximum weekly benefit amount; to provide for transition from former law to law as amended; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Barnett
Burbach
Carpenter
Carsten
Carstens
DeCamp
Duis
Elrod
Goodrich
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Lewis
Luedtke
Mahoney
Maresh
Marvel
Moylan
Orme
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wiltse
Ziebarth

Voting in the negative, 4:

Clark
Holmquist
Nore
Whitney

Not voting, 9:

Chambers
Craft
Epke
Kime
Kokes
Kremer
Morgan
Proud
Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 655. With emergency.

A BILL FOR AN ACT to amend Laws 1969, Chapter 479, section 37, relating to appropriations; to increase the appropriation and personal service limitation for the State Real Estate Commission; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Barnett
Burbach
Carpenter
Carsten
Carstens
Clark
Craft
DeCamp
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer

Stromer	Swanson	Syas	Waldo	Waldron
Wallwey	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 4:

Chambers	Duis	Morgan	Stull

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION–Return LB 661 to Select File

Mr. Warner moved to return LB 661 to Select File for the following specific amendment:
"To strike Sec. 52."

Mr. Skarda moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 34 ayes, 5 nays and 10 not voting.

The motion to return prevailed with 32 ayes, 13 nays and 4 not voting.

UNANIMOUS CONSENT–Contact Secretary of State

Mr. Carpenter requested that the Clerk contact the Secretary of State regarding the effect the failure to act on LB 661 will have on 18-year-olds voting. No objections. So ordered.

VISITORS

Mrs. Orme introduced Mrs. Lester Wilson from Cape Coral, Florida.

Mr. Lewis introduced 18 Eighth grade students and their teacher, Mrs. Carol Wing from Maywood, Nebraska.

Mr. Syas introduced 26 Eighth grade students and their teacher, Elizabeth Servine from Pershing School, Omaha, Nebraska.

Mr. Waldron introduced Mrs. Vandermate and her children of Oshkosh, Nebraska.

Mr. Chambers introduced 44 Sixth grade students and their teachers, Mesdames Coffey, Wilson, Dunn, Carter, Indry and Turner from Kennedy School, Omaha, Nebraska.

Mr. Schmit introduced 13 students and their teachers, Mrs. Sagert and Miss Kozisek from Park School, Lincoln, Nebraska.

MOTION—Contact Governor

Mr. Proud moved to send Speaker Hasebroock to ask Governor Exon the fate of LB 256.

Mr. Goodrich moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 34 ayes, 0 nays and 15 not voting.

The Proud motion failed with a vote of 21 ayes, 20 nays and 8 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 76.

Mr. Stromer asked unanimous consent to pass over LB 76. No objections. So ordered.

LEGISLATIVE BILL 722. With emergency.

A BILL FOR AN ACT relating to insurance; to adopt the Nebraska Insurance Guaranty Association Act; to provide a method for the payment of certain claims against insolvent insurers as prescribed; to repeal sections 22 to 32, Legislative Bill 572, Eighty-second Legislature, First Session, 1971; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Barnett	Burbach	Carsten	Clark	Craft
DeCamp	Duis	Elrod	Epke	Goodrich
Holmquist	Johnson	Kennedy	Keyes	Kime
Klaver	Kokes	Kremer	Lewis	Luedtke
Mahoney	Maresh	Marvel	Moylan	Nore
Orme	Proud	Schmit	Simpson	Skarda
Snyder	Stromer	Stull	Swanson	Syas
Waldo	Warner	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 10:

Carpenter	Carstens	Chambers	Hasebroock	Morgan
Savage	Stahmer	Waldron	Wallwey	Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

VISITORS

Mr. Clark introduced Mr. and Mrs. George Narjes and their three children from Sidney, Nebraska.

Mr. Maresh introduced Lud Petracek from St. Louis, formerly of Milligan, Nebraska.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 735.

A BILL FOR AN ACT to amend section 79-322.01, Revised Statutes Supplement, 1969, relating to the State Board of Education; to reapportion the state for election of members of the board; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett Burbach Carpenter Carsten Clark
Craft Duis Elrod Epke Goodrich
Hasebroock Holmquist Johnson Kennedy Keyes
Kime Klaver Kokes Kremer Lewis
Luedtke Mahoney Maresh Marvel Morgan
Moylan Nore Proud Savage Schmit
Simpson Skarda Snyder Stahmer Stromer
Stull Swanson Syas Waldo Wallwey
Warner Whitney Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 5:

Carstens Chambers DeCamp Orme Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 759A.

Mr. Ziebarth asked unanimous consent to bracket LB 759A on Final Reading. Mr. Carpenter objected.

Mr. Ziebarth moved to bracket LB 759A on Final Reading. The motion lost with 21 ayes, 24 nays and 4 not voting.

LEGISLATIVE BILL 759A. With emergency.

A BILL FOR AN ACT to appropriate sixty-one thousand five hundred four dollars from the state General Fund for the period of July 1, 1971 to June 30, 1972 to the State Board for Technical and Vocational Colleges, Agency No. 083 for Program 512 to aid in carrying out the provisions of Legislative Bill 759, Eighty-second Legislature, First Session, 1971; to provide conditions and limitations; to amend section 2, Legislative Bill 1027, Eighty-second Legislature, First Session, 1971; to increase certain appropriations as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 25:

Barnett
Burbach
Carpenter
Carsten
Clark
Craft
Duis
Elrod
Epke
Johnson
Keyes
Kremer
Luedtke
Nore
Proud
Savage
Schmit
Simpson
Snyder
Swanson
Syas
Waldo
Waldron
Warner
Whitney

Voting in the negative, 17:

DeCamp
Hasebroock
Holmquist
Kennedy
Kime
Klaver
Kokes
Mahoney
Maresh
Morgan
Moylan
Skarda
Stahmer
Stromer
Stull
Wallwey
Wiltse

Not voting, 7:

Carstens
Chambers
Goodrich
Lewis
Marvel
Orme
Ziebarth

Having failed to receive a constitutional two-thirds majority voting in the affirmative, the question is, "Shall the bill pass with the emergency clause stricken?"

Mr. Carpenter requested a Call of the House. The Call showed 47 members present.

Mr. Carpenter moved to raise the Call. The motion prevailed with 43 ayes, 0 nays and 6 not voting.

Voting in the affirmative, 26:

Barnett
Burbach
Carpenter
Carsten
Carstens
Clark
Craft
Duis
Elrod
Epke
Goodrich
Johnson
Keyes
Kremer
Luedtke
Nore
Proud
Schmit
Simpson
Snyder
Swanson
Syas
Waldo
Waldron
Warner
Whitney

Voting in the negative, 16:

DeCamp Hasebroock Holmquist Kennedy Kime
Klaver Kokes Lewis Maresh Morgan
Moylan Skarda Stahmer Stromer Stull
Wiltse

Not voting, 7:

Chambers Mahoney Marvel Orme Savage
Wallwey Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 776. With emergency.

A BILL FOR AN ACT to amend sections 66-410, 66-428, and 66-452, Revised Statutes Supplement, 1969, relating to motor fuel; to declare policy; to provide a reduced tax on fuels containing grain alcohol and no lead; to create a special fund and provide its source and use; to change the amount of gasoline tax refund as prescribed; to make an appropriation; to establish a committee and provide its composition, duties, and compensation; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft DeCamp Duis Epke
Goodrich Hasebroock Johnson Kennedy Keyes
Kime Klaver Kokes Kremer Lewis
Luedtke Mahoney Maresh Marvel Morgan
Moylan Orme Savage Schmit Simpson
Snyder Stahmer Stull Swanson Waldo
Waldron Wallwey Warner Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 9:

Chambers Elrod Holmquist Nore Proud
Skarda Stromer Syas Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 257. Correctly enrolled.

LEGISLATIVE BILL 326. Correctly enrolled.

LEGISLATIVE BILL 390A. Correctly enrolled.

LEGISLATIVE BILL 404. Correctly enrolled.

LEGISLATIVE BILL 651. Correctly enrolled.

LEGISLATIVE BILL 655. Correctly enrolled.

LEGISLATIVE BILL 722. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed: LB 257, LB 326, LB 390A, LB 404, LB 651, LB 655 and LB 722.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 799.

A BILL FOR AN ACT to adopt the Uniform Anatomical Gift Act.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Elrod
Epke Goodrich Hasebroock Holmquist Kennedy
Keyes Kime Klaver Kokes Kremer
Lewis Luedtke Mahoney Maresh Marvel
Moylan Nore Orme Proud Savage
Schmit Simpson Skarda Snyder Stahmer
Stromer Stull Swanson Syas Waldo
Waldron Wallwey Warner Whitney Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Duis Johnson Morgan

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 831.

A BILL FOR AN ACT to amend section 8-131, Reissue Revised Statutes of Nebraska, 1943, relating to banks; to change the requirements for cash reserves as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Kime	Klaver	Kokes
Kremer	Luedtke	Mahoney	Maresh	Marvel
Morgan	Moylan	Nore	Orme	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Wallwey	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 3:

Keyes	Lewis	Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 886.

A BILL FOR AN ACT relating to education; to create the Nebraska Commission on Higher Education and provide the duties and authority thereof.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Kime	Klaver
Kokes	Kremer	Lewis	Luedtke	Mahoney
Maresh	Marvel	Morgan	Moylan	Nore
Orme	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stromer	Stull	Swanson

Syas Waldo Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 0.

Not voting, 2:

Stahmer Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 948.

A BILL FOR AN ACT to amend sections 39-727, 39-727.03, 39-727.04, 39-727.06, 39-727.07, and 39-727.13, Reissue Revised Statutes of Nebraska, 1943, relating to use of public roads; to require drivers to submit to tests for alcoholic content in the blood as prescribed; to prescribe an unlawful alcoholic content; to provide for local ordinances; to provide penalties; to make refusal to submit to such tests unlawful; and to repeal the original sections, and also sections 39-727.02, 39-727.08, 39-727.09, 39-727.10, 39-727.11, and 39-727.12, Reissue Revised Statutes of Nebraska, 1943, section 39-727.01, Revised Statutes Supplement, 1969, section 39-727.14, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 402, Eighty-second Legislature, First Session, 1971, and section 2, Legislative Bill 402, Eighty-second Legislature, First Session, 1971.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 32:

Barnett Carpenter Carsten Carstens Clark
Craft DeCamp Elrod Goodrich Hasebroock
Johnson Kennedy Keyes Kime Kremer
Lewis Luedtke Maresh Marvel Morgan
Moylan Nore Proud Snyder Stahmer
Stromer Stull Syas Waldo Wallwey
Whitney Ziebarth

Voting in the negative, 12:

Burbach Chambers Epke Holmquist Klaver
Kokes Mahoney Orme Schmit Skarda
Waldron Warner

Not voting, 5:

Duis Savage Simpson Swanson Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 984.

A BILL FOR AN ACT to amend section 18-1101, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, all; to remove a restriction on interest rates; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Barnett Burbach Carsten Carstens Clark
Craft DeCamp Elrod Epke Goodrich
Hasebroock Holmquist Johnson Kennedy Keyes
Kime Kokes Kremer Luedtke Maresh
Marvel Moylan Nore Orme Proud
Savage Schmit Skarda Snyder Stahmer
Stromer Stull Swanson Syas Waldo
Waldron Wallwey Warner Whitney Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Carpenter Chambers Duis Klaver Lewis
Mahoney Morgan Simpson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1000.

Mr. Stahmer asked unanimous consent to bracket LB 1000 on Final Reading. No objections. So ordered.

LEGISLATIVE BILL 1020.

A BILL FOR AN ACT to amend sections 71-201, 71-202, 71-203, 71-205, 71-207, 71-208, 71-208.01, 71-208.04, 71-208.05, 71-209, 71-212, 71-213, 71-215, 71-216, 71-219, 71-220, 71-221, 71-222, 71-222.01, 71-223.01, and 71-224, Reissue Revised Statutes of Nebraska, 1943, and section 71-208.02, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 22, Eighty-second Legislature, First Session, 1971, relating to barbering; to generally amend and revise The Barber Act; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett Burbach Carpenter Carsten Carstens
Chambers Clark Craft DeCamp Elrod
Epke Goodrich Hasebroock Holmquist Kennedy
Keyes Kime Klaver Kokes Kremer
Lewis Luedtke Mahoney Maresh Marvel
Morgan Moylan Orme Proud Savage
Schmit Simpson Skarda Snyder Stahmer
Swanson Syas Waldo Waldron Wallwey
Warner Whitney Wiltse Ziebarth

Voting in the negative, 3:

Johnson Nore Stull

Not voting, 2:

Duis Stromer

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

PRESENTED TO THE GOVERNOR

Presented to the Governor for his approval on May 26, 1971, at 9:10 a.m.: LB 100, LB 183, and LB 256.

Presented to the Governor for his approval on May 26, 1971, at 11:30 a.m.: LB 722, LB 655, LB 651, LB 404, LB 390A, LB 326 and LB 257.

(Signed) Barbara Jackson, Enrolling Clerk

STANDING COMMITTEE REPORT

Government and Military Affairs

LEGISLATIVE BILL 758. Placed on General File as amended.
Standing Committee amendment to LB 758:

1. Strike sections 1 to 3 and insert the following:

"Section 1. The Legislature finds that bargaining between a gas utility and persons who consume gas outside the limits of any municipality is frequently cumbersome, inequitable, and unsatisfactory to either one or both parties because such persons negotiating individually lack advisors qualified by education, training or experience to judge whether a given gas rate is reasonable and provides a fair return on the investment of a negotiating utility. Legislation should be provided whereby a person or a group of persons who buy gas outside of any municipality can bargain collectively with such utility and pool their resources to hire professional advisors and representatives to balance the professional advisors and representatives generally at the command of such utility and provide that the State Railway Commission shall determine gas rates when requested by such persons to the end that a rate will be set binding on both parties with adequate provision for appeal to the courts.

Sec. 2. Unless the context otherwise requires:

(1) Commission shall mean the State Railway Commission.

(2) Gas utility shall mean any natural person, partnership, association, cooperative or corporation which sells natural gas at retail in this state.

(3) Person shall mean an individual, partnership, association, cooperative or corporation, except a municipal corporation, which consumes gas at retail for use outside any municipality.

Sec. 3. The commission shall have sole authority to set retail gas rates in this state subject to review of the Supreme Court as provided in this act. The commission shall receive all applications for service agreements between a gas utility and one or more persons which shall be docketed and set for hearing within thirty days after filing. Notice of the filing of such application shall be given to each person involved by the applicant and proof of service of notice shall accompany each application filed.

Sec. 4. The commission shall hear the evidence for and against any rate in any service agreement for which application is made and within twenty days of the conclusion of such hearing shall make appropriate findings of fact and order the parties to abide by such rates and agreement as the commission shall determine is required in the public interest. A stenographic record shall be made of all evidence adduced at such hearing.

Sec. 5. Persons who are served by the same gas company may join in any application for approval of a service agreement and the commission shall set such joint application for hearing without entertaining any notion to sever the application into several applications or several agreements.

Sec. 6. The commission shall provide such rules, regulations and procedure as it shall determine are required in order to carry out the provisions of this act and comply with the Administrative Procedures Act.

Sec. 7. After the commission deliveres its order as required by this act, any party to the agreement submitted in such application may appeal the decision to the Supreme Court which may try the matter de novo on the record.

Sec. 8. The commission shall have authority and jurisdiction to determine and establish priorities of service between the customers of a gas utility, and to determine the order in which gas service to such customers may be curtailed by a gas utility; Provided, that an interruptable fuel user who does not have standby fuel supply, shall be given first priority.".

(Signed) Terry Carpenter, Chairman

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 735. Correctly enrolled.

LEGISLATIVE BILL 759A. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislative was in session and capable of transacting business the President signed: LB 735 and LB 759A.

RECESS

At 11:57 a.m., on a motion by Speaker Hasebroock, the Legislature recessed until 1:30 p.m.

AFTER RECESS

The Legislature reconvened at 1:30 p.m., President Marsh presiding.

The roll was called and all members were present.

MESSAGES FROM THE GOVERNOR

May 25, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills No. 266, 426, 505, 505A, 544, 545, 571, 572, 572A, 574, 667, and 844. These bills were signed by me on May 25, 1971, and delivered to the Secretary of State.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:do

May 26, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
Legislative Chambers
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Legislative Bills Nos. 326A, 768, 824, 877A, 955, 982, 987, 987A, and 992. These bills were signed by me on May 25, 1971 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1030. With emergency.

A BILL FOR AN ACT to amend sections 81-1302, 81-1303, 81-1304, 81-1305, 81-1306, 81-1307, 81-1310, 81-1312, and 81-1313, Revised Statutes Supplement, 1969, and section 81-1311, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 106, Eighty-second Legislature, First Session, 1971, relating to the state personnel system; to create the Department of Personnel as prescribed; to redefine terms; to provide duties for the Director of Personnel as prescribed; to transfer the duties of state personnel service and Personnel Director to the Department of Personnel and Director of Personnel as prescribed; to provide for the salary of the Director of Personnel; to repeal the original sections, and also section 81-1317, Revised Statutes Supplement, 1969; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 48:

Barnett
Burbach
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 1:

Lewis

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1035.

A BILL FOR AN ACT to amend sections 85-103 and 85-103.01, Revised Statutes Supplement, 1969, relating to the University of Nebraska; to reapportion the districts of the Board of Regents; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 48:

Barnett
Burbach
Carpenter
Carsten
Carstens
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Savage
Schmit
Simpson
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 1:

Lewis

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1037. With emergency.

A BILL FOR AN ACT making appropriations for the state government for the fiscal year beginning July 1, 1971, and ending June 30, 1972, for construction, repair, and improvement of state buildings and land acquisition as prescribed; to define terms; to cite limits and conditions on the expenditure of funds; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Barnett
Burbach
Carsten
Carstens
Chambers
Clark
Craft
DeCamp
Duis
Elrod
Epke
Goodrich
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kime
Klaver
Kokes
Kremer
Lewis
Luedtke
Mahoney
Maresh
Marvel
Morgan
Moylan
Nore
Orme
Proud
Schmit
Skarda
Snyder
Stahmer
Stromer
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 1:

Simpson

Not voting, 3:

Carpenter
Savage
Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1038. With emergency.

A BILL FOR AN ACT making reappropriations for the period July 1, 1971 to June 30, 1972, for construction, repair, and improvement of state buildings as prescribed; to define terms; to cite limits and conditions on the expenditure of funds; to amend section 28, Legislative Bill 1025, Eighty-second Legislature, First Session, 1971; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 47:

Barnett	Burbach	Carpenter	Carsten	Chambers
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Kime	Kokes	Kremer
Lewis	Luedtke	Mahoney	Maresh	Marvel
Morgan	Moylan	Nore	Orme	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Wallwey	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 2:

Carstens Klaver

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1041.

A BILL FOR AN ACT relating to motorcycles; to provide a penalty for certain violations; and to provide for examinations.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 33:

Burbach	Carpenter	Carsten	Carstens	Craft
DeCamp	Duis	Hasebroock	Holmquist	Johnson
Kennedy	Kime	Klaver	Kremer	Luedtke
Mahoney	Maresh	Marvel	Morgan	Moylan
Nore	Orme	Savage	Stromer	Stull
Swanson	Syas	Waldo	Wallwey	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 13:

Barnett	Chambers	Clark	Epke	Goodrich
Lewis	Proud	Schmit	Simpson	Skarda
Snyder	Stahmer	Waldron		

Not voting, 3:

Elrod	Keyes	Kokes

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

PRESENTED TO THE GOVERNOR

Presented to the Governor for his approval on May 26, 1971, at 1:40 p.m.: LB 735 and LB 759A.

(Signed) Barbara Jackson, Enrolling Clerk

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 776. Correctly enrolled.

LEGISLATIVE BILL 799. Correctly enrolled.

LEGISLATIVE BILL 831. Correctly enrolled.

LEGISLATIVE BILL 886. Correctly enrolled.

LEGISLATIVE BILL 948. Correctly enrolled.

LEGISLATIVE BILL 984. Correctly enrolled.

LEGISLATIVE BILL 1020. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 776, LB 799, LB 831, LB 886, LB 948, LB 984 and LB 1020.

RESOLUTIONS

LEGISLATIVE RESOLUTION 83.

Introduced by William H. Hasebroock, 18th District.

WHEREAS, by an act approved March 2, 1881 (Laws, 1881, Chap. 57, p. 255) the State of Nebraska ceded to the United States exclusive jurisdiction over an area within the City of Omaha, Douglas County, located at approximately 21st Street and Woolworth Avenue, and commonly referred to as the Omaha Quartermaster Depot or the Kansas City Quartermaster Subdepot, and more particularly described in said Act of 1881; and

WHEREAS, the United States has indicated that it is now desirous of retroceding such exclusive jurisdiction to the State of Nebraska.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Governor of the State of Nebraska is hereby authorized to accept retrocession of jurisdiction over the territory located within the city of Omaha and particularly described in Chapter 57, Laws of Nebraska, 1881, on condition that he find that it is in the best interests of the State of Nebraska to do so.
2. That a duly attested copy of this resolution be transmitted by the Clerk of the Legislature to the Governor.
3. That the Governor be requested to file a copy of any action taken by him under this resolution with the Secretary of State and with the State Surveyor.

Speaker Hasebroock moved to suspend the rules and take up LR 83. The motion prevailed with 38 ayes, 0 nays and 11 not voting.

LR 83 was adopted by a vote of 40 ayes, 1 nay and 8 not voting.

LEGISLATIVE RESOLUTION 81. LR 81 found in the Legislative Journal on page 2101 for the Eighty-Ninth Day was adopted by a vote of 41 ayes, 0 nays and 8 not voting.

MOTION—Override Governor's Veto

Mr. Keyes moved to override the Governor's veto on LB 264.

Whereupon the President stated: "The question is, 'Shall the bill pass notwithstanding the objections of the Governor?' "

Mr. Keyes requested a Call of the House. The Call showed 49 members present.

Mr. Chambers moved the Call be raised. The motion prevailed with 32 ayes, 13 nays and 4 not voting.

Voting in the affirmative, 28:

Burbach
Carsten
Carstens
Craft
DeCamp
Duis
Elrod
Epke
Keyes
Kokes
Kremer
Luedtke
Maresh
Nore
Proud
Savage
Schmit
Simpson
Snyder
Stahmer
Stromer
Stull
Swanson
Waldo
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 18:

Barnett	Chambers	Clark	Goodrich	Hasebroock
Holmquist	Johnson	Kennedy	Kime	Klaver
Mahoney	Marvel	Morgan	Moylan	Orme
Skarda	Syas	Wallwey		

Not voting, 3:

Carpenter	Lewis	Waldron

Having failed to receive a constitutional three-fifths majority voting in the affirmative, the bill failed of passage.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 1030. Correctly enrolled.

LEGISLATIVE BILL 1035. Correctly enrolled.

LEGISLATIVE BILL 1037. Correctly enrolled.

LEGISLATIVE BILL 1038. Correctly enrolled.

LEGISLATIVE BILL 1041. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed: LB 1030, LB 1035, LB 1037, LB 1038, LB 1041, LR 81, LR 82, LR 83 and LR 42.

PRESENTED TO THE GOVERNOR

Presented to the Governor for his approval on May 26, 1971, at 2:30 p.m.: LB 1020, LB 984, LB 948, LB 886, LB 831, LB 799 and LB 776

(Signed) Barbara Jackson, Enrolling Clerk

MOTION–Override Governor's Veto

Mr. Burbach moved to override the Governor's veto on LB 707.

Whereupon the President stated: "The question is, 'Shall the bill pass notwithstanding the objections of the Governor?' "

Voting in the affirmative, 32:

Burbach Carpenter Carsten Carstens Craft
DeCamp Duis Elrod Epke Hasebroock
Holmquist Johnson Keyes Kokes Kremer
Luedtke Maresh Moylan Nore Proud
Schmit Simpson Stahmer Stromer Stull
Waldo Waldron Wallwey Warner Whitney
Wiltse Ziebarth

Voting in the negative, 13:

Barnett Chambers Clark Kennedy Klaver
Mahoney Marvel Morgan Orme Savage
Skarda Snyder Syas

Not voting, 4:

Goodrich Kime Lewis Swanson

Having received a constitutional three-fifths majority voting in the affirmative, the bill passed notwithstanding the objections of the Governor.

UNANIMOUS CONSENT—Print in Journal

Mr. Carpenter asked unanimous consent to print the following in the Journal. No objections. So ordered.

May 24, 1971

Senator Terry M. Carpenter
Nebraska State Legislature
State Capitol Building
Lincoln, Nebraska

Dear Senator Carpenter:

In your letter of May 12, 1971, you asked three questions. We will answer them in the order in which they were asked. Your first question is whether in establishing the 1972 tax rates the Board of Equalization must take into account the projected cash flow of receipts and disbursements, so as to insure an adequate balance in the State General Fund at all times throughout the year. The procedure for setting the sales and use tax rates and income tax rates is set forth in Section 77-2715.01, R. S. Supp. 1969. We will discuss this procedure in more detail in connection with the answer to your third question, but in answer to your first question we will say that this section neither requires nor authorizes the considerations you mention to be taken into account in fixing these rates.

Your second question is whether there is any statutory or constitutional prohibition against the state's issuing registered warrants for payment of appropriated expenditures during periods that the General Fund balance is exhausted. Article VIII, Section 8 of the Constitution and Sections 77-201 to 77-2206, R. R. S. 1943, make provisions for the issuance of warrants. Article XIII, Section 1 of the Constitution, provides that the state may, to meet casual deficits, or failures in the revenue, contract debts never to exceed in the aggregate one hundred thousand dollars. An argument can be made that this provision constitutes a limitation upon the state's authority to issue registered warrants. In our opinion, however, this constitutional provision is not applicable to the issuance of registered warrants for payment of appropriated expenditures during periods when the General Fund balance is exhausted. The issuance of a registered warrant to cover a debt already incurred dues not constitute "contracting" the debt, but the warrant is issued only as evidence of a pre-existing debt. We therefore feel that this portion of Article XIII, Section 1 of the Constitution is not applicable to the situation you inquire about.

Your third question is what the specific statutory and constitutional limitations or requirements are which govern the setting of tax rates by the State Board of Equalization. Section 77-2715.01, R. S. Supp. 1969, provides that the rates shall be set by the State Board of Equalization and Assessment. This section is quite lengthy, and we believe no useful purpose would be served by setting it forth in full herein. In a very general summary of this section, it requires the State Board to determine how much money must be raised during the biennium by the sales and income tax, taking into account appropriations, the amount on hand at the beginning of the period, and estimated receipts from sources other than sales and income taxes. The Board then sets the rates at such figures as will raise not less than five percent in excess of appropriations, and at such rates as will, as nearly as possible, produce equal amounts from the sales and use tax, on the one hand, and the income and franchise tax, on the other. In theory, at least, the function of the State Board is merely one of making mathematical computations, based upon the amount on hand at the beginning of the period, appropriations or fixed obligations, estimate of revenues from other sources of income, and estimates of the amount of revenue that will be realized from different sales and income tax rates.

This system may involve, indirectly, the provision of Article XIII, Section 1 of the Constitution discussed above. If the State Board were to violate its duty under Section 77-2715.01, and fail to set the sales and income tax rates high enough to produce income sufficient to cover appropriations made by the Legislature, the state might find itself in debt in violation of Article XIII, Section 1. We therefore feel that the obligations imposed upon the State Board by Section 77-2715.01 are not only statutory duties, but are constitutional obligations, since a failure to perform these duties could automatically put the state into debt in excess of the limitations of Article XIII, Section 1. Our Court recognized this duty on the part of the State Board by use of the following language in State v. Searle, 79 Neb. 111:

> "It is contended, however, that there may be no fund provided for the payment of the claim in question because the state board of equalization may not levy the university tax. This contention hardly merits our consideration. The law presumes that officers will perform their duties, and it is not to be believed that the state board will refuse or neglect to make the levy in question; and, if they should do so, they may be coerced by the courts to perform that duty."

The same case contains this language with respect to the registration of warrants:

> "Lastly, it is contended that no warrant can be drawn on the fund in question because there is no money in the treasury with which to pay the same. It was well understood by the legislature, and is a matter of common knowledge, that it may often happen that there are no funds actually in the treasury belonging to a specific appropriation, against which warrants can be drawn. And so it was provided by sections 1-3, ch. 93, Comp. St. 1905, that it is the duty of the state treasurer to register warrants in the order of their presentation, when there is no fund in the treasury with which to pay them; and, when a fund is provided for a certain purpose, warrants may be drawn against that fund, whether it is actually in the treasury or not, so long as the warrants drawn do not exceed the amount of the appropriation. If this could not be done the business of the several departments of the state would often be seriously interfered with, and in many instances would have to cease altogether."

Very truly yours,

CLARENCE A. H. MEYER
Attorney General

(Signed) Ralph H. Gillan
Assistant Attorney General

RHG:hw

MOTION—Reconsider Action on LB 264

Mr. Carpenter moved to reconsider the action taken today to override the Governor's Veto. The motion failed with 26 ayes, 20 nays and 3 not voting.

MOTION—Override Governor's Veto

Mr. Carpenter moved to override the Governor's veto on LB 264.

Whereupon the President stated: "The question is, 'Shall the bill pass, notwithstanding the objections of the Governor?' "

Mr. Carpenter requested a roll call vote.

Voting in the affirmative, 29:

Burbach Carpenter Carsten Carstens Craft
DeCamp Duis Elrod Epke Johnson
Keyes Kokes Kremer Luedtke Maresh
Nore Proud Savage Schmit Simpson
Snyder Stahmer Stull Swanson Waldo
Warner Whitney Wiltse Ziebarth

Voting in the negative, 20:

Barnett Chambers Clark Goodrich Hasebroock
Holmquist Kennedy Kime Klaver Lewis
Mahoney Marvel Morgan Moylan Orme
Skarda Stromer Syas Waldron Wallwey

Not voting, 0.

Having failed to receive a constitutional three-fifths majority voting in the affirmative, the bill failed.of passage.

MOTION—Override Governor's Veto

Mr. Carpenter moved to override the Governor's veto on LB 1031.

Whereupon the President stated: "The question is, 'Shall the bill pass, notwithstanding the objections of the Governor?',"

Voting in the affirmative, 39:

Barnett Burbach Carpenter Carsten Carstens
Clark Craft DeCamp Duis Epke
Hasebroock Holmquist Johnson Kennedy Keyes
Kremer Luedtke Mahoney Maresh Marvel
Morgan Moylan Nore Orme Proud
Savage Schmit Simpson Skarda Snyder
Stromer Stull Swanson Waldo Waldron
Warner Whitney Wiltse Ziebarth

Voting in the negative, 6:

Chambers Klaver Kokes Stahmer Syas
Wallwey

Not voting, 4:

Elrod Goodrich Kime Lewis

A constitutional three-fifths majority voting in the affirmative, the bill passed notwithstanding the objections of the Governor.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on May 26, 1971 at 2:45 p.m.: LB 1030, LB 1035, LB 1037, LB 1038 and LB 1041.

(Signed) Barbara Jackson, Enrolling Clerk

MESSAGES FROM THE GOVERNOR

May 26, 1971

Mr. President, Mr. Speaker,
and Members of the Legislature
Legislative Chambers
State House
Lincoln, Nebraska

Dear Senators:

I return to you herewith LB 759A without my signature and with my objections.

It was my commitment and understanding with leading proponents of LB 759 that, despite some reservations, I would sign that bill for needed coordination of technical and vocational colleges provided LB 759A would be bracketed.

LB 759A not only funded $61,000 for operation of LB 759, which I would have approved, but also created an additional $412,000 of spending over my recommendations.

Since that understanding and commitment is not acceptable to at least 26 members of the Legislature, I wish to return 759A to you herewith since its intent is to spend additional tax dollars above my recommendations.

Your sending me for approval LB 759 and forcing my decision on that measure before passage of the companion measure 759A, I respectfully submit, is not a good practice since companion measures should, whenever possible, advance together so that proper scrutiny and consideration can be given each measure simultaneously.

There have been some instances, in fact, when the Legislature has sent to me the "A" bills or the spending and funding portion before the major measure creating the program for which the "A" measure is created in the first instance. Such actions, it seems to me, have the connotation of putting the "cart before the horse."

While I realize that a veto of this bill is not necessary because of court decisions to the effect that any appropriation measure in excess of the Governor's recommendation must receive 33 votes on final passage to be effective, I wish to take this means of expressing my opposition to LB 759A.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw

May 26, 1971

Mr. President, Mr. Speaker,
and Members of the Legislature
Legislative Chambers
State House
Lincoln, Nebraska

Dear Senators:

I return to you herewith LB 945 without my signature and with my objections.

In addition to my concern on LB 945, I am attaching herewith a letter from the Attorney General on this measure which is self-explanatory, and as a result of a conference I had with the Attorney General this morning as we attempted to keep up with the number of bills being passed by the Legislature in these final days of the first session of the 82nd Nebraska Legislature.

It appears that LB 945 would precipitate expensive and extensive litigation and may have a tendency to confuse more than clarify tax equalization matters.

I direct your attention to the fact that the Legislature has already established an interim study committee on the subject of property tax equalization and it is my opinion further legislation in this area should await the results of that study and others.

May I again respectfully request your sustaining this action and allow adequate opportunity to thoughtfully consider this matter next year.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw

May 26, 1971

Honorable J. James Exon
Governor of the State of Nebraska

Capitol Building
Lincoln, Nebraska

Dear Governor Exon:

You have asked our opinion as to the constitutionality of L. B. 945. We can see a number of constitutional difficulties with this bill, particularly sections 7 to 11. The basic idea of these sections is that when a taxing district lies in two or more counties, and the ratios of assessed valuations to actual values are different in the two counties, the mill levy for the overlapping district shall be adjusted in each county to take into account the disparity in assessment ratios. The basic idea has merit, but we see great difficulties in the implementation of the system.

Section 7 of the bill requires a determination of the "equalized valuations" of taxable property in such overlapping district lying in each county. This is to be determined by the application of the "county assessment ratio" developed by the Tax Commissioner. The Tax Commissioner attempts to develop assessment ratios based on various indicators of value, including sales assessment ratios, appraisal studies, agricultural statistics, etc. Even after a full hearing before the State Board of Equalization and Assessment, supporting testimony, corrections and adjustments, and findings by the State Board in conformity with these adjusted figures, the Supreme Court has frequently, if not uniformly, refused to accept the Tax Commissioner's figures as achieving equalization among the counties. Section 7 to 11 of the Act contemplate acceptance of these figures with no hearings to determine their validity. We are confident that the Court would refuse to sustain an action taken on the basis of the Tax Commissioner's figures under these circumstances.

Next, we point out that the Tax Commissioner's ratios deal only with the assessment of real estate, but the varying mill levies provided for by L. B. 945 would be applied to all classes of property, including personal property. There is no guarantee, or even indication, that a low assessment ratio of real estate in a particular county is reflected in a low assessment ratio for personal property in the same county. Nevertheless, the low assessment ratio of real estate in the county would result in a higher mill levy on the personal property in that county, as compared with personal property of the same value in the adjoining county. This would appear to be in violation of Article VIII, Section 1 of the Nebraska Constitution, which requires that taxes shall be levied by valuation uniformly and proportionately upon all tangible property and franchises. This is particularly apparent with respect to centrally assessed personal property. For example, motor vehicles are centrally assessed but locally taxed. A motor vehicle in the overlapping district lying in the county of low assessment ratio would be subject to a higher mill levy for the overlapping district than an identical motor vehicle located in the same district in the adjoining county.

We also have some question about the propriety of Section 11 of the Act, which provides that the system outlined above shall not be applicable when the mill levy of the overlapping district is five mills or less. If this system is proper, it would appear that the disparity that it attempts to correct is proportionately as great whether the mill levy is five mills or less than five mills. To deny taxpayers the relief this bill attempts to give simply because the mill levy is five mills or less may be denying them equal protection of the laws, in violation of the Federal Constitution, or may constitute an unreasonable classification, in violation of Article III, Section 18 of the Nebraska Constitution.

Lastly, we point out that Article IV, Section 28 of the Nebraska Constitution requires the State Board of Equalization and Assessment, not the Tax Commissioner, to review and equalize assessments of property for taxation within the state. If the Tax Commissioner's figures can be accepted as absolutely correct, as sections 7 to 11 of this bill contemplate, it would be the duty of the State Board to adjust the assessed valuations in order to achieve equalization. It is because the Supreme Court has refused to do so that this whole problem arises. This bill attempts to achieve partial intercounty equalization by action of the county board having responsibilities for the fixing of the mill levy for the overlapping district, based upon information received from the Tax Commissioner. This might well be held to be in violation of Article IV, Section 28 of the Nebraska Constitution.

Very truly yours,

CLARENCE A. H. MEYER
Attorney General

(Signed) Ralph H. Gillan
Assistant Attorney General

RHG:hw

MOTION–Advise Governor's Office

Mr. Wiltse moved that a committee of two be appointed to advise the Governor's Office that the Eighty-second Legislature, First Session of the Nebraska State Legislature is about to complete its work, and to return with any message the Governor may have for the Legislature.

The Speaker appointed Messers. Holmquist and Burbach to serve as the committee in the above stated capacity.

UNANIMOUS CONSENT–Print in Journal

Mr. Warner asked unanimous consent to print the following Attorney General's opinion in the Journal. No objections. So ordered.

March 30, 1971

Honarable Jerome Warner
Member of the Legislature
Capitol Building
Lincoln, Nebraska

Dear Senator:

You suggest that with the annual sessions beginning in 1971 that it appears that the Legislature cannot increase appropriations above the revenue which would be raised by the sales and income tax based on the rates in existence at the beginning of the 1971 session, except for a possible increase in revenue which could be obtained by raising said rates from January 1, 1972, through June 30, 1972. You then suggest that in most instances this will not provide sufficient lead time to collect a sufficient amount in the treasury to take care of appropriations. You then ask three specific questions. We will discuss your questions in order.

You ask: "Will the constitution permit the 1971 Legislature to make an appropriation beyond June 30, 1972; If so, how far beyond?"

The 1969 Legislature proposed a constitutional amendment requiring annual sessions of the Legislature of Nebraska, which amendment was adopted by the voters in 1970. (Article III, Section 10, Constitution of Nebraska.) In so doing no amendment was proposed to Article III, Section 22, Constitution of Nebraska, which provides:

> "Each Legislature shall make appropriations for the expenses of the Government until the expiration of the first fiscal quarter after the adjournment of the next regular session, and all appropriations shall end with such fiscal quarter.***."

Nor was Article IV, Section 7, amended, which requires the Governor "after the commencement of each regular session" to present a budget "for the ensuing biennium."

A constitutional amendment becomes an integral part of the instrument and must be so construed. It must be harmonized, if possible, with all other provisions, and effect must be given to every section and clause as well as the whole instrument. Swanson v. State, 132 Neb. 82, 271 N. W. 264. It should also be remembered that, while a clause in a constitutional amendment will prevail over a provision in the original instrument inconsistent with the amendment, distinct constitutional provisions are repugnant to each other only when they relate to the same subject, are adopted for the same purpose, and cannot be enforced without substantial conflict. Swanson v. State, supra. In 16 Am. Jur. 2d, Constitutional Law, §68, p. 246, the following appears:

> "***.At the same time, amendments are usually adopted for the express purpose of making changes in the existing system. Hence, it is very likely that conflict may arise between an amendment and portion of a constitution adopted at an earlier time. In such a case, the rule is firmly established that an amendment duly adopted is a part of the constitution and is to be construed accordingly.***."

It seems an inconsistency may have been created between Article III, Section 22, and Article IV, Section 7. We are of the opinion that this inconsistency is more apparent than real. Article IV, Section 7, imposes a duty on the Governor to present a budget for the ensuing biennium while Article III, Section 22, is a limitation upon the power of the Legislature. Article IV, Section 7, thus seems to require more of the Governor than actually needs be performed each regular session, but we cannot say that for planning future operations of the state that said requirement is useless and it certainly does not conflict with Article III, Section 22. By this latter provisions, the Legislature is prohibited from making continuing appropriations. See, State ex rel. Meyer v. Steen, 183 Neb. 297, 160 N. W. 2d 164. It is also the duty of the Legislature to make appropriations for the expenses of government until the expiration of the first fiscal quarter after the adjournment of the next regular session of the Legislature. Is also appears, from the floor debate that annual appropriations were considered. Nebraska State Legislature, 80th Session, General Debate, August 29, 1969, at pages 4433, 4434.

Our Court has specifically held that a general appropriation will not lapse until the end of the first fiscal quarter after the adjournment of the next session of the Legislature. State v. Babcock, 22 Neb. 33, 33 N. W. 709, State v. Moore, 36 Neb. 579, 54 N. W. 866. Under the statute the fiscal year begins on July 1 of each year and ends on June 30 of each year, Section 84-701, R. R. S. 1943. The first fiscal quarter as referred to in Section 22, Article III, of the Constitution is the fiscal quarter beginning after the adjournment of the next regular session. Thus, for example, if the Legislature this year adjourns sine die during June, the first fiscal quarter referred to will be that beginning June 1 and ending on September 30 of this year. Since we cannot anticipate the precise time the next session of the Legislature will adjourn, we cannot be precise in advising you at this time. We also note that all appropriations must terminate with the end of said fiscal quarter so that appropriations could not be extended beyond the end of that fiscal quarter.

You ask if the 1971 Legislature could require the Board of Equalization to establish a sales and income tax rate for 1972 which would provide revenue for appropriations to be made by the 1972 Legislature. We think it possible that provisions could be made, under standards established by the Legislature by a duly enacted law, to require the State Board of Equalization and Assessment to fix such rates, or the rates could be fixed by an act of the Legislature.

Finally you ask: "By what procedure could the 1971 Legislature require the Board of Equalization in 1971 to take authorized expenditure, but as yet not appropriated (items), into account when setting Sales & Income Tax rates for 1972 and when the funds to be raised would not be appropriated until the budget year of July 1, 1972 through June 30, 1973? (This question assumes that the 1971 Session would not require an appropriation beyond September 30, 1972.)" This appears to be primarily a legislative and not a legal question. The procedure to require the State Board of Equalization to consider expenditures which may be authorized by statute for future years, but which cannot yet be appropriated, would necessarily have to be prescribed by statutory enactment by the Legislature.

Yours very truly,

CLARENCE A. H. MEYER
Attorney General
(Signed) Geral S. Vitamvas
Deputy Attorney General

GSV:ejg

MOTION—LB 167

Mr. Carpenter moved that is is the intent of the introducer and the Legislature as evidenced by its 48 to 0 vote on LB 167 that it is mandatory upon the State Board of Equalization and Assessment to set the rates of the sales and income tax to meet the fixed financial obligations as enacted by the most recent regular and/or special session of the Legislature.

LB 167 establishes the procedure to require the State Board of Equalization and Assessment to appropriate those expenditures which may be authorized by statute for future years.

The motion prevailed by a vote of 28 ayes, 7 nays and 14 not voting.

VISITORS

Mr. Maresh introduced his daughters, Janet and Cheri.

MOTION—Override Governor's Veto

Mr. Carpenter moved to override the Governor's veto on LB 945.

Whereupon the President stated: "The question shall be, 'Shall the bill pass, notwithstanding the objections of the Governor?' "

Voting in the affirmative, 34:

Burbach Carpenter Carsten Carstens Clark
Craft DeCamp Duis Elrod Epke
Hasebroock Holmquist Johnson Keyes Kime
Kremer Lewis Mahoney Maresh Marvel
Morgan Moylan Nore Savage Skarda
Snyder Stromer Stull Swanson Waldo
Waldron Whitney Wiltse Ziebarth

Voting in the negative, 11:

Barnett Chambers Kennedy Klaver Kokes
Luedtke Orme Simpson Stahmer Syas
Warner

Not voting, 4:

Goodrich Proud Schmit Wallwey

Having received a constitutional three-fifths majority voting in the affirmative, the bill passed notwithstanding the objections of the Governor.

MOTION–Reconsider Action on LB 264

Mr. Kime moved to suspend the rules and reconsider the action taken today on LB 264. The motion failed by a vote of 18 ayes, 24 nays and 7 not voting.

MOTION–Approve Printing

Mr. Waldo moved that the Legislature approve the preparation and printing of the Permanent Legislative Journal, Session Laws, Bills and Index by Vincent D. Brown, and that the Clerk be directed to send to each member of the Legislature a copy of the bills passed, as soon as printed, and the expense in so doing be paid out of the legislative expense appropriation. The motion prevailed.

MOTION–File Bills and Records

Mr. Wallwey moved that the chairman of each standing committee be requested to file with the Clerk of the Legislature any bills and standing committee records remaining in his possession, so that a proper record may be made of the final disposition of such bills. The motion prevailed.

MOTION–Mailing of Permanent Journal & Session Laws

Mrs. Orme moved that the Clerk of the Legislature be instructed to send to each Member of the Legislature, and to each authorized member of the Press assigned to the Legislature for the Eighty-second Legislature, First Session, a copy of the Permanent Legislative Journal and Session Laws of the Eighty-second Legislature, First Session, when completed; and that expenses for same be paid out of the funds appropriated for legislative expenses, and that Members of the Legislature and the Press be authorized to retain Statutes now in their possession and the members of the Legislature be authorized to retain their files. The motion prevailed.

MOTION–Retain Help

Mr. Kremer moved that the Executive Board of the Legislative Council be authorized and directed to retain such help as may be required to complete the business of the Eighty-second Legislature, First Session and to employ such help as is necessary during the interim. The motion prevailed.

MOTION–Appreciation to Administrative Members

Mr. Stull moved that the Eighty-second Legislature, First Session of the Nebraska State Legislature express its appreciation to Vincent D. Brown, Clerk of the Legislature; Arlyn L. Westergren, Assistant Clerk of the Legislature; John J. Wilson, Bill Drafter and Emory P. Burnett, Enrollment and Review Committee Attorney for their assistance, counsel, advice and experience to this Legislature in its consideration of matters brought before it. The motion prevailed.

MOTION—Appreciation to Lieutenant Governor

Mr. Johnson moved that the Eighty-second Legislature, First Session of the Nebraska State Legislature give a standing vote of appreciation to the outstanding performance of Lieutenant Governor Frank Marsh, who as Lieutenant Governor, is the presiding officer of this body and has demonstrated to this Legislature an example of impartiality and fairness. The motion prevailed.

MOTION—Appreciation

Mr. Holmquist moved that the Eighty-second Legislature, First Session of the Nebraska Legislature express its appreciation to the Reverend Robert Palmer, Chaplain; Ray R. Wilson, Sergeant-at-Arms and his assistants; and Mrs. Lottie Henderson, Postmistress. The motion prevailed.

MOTION—Appreciation to Employees

Mr. C. Carsten moved that the Legislature take this opportunity to express its gratitude and appreciation of the efficient and conscientious performance of their duties by the committee clerks, secretaries, bill room employees and other employees of this body. It is through their efforts that this body has been able to efficiently perform their duties to serve the people of this State. The motion prevailed.

MOTION—Appreciation-Printing

Mr. Savage moved that the Legislature express appreciation to the printing section of the Department of Revenue and specifically to Mr. Arnold Tuning, Joe Arrington, Larry Whitson and Gary Whitson and their assistants for their determined and successful effort in printing the voluminous quantity of bills and journals required during the First Session of the Eighty-second Legislature. The motion prevailed.

MOTION—Appreciation-Computer Bill Drafting

Mr. Simpson moved that we express out appreciation to Dr. Don Nelson and his staff and Mr. Emory P. Burnett and his staff for an exceptional job of creating and perfecting a computer oriented system for bill drafting, bill preparation and copy printouts, which has greatly speeded the paperwork of this Session and assisted in making possible the completion of our work within the time allotted for the Eighty-second Legislature, First Session of the Legislature. The motion prevailed.

MOTION—Appreciation to Journal Clerks

Mr. Mahoney moved that we express our appreciation to the Journal Clerks whose diligent and persistent work has made possible the publication of the Journal at a significantly reduced cost compared with other Legislative Sessions. The motion prevailed.

MOTION—Appreciation to Press

Mrs. Craft moved that this body express its thanks and appreciation to the newspapers and the press associations, radio and television stations for their accuracy and fairness in reporting and broadcasting the news, events and activities of this Eighty-second Legislature, First Session of the Legislature, to the people of this State. The motion prevailed.

APPRECIATION

Mr. President:

The elective officers and employees of the Eighty-second Legislature, First Session hereby express their appreciation for the privilage of serving this Legislature and for the courtesies extended to them by each and every member.

(Signed) Vincent D. Brown

ESCORT GOVERNOR

The President appointed the following committee to escort the Governor to the rostrum: Senators Stahmer, Orme, Kremer, Mahoney, Holmquist and Burbach.

The Governor offered the following message:

Thank you for your invitation to speak to you.

Since this is not, as has been in the past, the end of a legislative session, I am looking forward to seeing you all in January.

I feel that I should reserve formally addressing your honorable body on our joint accomplishments at the end of this 82nd Session of the Legislature which will have completed its deliberations next year.

In the interest of time I am therefore conveying to you in this short talk a hearty thank you, each and every one, in behalf of the citizens of the State of Nebraska for your efforts.

We have not always agreed and probably will not in the future.

However, I am confident that each member of your honorable body did what he thought was best for the citizens. The fact that we agreed on something in excess of 500 measures while disagreeing on a relative few is all the proof we need that our basic system, even with its imperfections and sometimes clash of legitimate issue and personalities, is still interestingly and uniquely proven as the best that man has devised.

From now until you return shortly in seven short months, I would appreciate hearing from you often . . . the door to my office which has nearly swung off its hinges since January 7 remains wide open to all of you. Let me remind you again that you are always welcome.

MOTION—Pages

Mr. Simpson expressed appreciation to the Pages for their efficient and conscientious performance of their duties to this body.

MOTION—Adjournment

Mr. President: I move that the Journal for the Ninetieth Day, as prepared by the Clerk, be approved, and that the Eighty-second Legislature, First Session of the Legislature, having finished all business before it, now at 3:58 p.m. we adjourn sine die.

(Signed) W. H. Hasebroock

The motion prevailed.

Vincent D. Brown
Clerk of the Legislature

Received after adjournment

MESSAGES FROM THE GOVERNOR

May 26, 1971

Mr. Vincent Brown
Clerk of the Legislature
Legislative Chambers
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills Nos. 167, 939, and 939A. These bills were signed by me on May 26, 1971 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

May 26, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
Legislative Chambers
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills Nos. 100, 183, 257, 390A, 655, 722, and 735. These bills were signed by me on May 26, 1971 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

May 27, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
Legislative Chambers
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills Nos. 326, 651, 799, 831, 886, 984, 1020, 1037, 1038, and 1041, and Reengrossed Legislative Bills Nos. 776, 948, and 1035. These bills were signed by me on May 26, 1971 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

May 28, 1971

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bill No. 1030 and Reengrossed Legislative Bill No. 404. These bills were signed by me on May 28, 1971 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

COMMUNICATION

May 28, 1971

Honorable Vince Brown
Clerk of the Legislature
State of Nebraska
Lincoln, Nebraska

Dear Mr. Brown:

I do hereby certify that Governor J. James Exon returned to my office, in accordance with Sec. 15, Article IV of the Constitution, L.B. 256 without his signature and accompanied by his letter of objection to said bill.

I further hereby certify that L.B. 256 without the Governor's signature and with his objections was filed at 4:30 p.m. on May 28, 1971 in this office.

Sincerely,

(Signed) ALLEN J. BEERMANN
Secretary of State

Enclosures – Objections

May 28, 1971

Mr. Allen J. Beermann
Secretary of State
State House
Lincoln, Nebraska

Dear Mr. Beermann:

I return to you herewith LB 256 without my signature and with my objections.

For reasons that I have clearly spelled out in a series of messages to the Legislature and through public statements, I cannot, in good conscience, allow LB 256 to become law. It is unfair tax legislation.

This measure, along with all its predecessors promoted in the immediate past session of the Legislature, would have caused a raise in the sales and income taxes. My sentiments on this were unalterably clear.

We need further study on this matter with the introduction of legislation that will provide relief where it is needed most in the next session.

I am returning LB 256 to you in accordance with Section 15, Article 4 of the State of Nebraska.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

CERTIFICATE

I, Allen J. Beermann, Secretary of State of the State of Nebraska do hereby certify that Governor J. James Exon returned to my office, in accordance with Sec. 15, Article IV of the Constitution, L.B. 256 without his signature and accompanied by his letter of objection to said bill.

I further hereby certify that L.B. 256 without the Governor's signature and with his objections was filed at 4:30 p.m. on May 28, 1971 in this office.

In testimony whereof, I have hereunto set my hand and affixed the Great Seal of the State of Nebraska. Done at Lincoln this twenty-eighth day of May, in the year of our Lord, one thousand nine hundred and seventy-one.

(Signed) Allen J. Beermann
Secretary of State

(SEAL)

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EIGHTY–SECOND LEGISLATURE

FIRST SESSION

1971

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Compiled by,

Vincent D. Brown
Clerk of Legislature

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107 Orme et al. Abolishing advisory committee to Nebraska Soil and Water Conservation Commission.
108 F. Carstens et al. Establishing Southeast Nebraska Vocational Technical School.
109 Waldron. Contracting for services of county attorney.
110 Chambers et al. Election of school boards by districts.
111 Carpenter. Authorizing counties to levy a sales tax.
112 Kokes et al. Examination of motor vehicle operators over sixty years old
113 Waldron. State operation of wholesaling liquor to retail dealers.
114 Waldron et al. Sale, labeling of eggs, license fees.

115 Waldron. Deleting stopping at railroad crossings by vehicles transporting inflamable liquids.
116 Waldron. Authorizing police magistrates to perform marriages.
117 Waldron. Amending certain sections relating to natural resources.
118 Waldron. Changing fiscal year of cities of the second class and villages.
119 Waldron. Periodic notification of paid-up life insurance policies.
120 Waldron. Listing digestible protein content of livestock feeds.
121 Moylan. Delivery of warrants when claims or accounts allowed.
122 Barnett. Election of city council by districts in primary cities.
123 Whitney et al. Granting right to citizens to bear arms, C.A.
124 Whitney et al. Power of impeachment by Legislature, C.A.
125 Whitney et al. Prohibiting Legislature from passing local, special laws, C.A.
126 Whitney et al. Qualifications of members of Legislature, C.A.
127 Whitney et al. Removing obsolete provisions relating to Bicameral system, C.A.
128 Keyes. Microfilming of certain district court records, journals.
129 Johnson et al. Publication of budget statements of political subdivisions.
130 F. Carstens. Repeal old age assistance liens.
131 Burbach et al. Establish formula for food sales tax credit.
132 Whitney et al. Eliminating obsolete matter relating to Bicameral system.
133 Duis. Redefining value for transfer tax on real property.
134 Duis. Duplicate driver's license permit.
135 Duis. Payment of warrants to county officers, employees, appeals.
136 Duis. Eliminating bond coverage requirement for inspection stations.
137 Duis. Extending credit on insurance premiums.
138 Duis. Junior college nonresident tuition.
139 Whitney et al. Eliminating time requirement Legislature makes appropriations for, C.A.
140 Orme. Interpreters for accused handicapped persons.

141 Carpenter. Legislature, eliminating final reading of bills, C.A.
142 Carpenter. Preferential treatment of certain applicants for medical college.
143 Carpenter. Loans to resident students.
144 Carpenter. Issuance of warrants by county mental health boards.
145 Carpenter. Licensing of psychiatric technicians.
146 Hasebroock et al. Limiting initiative and referendum petitions to nonrevenue measures, C.A.
147 Lewis. Basic Sciences examinations.
148 Lewis. Hospitals, privileged communications.
149 Lewis. Statutes of limitations in malpractice suits.
150 Lewis. Visiting medical education faculty permits.
151 Lewis. Medical advisory board for Department of Motor Vehicles.
152 Carpenter. Nebraska Investment Council, students loans.
152A Carpenter. Appropriation bill.
153 Carpenter. Removing tax levy limitations in first class cities.
154 Carpenter. Deleting mill levy limitations in first class cities.
155 Carpenter. Revenue collection by data processing facilities.
156 Carpenter. Removing mill levy limitations in metropolitan cities.
157 Carpenter. Exempting local governing bodies from Nebraska Budget Act.
158 Carpenter. Billing of assessment districts by State Tax Commissioner.
159 Proud et al. Annexation by metropolitan cities.
160 Skarda. Compensation, mileage to local fire prevention personnel.
161 Chambers. Prevent discrimination in public accomodations, employment.
162 Klaver. Changing expiration date of daylight savings time.
163 Clark et al. Changing name of vocational technical schools.
164 Maresh et al. Procedure for creating airport authority.
165 Maresh et al. Sale of real property by Department of Aeronautics.
166 Moylan. Cities of metropolitan class, zoning, congestion, public safety.
167 Carpenter. Intangible tax on shares of stock.
168 Carpenter. Cities of the first, second class, removing taxation limitations.
169 Carpenter. Repealing the Local Option Revenue Act.
170 Carpenter. Distribution of taxes to counties when not equalized.
171 Carpenter. Distribution of car company taxes.
172 Carpenter. Weighted assessment ratios, adjustment in distribution to counties.
173 Carpenter. Liquors, nonbeverage user's license, minor in possession.

174 Savage. Refuse, garbage, rubbish, exempting local disposal areas from disposition.
175 Orme et al. Student teachers or interns.
176 Holmquist. Collective bargaining rights for public employees.
177 Simpson. Insurance coverage for public employees.
178 Simpson. Payment for educating trainable mentally retarded children.

178A Simpson. Appropriation bill.
179 Simpson. Payment for educating handicapped and emotionally disturbed children.
179A Simpson. Appropriation bill.
180 Waldo et al. Providing for Inspections Division in Nebraska State Patrol.
181 Marvel. Appropriation for payment of salaries of members, employees of Legislature.
182 Orme et al. Uniform method of compensation for state boards, commissions, committees, councils, similar entities.
183 Syas. Protecting great horned owl and certain hawks.
184 Syas. Increasing fees in municipal courts.
185 Swanson. Granting state chartered savings and loan association same rights as federal.
186 Snyder. Authorizing metropolitan class cities to assume operation of drainage districts.
187 Luedtke et al. Repealing Self Defense Act.
188 Proud. Notices of objection to assessments by sanitary and improvement districts.
189 Proud. Penalty for employer to contribute to agreed benefit plans.
190 Waldron et al. Payment for persons displaced by publicly financed projects.
191 Waldron et al. Condemnation appeals, interest rates.
192 Goodrich. Procedure for vacating of county roads.
193 Kokes et al. Extending time of corporate existence for reclamation districts.
194 Luedtke. Preretirement benefits for school retirement systems.
195 Proud. Acquisition of electric distribution system, metropolitan city.
196 Luedtke et al. Guaranteeing right of appeal in all felony cases, C.A.
197 Luedtke et al. Eliminating imprisonment for fraudulently contracted debt, C.A.
198 Hasebroock et al. Restraining state from alienating oil, gas, minerals on state land, C.A.
199 Carpenter. Removing limitations on taxation imposed by second class cities.
200 Carpenter. Use of measurement ratios when distributing taxes to counties.
201 Carpenter. Certification date for State Board of Equalization on county valuations.
202 Carpenter. Eliminating collection fee under Local Option Revenue Act.
203 Carpenter. Administration of motor vehicle fuels to Agriculture Department.
204 Carpenter. Eliminating fraternal beneficiary association from tax payment exemption.
205 Carpenter. Increase in state sales tax.
206 Burbach. Exempting nuclear fuel from sales and use tax.

207 Burbach. Deleting transfer tax exemptions, distribution of funds.
208 Morgan. Acquisition of park by University of Omaha for parking.
209 Waldo et al. Notice by mail of increases in real estate assessments.
210 Burbach et al. Procedures for filing school attendance reports.
211 Burbach et al. Requiring not less than nine month school terms.
212 Burbach et al. Reclassification of school districts.
213 Burbach et al. Repealing obsolete and duplicate sections relating to schools.
214 Burbach et al. Prohibiting employment of board of education member as a teacher.
215 Burbach et al. Student transportation allowance claims.
216 Ziebarth et al. Repealing provisions relating to teachers institutes.
217 Ziebarth et al. Repealing merger of existing junior college districts.
218 Ziebarth et al. Display of flags on school grounds.
219 Ziebarth et al. Notice for formation of new school districts.
220 Ziebarth et al. Deputy Commissioner of Education, duties of Commissioner.
221 Elrod et al. Lowering voting age to eighteen years.
222 Marvel. Use of Land and Water Conservation Fund.
223 Marvel. Creating Nebraska Law Enforcement Training Center Cash Fund.
224 Marvel. Creating Department of Health Reimbursement Fund.
225 Marvel. Restricting use of funds of Nebraska Commission on Law Enforcement and Criminal Justice.
226 Marvel. Combining the Natural Disaster Fund with Governor's Emergency Fund.
227 Ziebarth et al. Loss of state funds for failing to maintain schools, exceptions.
228 Keyes. Restricting use of asbestos, fiberglass insulation in air ducts.
229 Keyes. Sinking fund for county health and welfare facilities.
230 Goodrich et al. Authorizing metropolitan class cities to transfer sewer facilities to utilities district.
231 Carpenter. Payment of penalty by retail liquor licensee in lieu of closing.
232 Carpenter. Rules and regulations of the Liquor Control Commission, filing, enactment.
233 Carpenter. Sale of alcoholic liquors, unlawful discrimination, filing of schedules.
234 Carpenter. Suspension of liquor license for unfair acts.
235 Carpenter. Notice by public power districts of right-of-way acquisition
236 Stahmer. Imposing a payroll wage and earnings tax by cities of the metropolitan class.
237 Stahmer. Extending powers of metropolitan class cities for off-street parking.
238 Stahmer. Issuance of revenue bonds by cities of the metropolitan class for off-street parking.
239 Ziebarth et al. Payments by counties for junior college or vocational technical school students.

240 Barnett et al. Election of board of education of a Class IV school district.
241 Holmquist. Repealing provisions relating to the Public Counsel.
242 Holmquist et al. Feeding prisoners in county jails.
243 Schmit. Authorization of annual salaries by board of directors of public power districts.
244 Schmit. Validation of drivers' licenses of armed forces personnel.
245 Luedtke. Procedures for correcting, amending, birth and death certificates.
245A Luedtke. Appropriation bill.
246 Luedtke. Procedures for issuance of adoptive birth certificates.
246A Luedtke. Appropriation bill.
247 Syas et al. Prevention of pollution of environment.
248 Orme et al. Changing the name of the Nebraska Dairy Products Advisory Board.
249 Luedtke. Indexing fee for filing statements.
250 Luedtke. Presiding judge of Workmen's Compensation Court.
251 Luedtke. Tape recordings in certain Workmen's Compensation Court cases.
252 Luedtke. Procedure for appeal from Workmen's Compensation Court decision
253 Waldron. Exempting semen from sales and use tax.
254 Elrod et al. Additional personnel for inspection of schools.
255 Carpenter. Approval by Legislature for salaries of certain state employees.
256 Carpenter. Exempting livestock from taxation.
257 Carpenter. County regulation of community antenna television service.
258 Carpenter. Creating advisory board to legislative fiscal staff.
259 Carpenter. Display of minimum research octane number on gasoline pumps.
260 Carpenter. Redefining terms of unfair sales act.
261 DeCamp. Repealing prohibition of sale of secret drugs or mostrums for females.
262 Waldron. Security deposits by tenants.
263 Chambers. Election of superintendent of Class V school districts.
264 Keyes. Administration of the School Aid Fund.
265 Simpson. Right-of-way defined for pedestrians and motor vehicles.
266 Simpson. Termination of contracts between superintendents, teachers, Class I, II, III, and VI school districts.
267 Stull. Defining unlawful sales practices.
268 Stull. Extending time for burial, cremation of dead human bodies.
269 Holmquist. Relating to Nebraska Retirement Systems Advisory Committee.
270 Barnett et al. Prevention and abatement of nuisances by cities and villages.
271 Barnett. Retention of certain jail records, reports, medical service.
272 Barnett et al. Qualifications for health director of primary class cities.

273 Barnett et al. Fees collected by county treasurer for governmental subdivisions.
274 Proud. Penalties for failure to appear in court when released on bail.
275 Proud. Exempting persons sixty-five years and older from hunting and fishing fees.
276 Proud. Extending powers of public power districts.
277 Proud. Repealing the death penalty.
278 Carpenter. Detention, treatment and release of sexual sociopaths.
279 Hasebroock. Membership on State Board of Health.
280 Waldo. Increasing maximum number of members of Legislature, C.A.
281 Carpenter. Reimbursing City of Lincoln for State Office Building.
282 Orme et al. Eliminating effective date of ordinances for metropolitan, primary cities.
283 Orme et al. Repealing power of primary cities to levy taxes for parks, campus extension.
284 Duis. Location of boats and sporting goods for taxation purposes.
285 Maresh. Regulation of aeropesticide operations.
286 Goodrich. Safety requirement for manhole operations.
287 Stahmer. Requirements for a unified school district.
288 Stahmer. Regulating number of pupils assigned to teachers.
289 Stahmer. Minimum lighting requirements for state office buildings.
290 Stahmer. Basing aid to schools on school census.
291 Ziebarth et al. Authorized security investments for school districts.
292 Ziebarth et al. School bus violations, teachers' contracts, budget hearings.
293 Carpenter. Purchase of natural gas by public power districts for generation.
294 Carpenter. Authorization of wire tapping in gambling offense.
295 Snyder et al. Notice of removal of abandoned vehicles.
296 Waldron. Placing incumbents name on ballots when no candidates.
297 Craft. Restricting number of automatic vending machines.
298 Duis. Bonds and oaths of county assessors.
299 Kokes. Deposit percentage of funds distributed by Homestead Exemption Act in county general fund.
300 C. Carsten et al. Increasing annual renewal fees for optometry license.
301 Whitney et al. Introduction of Governor's budget bill, C.A.
302 Whitney et al. Appointment and removal of constitutional officers by Governor, C.A.
303 Hasebroock et al. Changing number of district court judges by Legislature, C.A.
304 Hasebroock et al. Reducing number of Supreme Court judges to declare state law unconstitutional, C.A.
305 Hasebroock et al. Creating or abolishing juvenile court districts by vote, C.A.
306 Hasebroock et al. Permitting Supreme Court to make its own rules of practice, C.A.

307 Maresh. Legislative approval for purchase of railroad rights-of-way.
308 Wiltse et al. Method of determining compensation of board of directors, president of public power districts.
309 Kremer et al. Property evaluation training for county officials.
310 Moylan. Deleting necessity for posting of bonds for public power districts.
311 Stahmer. Procedure for establishing salary of members of Legislature, C.A.
312 Stahmer. Increasing cigarette tax.
313 Stahmer. Increasing tax on beer, wine and other alcoholic beverages.
314 Proud. Reducing age for playing bingo.
315 Proud. Clarifying arrest powers of conservation officers.
316 Proud. Consideration of pretrial release agency report by court.
317 Skarda. Credit unions, membership, reserves, loans, dividends.
318 Johnson et al. Appointment of county attorneys by county board, salary.
319 F. Carstens. Changing taxation of cabin trailers and mobile homes.
320 F. Carstens. Increasing benefits for workmen's compensation.
321 Stull et al. Increasing fee for brand inspection of cattle.
322 Stull et al. Changing conditions for inspection of cattle offered for sale.
323 Stull et al. Brand inspection areas, redefining terms, increasing fees.
324 Schmit. Eliminating bids for emergency work for public power districts.
325 Maresh. Equipping school buses with two-way radios, telephones.
326 DeCamp et al. Drugs, defining terms, regulation of, revising existing laws.
326A DeCamp. Appropriation bill.
327 Warner. Redefining terms relating to planning and development districts.
328 Warner. Relocation of telecommunications lines on highways.
329 Luedtke. Adoption of children, consent.
330 DeCamp. Registration and licensing of snowmobiles and operators.
330A DeCamp. Appropriation bill.
331 DeCamp. Removal of defacing of highway signs, penalties, rewards.
332 Whitney et al. Qualifications of the Attorney General, C.A.
333 Whitney et al. Annual submission of Supreme Court budget to Legislature, C.A.
334 Kime et al. Nebraska Veterans' Home, admission, care, payment.
335 Kime. Appointment of guardian of member of Nebraska Soldiers' and Sailors' Home.
336 Kime et al. Eligibility requirements for veterans' relief.
337 Kime et al. Enlarging exemption for homestead exemptions.
337A Kime et al. Appropriation bill.
338 Kime et al. Establishing a veterans' permanent grave registry.
339 Whitney et al. Changing residence requirements for voting, C.A.
340 Whitney et al. Declaration of election of executive officers, C.A.
341 Whitney et al. Eliminating reference to Bicameral System of Legislature, C.A.

342 Duis. Refusal to file conveyance when no actual consideration shown.
343 Duis. Providing for motor fuel or tax credit rather than refund.
344 Holmquist. Negotiating for private contract for publication of statutes.
345 Stahmer. Creating Metropolitan County Commissions on Youth.
346 Holmquist. Clarification of conflict of interest provisions, public power districts.
347 Elrod. Changing name of State Railway Commission, C.A.
348 Holmquist. Authorizing first, second class cities to create trusts.
349 Holmquist. Providing for agreements limiting competition to sell electric energy.
350 Clark et al. Regulation of pharmacy, regulations.
351 Elrod. Prohibiting affixing of reinforcing projections prior to erection.
352 Waldron. Contracts for schools in adjacent states.
353 Waldron. Repealing inspection of motor vehicles.
354 Waldron. Repealing requirement for permit on camper units.
355 Clark. Providing additional authority for plugging oil and gas exploratory holes.
356 Waldron. Increasing salary of district court reporters.
356A Waldron. Appropriation bill.
357 Waldron. Increasing fees of court reporters.
358 Duis. License fee for operators of mechanical amusement devices.
359 Carpenter. Repealing restrictions on issuance of group life insurance to labor unions.
360 Carpenter. Lowering mandatory retirement age of public employees.
361 Hasebroock et al. Salaries of veterans' service officers.
362 Carpenter. Penalty for failure to obey orders of peace officers.
363 Duis. Correlating state and federal dates for veterans' duty.
364 DeCamp. Placing trash receptacles along state highways.
365 DeCamp. Flashing lights on certain motor vehicles.
366 DeCamp. Repealing nonresident tuition provisions.
367 Keyes. Crediting unclaimed taxes to city or village general fund.
368 Carpenter. School redistricting by districts that elect governing boards.
369 Orme et al. Motorcycles, violation of rules, penalties.
370 Klaver. Exemption from examination for operator's license.
371 Elrod. Replacement operator's license or permit when damaged.
372 Holmquist. Space needed by Legislature within capitol building, determination.
373 Holmquist. Filing and approval of state agency rules.
374 Holmquist et al. Premature loan prepayments, escrow account interest, small loans, savings and loan associations.
375 Johnson et al. Authorizing savings and loan associations as trustees of retirement plans.
376 Morgan et al. Motor vehicle license plates, issuance, bidding, decals.

377 Morgan Appeal to Supreme, district courts, cash deposit.
378 F. Carstens et al. Providing sale of school lands be permissive rather than mandatory.
379 F. Carstens et al. Restitution and collection of stolen property.
380 F. Carstens et al. Refusal by court to appoint nonresident executor.
381 F. Carstens et al. Filing fee schedule for Register of Deeds, County Clerks.
382 F. Carstens et al. Repealing investment of funds of small estates under guardianship.
383 F. Carstens et al. Fee for certifying reports of appraisers.
384 F. Carstens et al. Appointment of guardians where adoption is denied.
385 F. Carstens et al. Appointment of clerks, deputy clerks of county courts.
386 Waldo. Duties of junior college secretaries.
387 C. Carsten et al. Specifications for milk and cream testing.
388 Marvel. Transferring funds of State Department of Education.
389 Chambers. Liability of metropolitan class cities for certain police actions.
390 Luedtke. Workmen's compensation claims against state.
390A Luedtke. Appropriation bill.
391 Luedtke. Requiring certificates for common carriers transporting livestock .
392 Stahmer. Age and term restrictions for filing for public office, C.A.
393 Stahmer. Creating high school advisory committees in Class V districts.
394 Stahmer. Class V special school board meetings.
395 Stahmer. Survey of students, completion or dropout.
396 Luedtke et al. Speed limits, mirror requirements for cabin trailers.
397 Swanson. Additional urban renewal powers for primary cities.
398 Stull. Regulation, licensing of junkyards.
399 Duis. Deleting restriction on conveyances, second class cities and villages.
400 Stahmer. Requiring college students to take courses in government.
401 Waldron et al. Increasing rates for publishing legal notices.
402 Orme et al. Drunken driving, alcoholic content, conviction, penalties.
403 C. Carsten et al. Changing qualification, appointment of State Apiarist.
404 Swanson et al. Providing for instructional television in schools.
405 F. Carstens et al. Authorizing construction of new College of Law.
406 Proud. Electrical inspections.
407 Proud. Reserving part of pheasant, quail season for resident hunters.
408 Proud. Resident student when parents leave state.
409 Proud. Exempting pleasure boats from property taxes.
410 DeCamp. Prohibiting impounding of motor vehicles, minors in possession of alcoholic liquor.
411 DeCamp. Requiring financial responsibility before motor vehicle registration.
412 Proud. Establishing official pre-trial release agency.

413 Whitney. Permitted and not permitted improvements on school lands.
414 Carpenter. Refund for reduction in natural gas rates.
415 Elrod et al. Diversion Flood Control Fund.
416 Craft. Labeling of soaps and detergents, penalty.
417 Craft. Restricting visitation of historical sites and monuments.
418 Craft. Lost or stolen credit cards.
419 Moylan. Permitting access to patient records.
420 Ziebarth et al. Requiring all school board members to be legal voters.
421 Ziebarth et al. Impeachment of State Board of Education members.
422 Kremer. Moving unbaled livestock forage.
423 Morgan. Issuance, display of one motor vehicle license plate.
424 Morgan. Issuance of personalized prestige license plates.
425 Orme. Financial assistance for adoptive families.
426 Ziebarth et al. Payment date change for state aid to school districts.
427 Carpenter. Prosecution of insufficient fund check cases
428 Elrod. Removal and disposition of junk and abandoned vehicles.
429 F. Carstens. Access to telephone service furnished to adjacent territories.
430 F. Carstens. Statute of limitations, defense of trial of issue, procedure.
431 DeCamp. Permitting use of school buses for nonschool purposes.
432 Ziebarth. Procedure for caucus for nomination of candidates in second or third class school districts.
433 Maresh et al. Imposing a tax on nonreturnable containers.
434 Barnett et al. Limiting acquisition of real property.
435 Holmquist. Salaries of Board of Public Works in second class cities and villages.
436 Stahmer et al. Release of prisoner for failure to bring to trial.
437 DeCamp. Reducing waiting period for workmen's compensation benefits.
438 DeCamp. Extending workmen's compensation coverage.
439 DeCamp. Licensing of applicators of pesticides.
440 Syas et al. State grants for sewage treatment works construction.
441 Elrod. Investment of wrongful death actions payments.
442 Savage et al. Registration of land surveyors.
443 Carpenter. Prohibiting instruction in aberrant sexual behavior, exception.
444 DeCamp. Requiring copy of credit rating to individual concerned.
445 Holmquist. Dismissal of faculty for participation in riots.
446 Chambers et al. Prohibiting corporal punishment in schools.
447 Ziebarth et al. Nonresident tutition fund, credit to successor district.
448 Ziebarth et al. Number of members on state school accreditation committee.
449 Ziebarth et al. Organization of Class VI school districts.
450 Ziebarth et al. Clarifying provisions governing Class IV school districts.

451 Waldron et al. Uniform procedure for acquisition of private property for public purpose.
452 Holmquist. Interest credit to account of members of School Employees' Savings Fund.
453 Holmquist. Repealing municipal retirement system.
454 Holmquist. Repealing presumption of death of firemen.
455 Waldron et al. Eligibility and applications for Reserve Teachers.
455A Waldron. Appropriation bill.
456 Waldron. Executive position of Game and Parks Commissioner, changing name of Commission, seal.
457 Waldron. Abolishing the Game and Parks Commission, establish executive office.
458 Barnett et al. Immunity from liability for emergency care.
459 Syas et al. Increasing per diem allowances for bridge commission.
460 Luedtke. Merger of corporations, exemptions from act.
461 Syas et al. Providing for Governor to act as chairman of the Game and Parks Commission.
462 Warner et al. Appropriation for state aid to schools.
463 Carpenter. Requiring school districts to educate and train trainable mentally retarded children.
463A Carpenter. Appropriation bill.
464 F. Carstens. Adoption of Revised Uniform Reciprocal Enforcement of Support Act.
465 Orme. Relating to adoption proceedings.
466 F. Carstens. Delivery of alcoholic liquors to nonbeverage users.
467 Swanson. Use and regulation of ionizing radiation.
468 Ziebarth. Creating new school districts from other districts.
469 Ziebarth et al. Payment of nonresident tuition for pupils attending school in another state.
470 Ziebarth et al. Special schools for truant or incorrigible children.
471 Carpenter. Defining penalties for negligent driving.
472 Kennedy. Guaranteeing access to public accommodations for blind when led by a dog guide.
473 Duis. Prohibiting expenditure of state funds except by legislative appropriation.
474 Duis. Changing requirements for registration of local trucks.
475 Holmquist. Prohibiting Class IV school districts from establishing separate retirement system.
476 Holmquist. Discontinuing state contribution to State Employees Retirement Fund.
477 Holmquist. Establishing a criminalistics laboratory within State Patrol.
478 Lewis et al. License tax on dogs in first class cities.
479 Keyes. Placing a severance tax on minerals.
480 Barnett et al. Requiring labeling on prescription drug containers.
481 Barnett et al. Cancellation of motor vehicle liability insurance policy.
482 Carpenter. Allocation and distribution of Highway Allocation Fund.

483 Luedtke. Revising Business Corporations Act.
484 Luedtke. General revision of Nebraska Business Corporation Act.
485 Luedtke. Notice and procedure of delinquent occupation taxes.
486 Luedtke. Registration and renewal procedure of trade names.
487 Luedtke. Registration and renewal of trade-marks.
488 Luedtke. Powers of limited partner in limited partnership.
489 Luedtke. Professional corporations, requiring certificate of regulating board.
490 Johnson et al. Formation of guarantee stock associations, conversion of mutual.
491 Waldo et al. Exempting minerals and salts used as feed supplements from sales tax.
492 Moylan. Reducing time county clerks must hold certificates of title for motor vehicles.
493 Waldron et al. Increasing maximum mill levy for libraries.
494 Hasebroock. Permitting employees of power districts to serve on councils and village boards.
495 Moylan. Mortgage foreclosures, increasing fee for certificate of satisfaction.
496 Moylan. Guaranteeing access to public accomodations for blind when led by a dog quide.
497 C. Carsten. Providing financial aid to potential medical, dental students, cities second class and villages.
498 Stahmer. Increasing maximum building levy for Class V districts.
499 Luedtke et al. Workmen's compensation death benefits, termination upon remarriage.
500 Whitney et al. Provide for rewording of location of capitol of state, C.A.
501 Whitney et al. Investment of state or local funds, C.A.
502 Whitney et al. Repealing obsolete provisions for election of United States Senator, C.A.
503 Whitney et al. Persons convicted of felony, ineligible for certain public offices, C.A.
504 Whitney et al. Recodifying and revising provisions relating to terms of office, C.A.
505 Elrod. Funding of Second Injury Fund.
505A Elrod. Appropration bill.
506 DeCamp. Providing no presumption in favor of mother in child custody.
507 DeCamp. Reducing time for payment of inheritance tax.
508 DeCamp. Wrongful taking of motor vehicle or other property, penalty.
509 Carpenter. Dispensing with notice in disposition of wards' estates, certain cases.
510 Elrod. Continued existence for unincorporated mutual associations.
511 Snyder. Restating conflicts of interest for city and village officers.
512 Skarda. Excluding persons practicing electrolysis from cosmetology law.
513 Wiltse et al. Condemnation of school land for rural water districts.
514 Wiltse et al. Acquisition of land for rural water districts by power of eminent domain.

515 Barnett et al. Special number plates for volunteer firemen.
516 Waldron. Increasing registration fees for local commercial trucks.
517 Waldron. Reducing terms and reappointment of Game and Parks Commission members.
518 Waldron. Transferring tourism duties to Department of Economic Development.
518A Waldron. Appropriation bill.
519 Stahmer. Retirement income tax credit against individual income tax.
520 Stahmer. Repealing holding of wife's property in divorce decreed for adultery.
521 Stahmer. Providing separate cells when prisoners request them.
522 Stahmer. Providing aid to dependent children on basis of need.
523 Wiltse et al. Enabling banks to suspend business during emergencies.
524 Proud et al. Sale of school property of Class III, IV, and VI schools.
525 Orme et al. Removing fixed term of Commissioner of Education.
526 Waldo. Increasing corporate tax rate.
527 Waldo et al. Designating school district on income tax form.
528 Waldo et al. Assigning numbers to school districts by Superintendent.
529 Proud. Air Pollution Control Council, membership.
530 Proud. Exceptions to length of vehicles on public roads.
531 Proud. Cost of living adjustments for retirement benefits of public employees, C.A.
532 Proud. Redefining public agency to include sanitary and improvement districts.
533 Stromer et al. Apportionment based on registered voters, C.A.
534 Luedtke et al. Requiring simple majority vote for bond issues in governmental subdivisions.
535 Luedtke. Providing for disclaimer of interests in property in estate proceedings.
536 Burbach et al. Transferring flood plain management to Department of Water Resources.
537 Burbach et al. Requiring comprehensive planning by natural resources districts and soil and water conservation districts.
538 Burbach et al. Establishing natural resources districts.
539 Burbach et al. Changing fiscal year of natural resources districts.
540 Burbach et al. Reducing mill levy of natural resources districts unless by vote of people.
541 Burbach et al. Soil and water conservation districts investment of funds.
542 Burbach et al. Establishing Board of Natural Resources as successor to Nebraska Soil and Water Conservation Commission.
543 Burbach et al. Natural resources, mergers of districts, mosquito abatement, legislative intent.
544 Burbach et al. Change of natural resources boundaries.
545 Wallwey. Reaportionment of Supreme Court judicial districts.
546 Carpenter. Authroizing sale of three and two-tenths per cent beer to eighteen year olds.
547 Keyes. Apportionment of jury commissioners in counties of fifty thousand to one hundred fifty thousand inhabitants.

548 Waldron. Increasing state aid for area vocational technical schools.
549 Ziebarth. Increasing amount of contract officer of second class city or village may be interested in.
550 Ziebarth. Increasing amount of contract school officer may be interested in.
551 Carpenter. Providing portion of liquor tax be used for rehabilitation of alcoholics.
552 C. Carsten et al. Department of roads equipment, sale to and use by counties and municipalities.
553 Simpson. Distribution of food stamps.
554 Holmquist. Qualifications of members of Nebraska Power Review Board.
555 F. Carstens. Retirement benefits for widows of judges.
556 Marvel. Prohibiting sale or purchase of particular species of upland game birds.
557 Swanson. Election procedures and bond issues for park and recreational facilities.
558 Swanson. Vote required on park and recreation grounds bond issues in second class cities and villages.
559 Swanson. Park and recreation commissioners, enlarging boards, terms.
560 Elrod. Broadening eminent domain power of library boards.
561 DeCamp. Application of turning signal according to speed of motor vehicle.
562 Elrod. Extending benefits for policemen of first class cities.
563 Swanson. Permitting agreements for excessive interest rates.
564 Luedtke. Service on Secretary of State as process for nonresident defendant.
565 Luedtke. Authorizing State Claims Board to direct payment of certain claims.
566 Luedtke et al. Display of registration plates by dealers and trucks.
566A Luedtke et al. Appropriation bill.
567 Skarda et al. Exempting meals and food products from sales tax.
568 Luedtke. Procedure for issuing orders for obtaining identifying characteristics.
569 Swanson. Setting age limitation of members of State Board of Education.
570 Barnett et al. Providing for an advisory committee to office of State Fire Marshal.
571 F. Carstens. Authorizing Tax Commissioner to furnish information on employers to Workmen's Compensation Court.
572 F. Carstens. Making coverage under the workmen's compensation law mandatory.
572A Morgan. Appropriation bill.
573 Burbach et al. Partial tax exemption of certain classes of personal property.
574 Burbach. Increasing salaries of county boards.
575 Syas. Abolishing selection of judges by nomination, C.A.
576 F. Carstens. Define jurisdiction of district courts.
576A F. Carstens et al. Appropriation bill.

577 F. Carstens. Dismissal of criminal cases only by leave of court.
578 F. Carstens. Appeals for violation of municipal ordinances tried by court without jury.
579 F. Carstens. Providing an adjudication be based upon proof beyond a reasonable doubt.
580 F. Carstens. Procedure for appeals from orders of administrative agencies.
581 Kime et al. Development of irrigable school lands.
582 Keyes. Procedure for closing schools failing to receive federal assistance.
583 Keyes. Purchase of fire fighting training facilities by first and second class cities.
584 DeCamp. Election of members of the Legislature on a partisan basis, C.A.
585 Waldo et al. Adding Director of Agriculture as member of State Water Pollution Control Council.
586 Kennedy. Relating to the practice of cosmetology.
587 Swanson. Recodification of license laws in Dentistry.
588 Swanson. Fees for truck hauling unprocessed milk.
589 Swanson. Suspension of real estate broker's license for felony.
590 Swanson. Increasing real estate license fees for selling real estate in another state.
591 Swanson. Qualifications for real estate licenses of salesmen, brokers.
592 Klaver. Election rather than apportionment of judges, C.A.
593 Carpenter. Placing impact of liquor taxes on consumer instead of manufacturer.
594 Carpenter. Permitting first and second class cities and villages to contract for police services with county.
595 Carpenter. Prohibiting probation when guilty of drunken driving.
596 Waldo et al. Changing definition of semitrailer.
597 Savage et al. Making public information on rates filed by insurers.
598 Stull et al. Determining real estate values for taxation by five year sales.
599 Stull. Services and programs for handicapped, aged or indigent by county.
600 Kremer. Flood plain regulations.
601 Stahmer. Muffler equipment on motor vehicles.
602 Morgan et al. Creating Nebraska Residential Dwelling Construction Board.
603 Luedtke et al. Point system applicable to suspended sentence of driver.
604 Hasebroock et al. Joint governmental cooperation, C.A.
605 Hasebroock et al. Changing restriction on extra compensation to public employees, C.A.
606 Hasebroock. Registration fee for noncommercial trucks or trailers.
607 Hasebroock. Registration fee for trailers.
608 Hasebroock. Repealing registration of taxi cabs.
609 Kremer et al. Ratifying Big Blue River Basin compact with Kansas.
610 Syas et al. Removing percentage to carry proposed revisions to Constitution, C.A.

611 Syas et al. Removing percentage to call a constitutional convention, C.A.
612 Skarda. Nomination of Douglas County commissioners by districts.
613 Elrod. Creating State Board of Marriage Counselor Examiners.
614 Carpenter. Changing name of Home for Children.
615 Carpenter. Transfer of funds to Home for Children Cash Fund.
616 Proud. Practice of dental hygiene.
617 Burbach et al. Regulation of anhydrous ammonia used as fertilizer.
618 Burbach. Applications for grain warehouse licenses.
619 Kremer et al. Control of prairie dogs.
620 Kremer et al. Protection of endangered species of fish and wildlife.
621 Whitney et al. Clarification of provisions relating to militia, C.A.
622 Whitney et al. Appointment of State Treasurer, C.A.
623 Syas et al. Election of Constitutional Revision Commission, C.A.
624 Swanson et al. Changing formula for reimbursement of aircraft fuel tax.
625 Swanson et al. Equitable allocation of flight equipment taxes.
626 Duis et al. Natural Resource districts relating to public power districts responsibilities.
627 Syas et al. Eliminating the Railway Commission, C.A.
628 Stahmer. Method of electing President and Vice-president, C.A.
629 Carpenter. Suspension of motor vehicle operator's license for alcoholic content of blood.
630 Moylan et al. Increasing number of municipal judges in metropolitan cities.
631 Ziebarth et al. Sale of school lands on cash or contract basis.
632 Carpenter.. Maximum rates for supplying natural gas for interruptable service.
633 Stull. Operating motor vehicle with expired certificate of inspection.
634 Maresh. Repealing publication of budget for second class cities and villages.
635 Clark. Teachers, board of education, matters subject to negotiation.
636 Clark. Taxation of fractional interest in oil, gas hydrocarbon units.
637 Marvel. Exempting legislative branch from state personnel system, exception.
638 Marvel et al. Eligibility time limit for aid to dependent children.
639 Wallwey et al. Aid to dependent children, payment increase, stepparent obligation.
639A Wallwey et al. Appropriation bill.
640 Clark et al. Requiring stepparents to support minor stepchildren.
641 Marvel et al. Creating a cash fund in Department of Public Welfare.
642 Orme et al. Matching of federal funds by county and state.
643 Warner, et al. Creating Coordinating Committee on Higher Education.
644 Johnson et al. Registration and operation of minibikes.
645 Luedtke. Trust deeds, notice of default, notice of sale.
646 Luedtke. Increasing salary of clerk of municipal court.
647 Luedtke. Termination of membership in savings and loan associations.
648 F. Carstens. Procedure for disposing of abandoned property.

648A Luedtke et al. Appropriation bill.
649 Barnett. Regulation of employment service agencies.
650 Luedtke et al. Room and lodge tax for tourism promotion.
651 Syas et al. Making Nebraska Employment Security Law to conform with Federal Act.
652 DeCamp. Repealing guest passenger section.
653 Luedtke. Use of ink stamp seals by public officials.
654 Carpenter. Construction standards for mobile homes and travel trailers.
655 Swanson. Appropriation increase for State Real Estate Commission.
656 Whitney et al. Revising the Education article of the Constitution, C.A.
657 Proud. Certificates of indebtedness to minors by industrial loan and investment companies.
658 Simpson. Clarifying nonresident high school tuition rate.
659 Carpenter. Purchase and loan of textbooks by school districts to private schools.
660 Stromer et al. Establishing Division of Student Personnel Services.
660A Stromer et al. Appropriation bill.
661 Walwey et al. Reducing filing fees for delegates, alternates to national conventions.
662 Maresh et al. Authorizing State Railway Commission to order common carriers to make improvements.
663 Ziebarth, et al. County superintendent duties provided by educational service units.
664 Ziebarth. Excluding crop spraying equipment from motor vehicle definition.
665 Barnett. Registration of voters on election day.
666 Skarda. Authorizing certain conditions for persons sixteen years old to be in possession of beer.
667 Stromer et al. Tax levy for pension systems.
668 Hasebroock. Transferring child mistreatment cases to county division of public welfare.
669 Hasebroock. Delete installment payment of truck registration fees.
670 F. Carstens. Providing additional provisions for juvenile court cases.
671 Carpenter. Eliminating provision for qualification of bidders for highway contracts.
672 Klaver. Increasing salary of Douglas County judge.
673 Duis et al. Use of dealer license plates by manufacturers of motor vehicles.
674 Barnett et al. Providing certain information on tax receipts.
675 Clark et al. Control of telecommunications equipment in State Capitol.
676 F. Carstens. Designating bailiff in county court trials.
677 F. Carstens. Reducing age to be licensed as an antique car.
678 Carpenter. Redefining terms relating to rules of the road.
679 Carpenter. Establishing a Commission on Drug Abuse.
679A Carpenter. Appropriation bill.
680 Carpenter. Creating a central office of probation administration.
680A Carpenter. Appropriation bill.
681 Goodrich. Taxation of mobile homes affixed to real estate.

682 Wiltse. Audit of villages with three hundred or less population.
683 Lewis. Clarifying use of slow moving vehicle emblems.
684 Johnson et al. Repealing certain sections relating to sales finance companies.
685 Hasebroock et al. Taxation on gross revenue of public utilities, C.A.
686 Whitney et al. Defining conflicts of interest of members of Legislature, C.A.
687 Hasebroock et al. Appointment of Director of Revenue in lieu of Tax Commissioner, C.A.
688 Hasebroock et al. Authorizing indebtedness of political subdivisions, C.A.
689 Syas et al. Limiting area in which Board of Regents may acquire real property.
690 Ziebarth et al. Education and transportation of physically handicapped children.
691 Warner. Enlarging powers of board of directors of fire districts.
692 Warner et al. Rules and regulations of tractor engine testing.
693 Warner. Issuing warrants in excess of current levy when federal funds are available, second class cities and villages.
694 Warner. Requiring counties to match road funds on fiscal year basis.
695 Warner. Eliminating personal surety bonds of public warehouses, warehouse receipts.
696 Warner. Registration of farm truck-tractor and semitrailer combinations.
697 Warner. Authorizing investment of state funds in first mortgages, primary carrier defined.
698 Luedtke. Contracts between governmental subdivisions not requiring an election.
699 Warner et al. Recovery of costs in discontinuance of farm machinery franchise.
700 Simpson. Prohibiting obstructions on highway right-of-way.
701 C. Carsten. Maintaining all state-owned or operated aircraft by Department of Aeronautics.
702 C. Carsten. Qualifications of Director of Aeronautics.
703 C. Carsten. Exempting certain aircraft fuels from taxation.
704 C. Carsten. Qualifications of members of Nebraska Aeronautics Commission.
705 C. Carsten. Full-time managers for certain airports.
706 Maresh. Eliminating tagging fish raised for edible purposes.
707 Burbach. Depositing percentage of sales and income tax into Governmental Subdivision Fund.
708 Burbach et al. Repealing appointment of nonresident persons as law enforcement officers.
709 Nore. Regulation of livestock commission merchants.
710 Waldron. Penalty for making untrue campaign statements.
711 Waldron. Permitting more than three people as prescribed in front seat of motor vehicle.
712 Waldron. Tuition and loans to medical students.
713 Waldron. Changing meeting time for fire districts.
714 Waldron. Publication of notices when no newspaper published in county.

715 Waldron. Increasing fee for printing delinquent tax notices.
716 Kremer et al. Exempting from taxation certain approved water pollution control facilities.
717 Kremer. Creating Nebraska Water Industry Committee.
718 Kremer. Increasing compensation of boards of directors of power districts.
719 Kremer et al. Exempting from taxation certain air pollution control facilities.
720 Hasebroock. Investment by banks in agricultural credit corporations.
721 Hasebroock. Increasing compensation of actuaries and examiners in Department of Insurance.
722 Duis. Adopting Nebraska Insurance Guaranty Association Act.
723 Hasebroock. Maximum mill levy of drainage districts.
724 Keyes. Extending time for acquisition of land for state park system.
725 Maresh. Authorizing operation of farm vehicles by minors.
725A Maresh. Appropriation bill.
726 Stull. Procedure for transfer of territory between school districts.
727 Stull. Providing remittance constitutes verification of employment for school retirement system.
728 Luedtke. Contents of information for marriage licenses.
729 Luedtke. Restating grounds for divorce and separate maintenance.
730 Whitney. State funding of teachers and public school employees salaries, C.A.
731 C. Carsten et al. Determination of nonresident high school tuition rate.
732 C. Carsten. Authorizing school districts to lease buildings and equipment.
733 C. Carsten. Licenses to permit the taking and possession of raptors.
734 Duis. Educational service units authority to purchase or lease real estate.
735 Ziebarth et al. Districts for election of State Board of Education same as for Board of Regents.
736 Keyes. Removing exemptions from sales and use tax for contract carriers.
737 Stromer Dividing federal land included in dissolved school district.
738 Epke et al. Alternate service to interstate highways determined by Department of Roads.
739 Stahmer et al. Defining the term school day.
740 Stahmer. Creating neighborhood improvement districts in metropolitan class cities.
741 Stahmer. State funds for specific learning disability children.
741A Stahmer. Appropriation bill.
742 Stahmer. Reallocating funds from sale of upland game stamp.
743 Wallwey. Commencement of action on tax foreclosure liens, failure to foreclose.
744 Wallwey. Changing heights and widths of baled livestock forage vehicle loads.
745 Carpenter. Enacting rules of the Nebraska Liquor Control Commission.

746 Carpenter. Taxation of liquor sold in this state, discount.
747 Carpenter. Initiative petition for retaining urban development in first and second class cities.
748 Carpenter. Permits from State Fire Marshal for operating a service station.
749 Carpenter. Regulation of rates and service of gas utilities by Nebraska State Railway Commission.
750 Carpenter et al. Requiring life insurance for volunteer firemen.
751 Carpenter. Limiting advertising material placed in retail liquor licensed premises.
752 Carpenter. Redefine person to include trustee.
753 Kennedy. Increasing membership of Advisory Council on Hospital and Medical Facilities.
754 Holmquist. Authorizing Class C liquor licenses outside of incorporated cities.
755 Carpenter. Licensing of insurance adjustors.
756 Holmquist. Changing speed limit on hard-surfaced highways.
757 Holmquist. Clarifying and revising provisions relating to insurance.
758 Ziebarth et al. Appeals to State Railway Commission and district court regarding gas service rates.
759 Ziebarth et al. Statewide system of technical community colleges.
759A Ziebarth et al. Appropriation bill.
760 Marvel. Repealing disregarded income provisions in aid to dependent children.
761 Whitney et al. Permitting county manager form of government, C.A.
762 Whitney et al. Consolidating miscellaneous corporation provisions in Constitution, C.A.
763 Carpenter et al. Adopting a self defense law, C.A.
764 Carpenter. Authorizing junior colleges to acquire private college property.
765 Duis. Repealing requirement of resident agents for foreign insurance companies.
766 Duis. Correcting statutory reference regarding holding companies.
767 Duis. Reclassifying kinds of insurance companies can write.
768 Duis. Recodifying Motor Vehicle Dealers Licensing Act.
769 Carpenter. Requiring motor vehicle manufactures to post bonds to cover warranties.
770 Carpenter. Providing for surtax on financial institutions.
771 Proud. Issuance by domestic life insurance companies of variable life insurance.
772 Carpenter. Advisory committees to county boards of public welfare.
773 Simpson et al. Hours of duty of firemen.
774 Carpenter. Education of handicapped, trainable, and mentally handicapped children.
775 Carpenter et al. Providing for a comprehensive community college system.
776 Schmit et al. Increasing motor fuel taxes except fuels containing grain alcohol.
776A Schmit. Appropriation bill.

777 Schmit et al. Increasing nonresident annual fishing permit fees, regulation of deer and turkey hunting, waterfowl stamps.
778 Snyder. Establishing a Vocational Technical School at Omaha.
779 Kremer. Merger of Class VI and Class III school districts.
780 Waldron. Taxation of mineral rights, interests in oil and gas leases.
781 Waldron. Limitation on amount of wages that can be assigned.
782 Swanson. Extending fire prevention provisions to all school and public buildings.
783 Swanson. Exempting non-profit corporations from sales tax.
784 Snyder. Payroll tax in cities of the metropolitan, primary and first class, C.A.
785 Snyder. Withdrawal of Class III school districts from educational service unit.
786 Snyder. County portion of patient care in state hospitals.
786A Snyder. Appropriation bill.
787 Snyder. County warrant for payment for aid to dependent children.
788 Swanson. Insurance tax computation on gross premiums.
789 Swanson. Revising issuance of temporary license to insurance agents.
790 Swanson. Increasing compensation of members of boards of mental health.
791 Swanson. Requirements for lawful operation of certain motor carriers.
792 Klaver. Discretionary revocation of certificate of authority by Director of Insurance.
793 F. Carstens. Regulation of charitable trusts.
794 Orme et al. Prohibiting political subdivisions to pay lobbyists from tax funds.
795 F. Carstens. Authorizing temporary service appointment by retired judges.
796 F. Carstens. Restricting activity of nonprofit foundations to preserve tax exemption.
797 F. Carstens. Authorizing investments of specified trusts.
798 F. Carstens. Changing conflict of interest provisions.
799 F. Carstens. Procedure for donation of human body after death.
800 Stromer. Electing county surveyors on a nonpartisan basis.
801 Stromer. Official seal for Board of Examiners for County Highway and City Street Superintendents.
802 Elrod. Clarifying the law in relation to school administrators.
803 Elrod. Adopting Community Mental Health Services Act.
804 Elrod. Defining watershed for Soil and Water Conservation Commission purposes.
805 Waldron. Delivery of alcoholic liquor after sale in premises.
806 Waldron. Increasing penalty for possession of cannabis.
807 Schmit et al. Authorizing the Game and Parks Commission to sell certain lands in Dundy County.
808 Schmit et al. Creating an admissions committee for the University of Nebraska College of Medicine.
809 Carpenter. Limiting the enrollment at the University of Nebraska.
810 Morgan et al. Creating Nebraska Residential Dwelling Construction Board.

811 Morgan. Protecting the Homing Pigeon.
812 Morgan. Defining bobcats as game animals.
813 Warner. Permitting suppliers of power to acquire facilities outside of zoning area.
814 Warner. Prohibiting annexation when sole purpose is to provide electrical service.
815 Warner. Redefining electric service areas.
816 Warner. Guidelines for Nebraska Power Review Board.
817 Waldron. Factors for determining actual value of property for taxation purposes.
818 Marvel. Appropriation for payment of premiums on bonds of State Treasurer, deputy.
819 Orme et al. Establishing Governor's Commission on the Status of Women.
820 Waldron et al. Procedures for divorce, separation and anullment actions.
821 Carpenter. Requiring county judges to be attorneys in counties of fifteen thousand or more.
822 Stahmer. Increasing compensation for judges of the Court of Industrial Relations.
823 Burbach. Penalties for not maintaining flow of water by dam construction.
824 Burbach. Revising brand inspection area.
825 Burbach. Amending exemption from tax on transferring real estate title.
826 Ziebarth et al. Requirements for liquor licenses in certain privately-owned recreation areas.
827 Burbach et al. Sale and distribution of commercial fertilizers.
828 Wiltse et al. Increasing filing fees for applications for bank charters.
829 Wallwey et al. Filling vacancies in city and village offices.
830 Wiltse et al. Changing restrictions on giving gifts for savings account transactions.
831 Wiltse et al. Changing requirements for bank cash reserves.
832 Holmquist. Uninsured motorist coverage.
833 Holmquist. Establishing Indian Affairs Commission.
834 Warner. Limiting times of garnishment out of same judgment.
835 Warner. Appointment of electrical system board member from outside primary city limits.
836 Warner. Tuition for children residing on tax-exempt land.
837 Warner. Authorizing Legislature to fix valuation of agricultural lands, C.A.
838 Warner. Complaints by electricity service area users.
839 Warner. Preparation of testimony for Nebraska State Railway Commission.
840 Warner. Furnishing of supersedeas bond by shipper or carrier in proceeding before State Railway Commission.
841 Warner. Deleting supervision by State Department of Education in fire tests.
842 Warner. Regulation of resident and day camps.
843 Warner. Penalties for shippers and consignees violations.

844 Warner. Matching of highway funds when county has levied its maximum.
845 Warner. Clarifying use of all purpose levies by first and second class cities and villages.
846 Warner. Qualifications of members of Game and Parks Commission.
847 Johnson et al. Increasing interest rate to be paid or money borrowed by fire districts.
848 Johnson et al. Chief of fire department in first class cities shall serve at pleasure of the council.
849 Johnson et al. Increasing mill levy for rural fire districts.
850 Duis. Providing uniform fiscal year for all political subdivisions.
851 Duis. Notices of amount of funds distributed to political subdivisions.
852 Duis. Apportionment of levy when taxing districts extend across county lines.
853 Waldo et al. Qualifications for county and district county judges.
854 Waldo et al. Licensing and control of explosives by State Fire Marshal.
854A Waldo. Appropriation bill.
855 Waldo et al. Cooperative agreements with United States Department of Interior for control of predator animals.
856 Waldron. Changing population levels for Class 3 and 4 counties.
857 Walrdon. Classifying certain trucks transporting milk as farm trucks.
858 Luedtke. Relating to public accountants and State Board.
859 Luedtke. Including parking fees of state employees in claims for travel expense.
860 Kennedy et al. Prohibiting corporation ownership of farms.
861 Simpson. Dissolution of a Class VI school district when boundaries common with Class II or III district.
862 Marvel. Refund of fuel taxes paid in operation of auxiliary power take-off equipment.
863 Johnson et al. Renegotiation of agreements for electric service areas.
864 Waldron. Defining Mourning Dove as a game bird.
865 Waldron. Prohibiting destruction of bobcats.
866 Ziebarth et al. Creating Nebraska Commission on Higher Education.
866A Ziebarth et al. Appropriation bill.
867 Proud. Presumption as to when certain documents were mailed.
868 Proud. Procedures for annexation by metropolitan city.
869 Proud. Transportation expenses of handicapped children.
870 Proud. Teaching contracts in Class IV and V school districts, University and state colleges.
871 Proud. Limiting jurisdiction of Court of Industrial Relations.
872 Proud. Placing judges in Douglas and Lancaster Counties under the merit plan.
873 Proud. Procedure for issuance of replacement bonds by public bodies.
874 Proud. Including certain public agencies in Interlocal Cooperation Act.

875 Proud. Providing exception to maximum levy for Class I, II, III, and VI school districts.
876 Proud. Acquisition of public buildings by first class cities.
877 Proud. Appointment of additional judge for fourth judicial district.
877A Proud. Appropriation bill.
878 Proud. Procedures of sanitary and improvement districts.
879 Proud. Proud. Adopting the Environmental Protection Act.
880 Proud. Interest rate on delinquent bonds issued by political subdivisions.
881 Proud. Eliminating restriction that refunding bonds bear certain interest rate.
882 Proud et al. Eliminating interest restriction on coupon notes.
883 Proud et al. Permitting cities and villages to charge a sewer use fee.
884 Proud et al. Issuance of fire department bonds.
885 Proud et al. Changing provisions for maturity and interest of various purpose bonds.
886 Ziebarth et al. Requiring hydrostatic testing of certain boilers.
887 F. Carstens et al. Creation and dissolution of certain school districts.
888 Waldron. Prohibiting use of nonreturnable soft drink, alcoholic liquor containers.
889 Waldron et al. Authorizing Legislature to fix salaries of members.
890 Ziebarth. Redefining contiguous lands, second class cities and villages.
891 F. Carstens. Extending duties of the Director of Insurance.
892 Schmit. Prohibiting unlawful accumulation of junk on property.
893 Schmit. Licensing of garbage disposal facilities and solid water areas.
894 Schmit. Establishing program for water treatment plants.
895 DeCamp. Defining when use of force in self defense is justified.
896 DeCamp. Enabling voters to vote for candidates of any party at primary election.
897 DeCamp. Repealing guest passenger statute.
898 DeCamp. Appointment of housing authority commissioners.
899 DeCamp. Eliminating restrictions on convertible investments made by insurance companies.
900 DeCamp. Increasing speed limits for trucks.
901 DeCamp. Defining landlord and tenant obligations.
902 Appointment of tenant as commissioner of housing authority.
903 Skarda. Authorizing inspection stations for fleet vehicles to be located outside the state.
904 Burbach et al. Establishing a Commission on Indian Affairs.
904A Burbach et al. Appropriation bill.
905 Schmit. Registration and regulation of economic poisons.
906 Ziebarth et al. Display of colored lights on motor vehicles or equipment.
907 Warner. Accumulating and investing funds for street improvement projects.
908 Goodrich. Charges for services by county hospitals.
909 Goodrich. Prohibiting exclusion of health and accident insurance benefits when served by political subdivision hospital.

910 Goodrich. Medical assistance fees and schedules applicable to vendors of nursing home services.
911 Goodrich. Formation of governmental corporations for obtaining federal grants.
912 Moylan. Regulation of alcoholic and drug treatment facilities.
913 Waldron. Eliminating the manufacturers or distributors discount on alcoholic liquors.
914 Waldron. Issuance of courtesy nonresident licenses by Game and Parks Commission.
915 Barnett et al. Permitting pari-mutuel dog racing, C.A.
916 Barnett et al. Repealing provisions prohibiting sale of liquor on election day, service of liquor licensee on election board.
917 Barnett et al. Defining Fire Recognition Day.
918 Barnett. Prescribing minimum equipment for railroad motor cars.
919 Barnett et al. Formation and termination of transportation safety districts.
920 Skarda. Deleting restriction of incumbent filing for another office.
921 Skarda et al. Creating County Civil Service Commission in Douglas County.
922 Waldron. Issuance of temporary driver's license for undue hardship.
923 Waldron. Pretrial release of persons arrested for committing misdemeanors.
924 Waldron. Vacancies on rural power district boards filled by appointment by Governor.
925 Waldron. Changing assessment formula for registered bulls.
926 Simpson. Off-street parking facilities for metropolitan and primary class cities.
927 Simpson. Reciprocal transfer of cars among railroads.
928 Simpson. Limiting formation of Class VI school districts.
929 Simpson. Transferring supervision of training center to Nebraska.
929A Simpson et al. Appropriation bill.
930 Simpson. Issuance for bonds for off-street parking facilities.
931 Simpson. Increasing limits of aid to dependent children.
932 Simpson. Creating Department of Rural Affairs.
933 Simpson. Creating Rural Development and Marketing Committee.
934 Simpson. Redefining certain powers and duties of Department of Agriculture.
935 Nore. Merger and consolidation of public power districts.
936 Nore. Broadening distribution rights of power agencies within zoning areas of municipalities.
937 Nore. Deleting authority for first and second class cities to zone beyond corporate limits.
938 Schmit. Deleting restrictions on administering state grants by Water Pollution Control Council.
939 Schmit. Establishing Environmental Control Council.
939A Schmit. Appropriation bill.
940 Ziebarth et al. Separate administration for University of Omaha, C.A.
941 Ziebarth et al. General government of state colleges, C.A.
942 Johnson et al. Salary changes of appointed officials during term of office in second class cities and villages.

943 Johnson et al. Salary changes of appointed officials during term of office in first class cities.
944 Carpenter. Food sales tax exemption for members of armed forces.
945 Carpenter. Changing due date for payment of real property taxes.
946 Carpenter. Detached auxiliary bank teller offices if first class cities.
947 Carpenter. Tax on income of certain insurance companies.
948 DeCamp. Requiring drivers to submit to tests for alcoholic content in blood.
949 DeCamp. Increasing salary of county judges.
950 Ziebarth. Creating Nebraska Board on Community College Education.
951 Chambers. Prohibiting school board members from having interest in contracts.
952 Chambers. Revising the laws relating to barbering.
953 Kennedy et al. Terminating sale of school lands with exceptions.
954 Syas et al. Reapportionment of Legislature.
955 Syas et al. Reapportionment of State Railway Commission.
956 Luedtke. Increasing amount of claim attorney fee may be charged as costs.
957 Luedtke. Extending time for answer when defendant is out of state.
958 Luedtke. Allowance of attorney's fees on certain insurance claims.
959 Luedtke. Expanding use of acting municipal judge.
960 Carpenter. Changing private carriers tax exemption.
961 Luedtke. Penalty for conveyance of security interest.
962 Luedtke et al. Motorcycle operator's licenses.
963 Simpson. Creating State Agricultural Relations Board.
964 Simpson. Establishing Rural Affairs Department.
965 Hasebroock. Size and design of motor vehicle license plates for political subdivisions.
966 Ziebarth. Filing adopted school district budgets with Commissioner of Education.
967 Carpenter. Tuition payments for nonresident students in junior colleges and area vocational technical schools.
968 Carpenter. Leasing of proparty by junior colleges.
969 Carpenter. Increasing amount paid to junior colleges for credit hours.
970 Carpenter. Issuance of bonds for student centers at junior colleges.
971 Carpenter. State payments to junior colleges for occupational courses.
972 Carpenter. Collection of payments from vocational technical schools for services by junior colleges.
973 Carpenter. Withdrawal of junior college district from vocational technical school area.
974 Carpenter. Comprehensive community college system.
975 Warner. Restrictions on primary cities annexing territories.
976 Warner. Limitations of state aid to school districts.
977 Waldron et al. Appropriation for care and education of multihandicapped children.
977A Waldron. Appropriation bill.
978 Snyder. Levying payroll tax on nonresidents working in metropolitan, primary and first class cities, C.A.

979 Syas. Deleting mandatory requirement of membership in professional organizations, C.A.
980 Syas. Repealing provisions relating to upland game bird stamps.
981 Luedtke. Revising formula for property covered by inheritance tax.
982 Luedtke. Providing when cities of second class and villages may issue bonds without vote.
983 Proud et al. Provide for interest rates for certain bonds and coupons.
984 Proud et al. Provide for interest rates for certain bonds and coupons.
985 Schmit et al. Program for training of physician's assistants.
986 Holmquist. Time for payment of motor vehicle fuel tax.
987 Holmquist. Creating Public Employees Retirement Board.
987A Orme et al. Appropriation bill.
988 Barnett. Creating Commission of Fire Fighting Personnel Standards and Education.
989 Schmit. Requirements for beginning school.
990 Morgan. Tax exemption of property owned by paraplegic, multiple amputee veteran, C.A.
991 Orme. Defining outstanding balance for interest charges.
992 Warner et al. Deleting levy restrictions of counties for highway purposes.
993 Burbach. Establishing Nebraska Dairy Products Advisory Board.
994 Marvel. Appropriation for Program 102.
995 Marvel. Director of Administrative Services to establish divisions within Department.
996 Elrod. Permit fees, bonds, refunds of private business and trade schools.
997 Elrod. Defining education term teach.
998 Elrod. Requiring all counties to be part of educational service unit.
999 Moylan. Increasing amount of appropriation permitted for Douglas County buildings.
1000 Stahmer. Federal funds, handicapped persons.
1001 Stahmer. Creating Public Building Commission Act.
1002 Stahmer. Changing manner of apportioning state school fund.
1003 Snyder. Authorizing Douglas County to create a public building commission.
1004 Judiciary Committee. Unlawful assault upon peace officer, penalty.
1005 Judiciary Committee. Parole eligibility when sentenced for murdering a peace officer.
1006 Revenue. Appropriate federal funds for secondary water treatment facilities.
1007 Government and Military Affairs Committee. Qualifications of Director of Economic Development.
1008 Carpenter et al. Extending time in which highway bonds may be issued.
1009 Government and Military Affairs Committee. Adopting Life Safety Code.
1010 Judiciary Committee. Installment payment of fines by defendant.
1011 Judiciary Committee. Determination of sentence for kidnapping.
1012 Appropriations Committee. Payment by counties for care of patients in state institutions.

1013 Appropriations Committee. Liability of certain relatives toward welfare recipient care.
1014 Public Works Committee. Adopting Nebraska Rules of the Road.
1015 Education Committee. Adopting Interstate Agreement on Qualification of Educational Personnel.
1016 Appropriations Committee. Appropriation for state aid and assistance.
1017 Appropriations Committee. Appropriation for operation of state government.
1018 Government and Military Affairs Committee. Right turns on red traffic signals.
1019 Judiciary Committee. Creating Nebraska Law Enforcement and Justice Advisory Committee.
1020 Public Health and Welfare Committee. Eligibility of veterans to practice barbering.
1021 Judiciary Committee. Correcting errors in Revised Uniform Reciprocal Enforcement of Support Act.
1022 Labor Committee. Appropriations for payment of miscellaneous claims against state.
1023 Constitutional Revision Committee. Revising Education articles of Constitution, C.A.
1024 Government and Military Affairs Committee. Conveying certain real estate to city of Falls City.
1025 Appropriations Committee. Appropriation for the operation of state government.
1026 Appropriations Committee. Appropriation for payment of salaries of state officers.
1027 Appropriations Committee. Appropriations for nonstate operational expenditures.
1028 Appropriations Committee. Appropriations for payment of salaries of state officers, deficiency.
1029 Appropriations Committee. Appropriation of funds not otherwise appropriated.
1030 Appropriations Committee. Creating Department of Personnel.
1031 Government and Military Affairs Committee. Review of plans of the state office building and field house.
1032 Judiciary Committee. Statewide system of county courts.
1033 Miscellaneous Subjects Committee. Changing name of Nebraska Public Library Commission.
1034 Public Works Committee. Adjusting boundaries between Missouri and Nebraska.
1035 Syas. Reapportioning districts of Board of Regents.
1036 Agriculture and Recreation Committee. Harmonizing provisions of Rural Rehabilitation Corporation section.
1037 Appropriations Committee. Appropriation for capitol construction.
1038 Appropriations Committee. Reappropriation for capitol construction.
1039 Carpenter et al. Exempting food products from sales tax, CA.
1040 Kennedy et al. Regulation of nursing home administrators.
1041 Orme. Motorcycles, violation of rules, penalties.
1042 Elrod et al. Redefining condemnation of lands for rural water districts.

LEGISLATIVE BILLS

By Original Introducers*

WALLY BARNETT, JR.

122 Election of city council by districts in primary cities.
240 Election of board of education of a Class IV school district.
270 Prevention and abatement of nuisances by cities and villages.
271 Retention of certain jail records, reports, medical service.
272 Qualifications for health director of primary class cities.
273 Fees collected by county treasurer for governmental subdivisions.
434 Limiting acquisition of real property.
458 Immunity from liability for emergency care.
480 Requiring labeling on prescription drug containers.
481 Cancellation of motor vehicle liability insurance policy.
515 Special number plates for volunteer firemen.
570 Providing for an advisory committee to office of State Fire Marshal.
649 Regulation of employment service agencies.
665 Registration of voters on election day.
674 Providing certain information on tax receipts.
915 Permitting pari-mutuel dog racing, C.A.
916 Repealing provisions prohibiting sale of liquor on election day, service of liquor licensee on election board.
917 Defining Fire Recognition Day.
918 Prescribing minimum equipment for railroad motor cars.
919 Formation and termination of transportation safety districts.
988 Creating Commission on Fire Fighting Personnel Standards and Education.
108, 221, 254, 282, 283, 402, 644, 759, 810, 879, with others.

JULES W. BURBACH

131 Establish formula for food sales tax credit.
206 Exempting nuclear fuel from sales and use tax.
207 Deleting transfer tax exemptions, distribution of funds.
536 Transferring flood plain management to Department of Water Resources.
537 Requiring comprehensive planning by natural resources districts and soil and water conservation districts.
538 Establishing natural resources districts.
539 Changing fiscal year of natural resources districts.
540 Reducing mill levy of natural resources districts unless by vote of people.
541 Soil and water conservation districts investment of funds.
542 Establishing Board of Natural Resources as successor to Nebraska Soil and Water Conservation Commission.

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* See also Bills Introduced by Committee page, 2233 and Chronology of Bills, page 2243.

543 Natural resources, mergers of districts, mosquito abatement, Legislative intent.
544 Change of natural resources boundaries.
573 Partial tax exemption of certain classes of personal property.
574 Increasing salaries of county boards.
617 Regulation anhydrous ammonia used as fertilizer.
618 Applications for grain warehouse licenses.
707 Depositing percentage of sales and income tax into Governmental Subdivision Fund.
708 Repealing appointment of nonresident persons as law enforcement officers.
823 Penalties for not maintaining flow of water by dam construction.
824 Revising brand inspection area.
825 Amending exemption from tax on transferring real estate title.
827 Sale and distribution of commercial fertilizers.
904 Establishing a Commission on Indian Affairs.
904A Appropriation bill.
993 Establishing Nebraska Dairy Products Advisory Board.
41, 42, 43, 45, 47, 48, 598, 776, 826, with others.

TERRY CARPENTER

54 Creating hospital authorities.
59 Limiting amount of tax districts may levy.
60 Increasing maximum interest rates, repeal sections applicable to revolving charge agreements, installment sales, installment loans.
61 Uniform delivery of liquors in state.
62 Reducing maximum population of cities of second class.
63 Relating to public gatherings.
64 Per diem operating costs for public assistance recipients in hospitals.
65 Tenure for faculty at University.
66 Increasing tax on alcoholic beverages.
67 Increasing tax on pari-mutuel wagering.
68 Increasing gross premium tax of domestic insurance .
69 Inspection of taxable personal property stored in warehouses.
70 Restricting use of University Cash Fund for newspaper expenses.
71 Disbursement of appropriated university funds.
72 Disbursement of appropriated state college funds.
73 Requiring vote of citizens in creating housing authorities.
74 Municipal funds for street and public parking purposes.
76 Creating office of director of Economic Opportunity Commission.
77 Withdrawal of assistance for aid for dependent children.
111 Authorizing counties to levy a sales tax.
142 Preferential treatment of certain applicants for medical college.
143 Loans to resident students.
144 Issuance of warrants by county mental health boards.
145 Licensing of psychiatric technicians.
152 Nebraska Investment Council, student loans.
152A Appropriation bill.
153 Removing tax levy limitations in first class cities.
154 Deleting mill levy limitations in first class cities.

155 Revenue collection by data processing facilities.
156 Removing mill levy limitations in metropolitan cities.
157 Exempting local governing bodies from Nebraska Budget Act.
158 Billing of assessment districts by State Tax Commissioner.
167 Intangible tax on shares of stock.
168 Cities of the first, second class, removing taxation limitations.
169 Repealing the Local Option Revenue Act.
170 Distribution of taxes to counties when not equalized.
171 Distribution of car company taxes.
172 Weighted assessment ratios, adjustment in distribution to counties.
173 Liquors, nonbeverage user's license, minor in possession, impounding motor vehicles.
199 Removing limitations on taxation imposed by second class cities.
200 Use of measurement ratios when distributing taxes to counties.
201 Certification date for State Board of Equalization on county valuations.
202 Eliminating collection fee under Local Option Revenue Act.
203 Administration of motor vehicle fuels to Agriculture Department.
204 Eliminating fraternal beneficiary association from tax payment exemption.
205 Increase in state sales tax.
231 Payment of penalty by retail liquor licensee in lieu of closing.
232 Rules and regulations of the Liquor Control Commission, filing, enactment.
233 Sales of alcoholic liquors, unlawful discrimination, filing of schedules.
234 Suspension of liquor license for unfair acts.
235 Notice by public power districts of right-of-way acquisition.
255 Approval by Legislature for salaries of certain state employees.
256 Exempting livestock from taxation.
257 County regulation of community antenna television service.
258 Creating advisory board to legislative fiscal staff.
259 Display of minimum research octane number on gasoline pumps.
260 Redefining terms of unfair sales act.
278 Detention, treatment and release of sexual sociopaths.
281 Reimbursing City of Lincoln for State Office Building.
293 Purchase of natural gas by public power districts for generation.
294 Authorization of wire tapping in gambling offense.
359 Repealing restrictions on issuance of group live insurance to labor unions.
360 Lowering mandatory retirement age of public employees.
362 Penalty for failure to obey orders of peace officers.
368 School redistricting by districts that elect governing boards.
414 Refund for reduction in natural gas rates.
427 Prosecution of insufficient fund check cases.
443 Prohibiting instruction in aberrant sexual behavior, exception.
463 Requiring school districts to educate and train trainable mentally retarded children.
463A Appropriation bill.
471 Defining penalties for negligent driving.
482 Allocation and distribution of Highway Allocation Fund.

509 Dispensing with notice in disposition of wards' estates, certain cases.
546 Authorizing sale of three and two-tenths per cent beer to eighteen year olds.
551 Providing portion of liquor tax to be used for rehabilitation of alcoholics.
593 Placing impact of liquor taxes on consumer instead of manufacturer.
594 Permitting first and second class cities and villages to contract for police services with county.
595 Prohibiting probation when guilty of drunken driving.
614 Changing name of Home for Children.
615 Transfer of funds to Home for Children Cash Fund.
629 Suspension of motor vehicle operator's license for alcoholic content in blood.
632 Maximum rates for supplying natural gas for interruptable service.
654 Construction standards for mobile homes and travel trailers.
659 Purchase and loan of textbooks by school districts to private schools.
671 Eliminating provision for qualification of bidders for highway contracts.
678 Redefining terms relating to rules of the road.
679 Establishing a Commission on Drug Abuse.
679A Appropriation bill.
680 Creating a central office of probation administration.
680A Appropriation bill.
745 Enacting rules of the Nebraska Liquor Control Commission.
746 Taxation of liquor sold in this state, discount.
747 Initiative petition for retaining urban development in first and second class cities.
748 Permits from State Fire Marshal for operating a service station.
749 Regulation of rates and service of gas utilities by Nebraska State Railway Commission.
750 Requiring life insurance for volunteer firemen.
751 Limiting advertising material placed in retail liquor licensed premises.
752 Redefining person to be trustee for posts of liquor control.
755 Licensing of insurance adjustors.
763 Adopting a self defense law, C.A.
764 Authorizing junior colleges to acquire private college property.
769 Requiring motor vehicle manufactures to post bonds to cover warranties.
770 Providing for surtax on financial institutions.
772 Advisory committees to county boards of public welfare.
774 Education of handicapped, trainable, and mentally handicapped children.
775 Providing for a comprehensive community college system.
809 Limiting the enrollment at the University of Nebraska.
821 Requiring county judges to be attorneys in counties of fifteen thousand or more.
944 Food sales tax exemption for members of armed forces.
945 Changing due date for payment of real property taxes.

946 Detached auxiliary bank teller offices if first class cities.
947 Tax on income of certain insurance companies.
960 Changing private carriers tax exemption.
967 Tuition payments for nonresident students in junior colleges and area vocational technical schools.
968 Leasing of property by junior colleges.
969 Increasing amount paid to junior colleges for credit hours.
970 Issuance of bonds for student centers at junior colleges.
971 State payments to junior colleges for occupational courses.
972 Collection of payments from vocational technical schools for services by junior colleges.
973 Withdrawal of junior college district from vocational technical school area.
974 Comprehensive community college system.
1008 Extending time in which highway bonds may be issued.
1039 Exempting food products from sales tax, C.A.

110, 164, 165, 462, 515, 572A, 576A, 576A, 592, 631, 639, 759, 808, 820, 917, with others.

CALVIN F. CARSTEN

300 Increasing annual renewal fees for optometry license.
387 Specifications for milk and cream testing.
403 Changing qualification, appointment of State Apiarist.
497 Providing financial aid to potential medical, dental students, second class cities and villages.
552 Department of roads equipment, sale to and use by counties and municipalities.
701 Maintaining all state-owned or operated aircraft by Department of Aeronautics.
702 Qualifications of Director of Aeronautics.
703 Exempting certain aircraft fuels from taxation.
704 Qualifications of members of Nebraska Aeronautics Commission.
705 Full-time managers for certain airports.
731 Determination of nonresident high school tuition rate.
732 Authorizing school districts to lease buildings and equipment.
733 Licenses to permit the taking and possession of raptors.
195, 209, 523, 699, 860, with others.

FRED W. CARSTENS

83 Second class cities and villages, extending time bonds become due.
84 Setting up responsibility and supervision of juvenile delinquency.
108 Establishing Southeast Nebraska Vocational Technical School.
130 Repeal old age assistance liens.
319 Changing taxation of cabin trailers and mobile homes.
320 Increasing benefits for workmen's compensation.
378 Providing sale of school lands be permissive rather than mandatory.
379 Restitution and collection of stolen property.
380 Refusal by court to appoint nonresident executor.

381 Filing fee schedule for Register of Deeds, County Clerks.
382 Repealing investment of funds of small estates under guardianship.
383 Fee for certifying reports of appraisers.
384 Appointment of guardians where adoption is denied.
385 Appointment of clerks, deputy clerks of county courts.
405 Authorizing construction of new College of Law.
429 Access to telephone service furnished to adjacent territories.
430 Statute of limitations, defense of trial of issue, procedure.
464 Adoption of Revised Uniform Reciprocal Enforcement of Support Act.
466 Delivery of alcoholic liquors to nonbeverage users.
555 Retirement benefits for widows of judges.
571 Authorizing Tax Commissioner to furnish information on employers to Workmen's Compensation Court.
572 Making coverage under the workmen's compensation law mandatory.
576 Define jurisdiction of district courts.
576A Appropriation bill.
577 Dismissal of criminal cases only by leave of court.
578 Appeals for violation of municipal ordinances tried by court without jury.
579 Providing an adjudication be based upon proof beyond a reasonable doubt.
580 Procedure for appeals from orders of administrative agencies.
648 Procedure for disposing of abandoned property.
670 Providing additional provisions for juvenile court cases.
676 Designating bailiff in county court trials.
677 Reducing age to be licensed as an antique car.
793 Regulation of charitable trusts.
795 Authorizing temporary service appointment by retired judges.
796 Restricting activity of nonprofit foundations to preserve tax exemption.
797 Authorizing investments of specified trusts.
798 Changing conflict of interest provisions.
799 Procedure for donation of human body after death.
887 Creation and dissolution of certain school districts.
891 Extending duties of the Director of Insurance.
300, 499, 572A, 609, 661, 759, 794, 808, 886, 1008, with others.

ERNEST CHAMBERS

110 Election of school boards by districts.
161 Prevent discrimination in public accomodations, employment.
263 Election of superintendent of Class V school districts.
389 Liability of metropolitan class cities for certain police actions.
446 Prohibiting corporal punishment in schools.
951 Prohibiting school board members from having interest in contracts.
952 Revising the laws relating to barbering.
122, 221, 572A, 576A, 630, 898, 901, 902, with others.

ROBERT L. CLARK

55 Registration of petroleum engineers.
56 Notice of bad check charge by county sheriff.
57 Concerning drainage and storm sewers in first class cities.
58 Cities and villages, tax levy for senior citizen projects.
82 Community antenna television service by permit, franchise.
163 Changing name of vocational technical schools.
350 Regulation of pharmacy, regulations.
355 Providing additional authority for plugging oil and gas exploratory holes.
635 Teachers, board of education, matters subject to negotiation.
636 Taxation of fractional interest in oil, gas, hydrocarbon units.
640 Requiring stepparents to support minor stepchildren.
675 Control of telecommunications equipment in State Capitol.
321, 322, 323, 326, 478, 638, 667, 731, with others.

ELLEN E. CRAFT

297 Restricting number of automatic vending machines.
416 Labeling of soaps and detergents, penalty.
417 Restricting visitation of historical sites and monuments.
418 Lost or stolen credit cards.
190, 191, 254, 451, 626, 667, 819, with others.

JOHN W. DeCAMP

50 Repealing the Nebraska Meat and Poultry Inspection Law.
51 Drug education courses in high schools.
261 Repealing prohibition of sale of secret drugs or nostrums for females.
326 Drugs, defining terms, regulation of, revising existing laws.
326A Appropriation bill.
330 Registration and licensing of snowmobiles and operators.
330A Appropriation bill.
331 Removal or defacing of highway signs, penalties, rewards.
364 Placing trash receptacles along state highways.
365 Flashing lights on certain motor vehicles.
366 Repealing nonresident tuition provisions.
410 Prohibiting impounding of motor vehicles, minors in possession of alcoholic liquor.
411 Requiring financial responsibility before motor vehicle registration.
431 Permitting use of school buses for nonschool purposes.
437 Reducing waiting period for workmen's compensation benefits.
438 Extending workmen's compensation coverage.
439 Licensing of applicators of pesticides.
444 Requiring copy of credit rating to individual concerned.
506 Providing no presumption in favor of mother or child custody.
507 Reducing time for payment of inheritance tax.
508 Wrongful taking of motor vehicle or other property, penalty.

561 Application of turning signal according to speed of motor vehicle.
584 Election of members of the Legislature on a partisan basis, C.A.
652 Repealing guest passenger section.
895 Defining when use of force in self defense is justified.
896 Enabling voters to vote for candidates of any party at primary election.
897 Repealing guest passenger statute.
898 Appointment of housing authority commissioners.
899 Eliminating restrictions on convertible investments made by insurance companies.
900 Increasing speed limits for trucks.
901 Defining landlord and tenant obligations.
902 Appointment of tenant as commissioner of housing authority.
948 Requiring drivers to submit to tests for alcoholic content in blood.
949 Increasing salary of county judges.
110, 221, 401, 405, 440, 462, 572A, 573, 576A, 725, 977, 1008, with others.

HERBERT J. DUIS

133 Redefining value for transfer tax on real property.
134 Duplicate driver's license permit.
135 Payment of warrants to county officers, employees, appeals.
136 Eliminating bond coverage requirement for inspection stations.
137 Extending credit on insurance premiums.
138 Junior college nonresident tuition.
284 Location of boats and sporting goods for taxation purposes.
298 Bonds and oaths of county assessors.
342 Refusal to file conveyance when no actual consideration shown.
343 Providing for motor fuel or tax credit rather than refund.
358 License fee for operators of mechanical amusement devices.
363 Correlating state and federal dates for veteran's duty.
399 Deleting restriction on conveyances, second class cities and villages.
473 Prohibiting expenditure of state funds except by Legislative Appropriati
474 Changing requirements for registration of local trucks.
626 Natural Resource Districts relating to public power districts responsibilities.
673 Use of dealer license plates by manufacturers of motor vehicles.
722 Adopting Nebraska Insurance Guaranty Association Act.
734 Educational service units authority to purchase or lease real estate.
765 Repealing requirement of resident agents for foreign insurance companies.
766 Correcting statutory reference regarding holding companies.
767 Reclassifying kinds of insurance companies can write.
768 Recodifying Motor Vehicle Dealers Licensing Act.
850 Providing uniform fiscal year for all political subdivisions.
851 Notices of amount of funds distributed to political subdivisions.
852 Apportionment of levy when taxing districts extend across county line.
675 with others.

DONALD ELROD

221 Lowering voting age to eighteen years.
254 Additional personnel for inspection of schools.
347 Changing name of State Railway Commission, C.A.
351 Prohibiting affixing of reinforcing projections prior to erection.
371 Replacement operator's license or permit when damaged.
415 Diversion Flood Control Fund.
428 Removal and disposition of junk and abandoned vehicles.
441 Investment of wrongful death actions payments.
505 Funding of Second Injury Fund.
505A Appropriation bill.
510 Continued existence for unincorporated mutual associations.
560 Broadening eminent domain power of library boards.
562 Extending benefits for policemen of first class cities.
613 Creating State Board of Marriage Counselor Examiners.
802 Clarifying the law in relation to school administrators.
803 Adopting Community Mental Health Services Act.
804 Defining watershed for Soil and Water Conservation Commission purposes.
996 Permit fees, bonds, refunds of private business and trade schools.
997 Defining education term teach.
998 Requiring all counties to be part of educational service unit.
1042 Redefining condemnation of lands for rural water districts.

43, 45, 48, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 182, 248, 295, 598, 759, with others.

WALTER H. EPKE

738 Alternate service to interstate highways determined by Department of Roads.

163, 334, 336, 337, 338, 387, 403, 572A, 573, 576A, 609, 662, 777, 860, with others.

GLENN A. GOODRICH

192 Procedure for vacating of county roads.
230 Authorizing metropolitan class cities to transfer sewer facilities to utilities district.
286 Safety requirement for manhole operations.
681 Taxation of mobile homes affixed to real estate.
908 Charges for services by county hospitals.
909 Prohibiting exclusion of health and accident insurance benefits when served by political subdivision hospital.
910 Medical assistance fees and schedules applicable to vendors of nursing home services.
911 Formation of governmental corporations for obtaining federal grants.

195, 221, 279, 630, 800, 921, with others.

WILLIAM H. HASEBROOCK

146 Limiting initiative and referendum petitions to nonrevenue measures, C.A.
198 Restraining state from alienating oil, gas, minerals on state land, C.A.
279 Membership on State Board of Health.
303 Changing number of district court judges by Legislature, C.A.
304 Reducing number of Supreme Court judges to declare state law unconstitutional, C.A.
305 Creating or abolishing juvenile court districts by vote, C.A.
306 Permitting Supreme Court to make its own rules of practice, C.A.
361 Salaries of veterans' service officers.
494 Permitting employees of power districts to serve on councils and village boards.
604 Joint governmental cooperation, C.A.
605 Changing restriction on extra compensation to public employees, C.A.
606 Registration fee for noncommercial trucks or trailers.
607 Registration fee for trailers.
608 Repealing registration of taxi cabs.
668 Transferring child mistreatment cases to county division of public welfare.
669 Delete installment payment of truck registration fees.
685 Taxation on gross revenue of public utilities, C.A.
687 Appointment of Director of Revenue in lieu of Tax Commissioner, C.A.
688 Authorizing indebtedness of political subdivisions, C.A.
720 Investment by banks in agricultural credit corporations.
721 Increasing compensation of actuaries and examiners in Department of Insurance.
723 Maximum mill levy of drainage districts.
965 Size and design of motor vehicle license plates for political subdivisions.

54, 123, 124, 125, 126, 127, 132, 139, 221, 301, 302, 332, 333, 339, 340, 341, 458, 493, 500, 501, 502, 503, 504, 570, 610, 611, 622, 623, 627, 656, 684, 686, 719, 758, 761, 762, with others.

CLAIRE W. HOLMQUIST

1 Airport authority bonds.
2 Prohibiting municipal judges from practicing law.
3 Deleting taxation of capital stock, building and loan associations.
4 Payment of poll tax by persons in armed forces.
5 Cities of the first class, salary of board of public works, harmonizing provisions.
6 Manner of election of police magistrates.
7 Cities of the first class, nomination of primary election candidates.
8 Incorporation of Disabled American Veterans.
9 County hospitals, conform provisions to Nebraska Budget Act.
10 Supreme Court jurisdiction in election contests.

11 Deleting obsolete matter referring to election records.
12 Municipal courts in first class cities.
13 Correcting internal reference to state patrolmen.
14 Deleting obsolete matter in regard to firemen, poll tax.
15 Correcting internal references in Statute of Frauds.
16 Harmonizing right-of-way legislation.
17 Harmonizing aid to dependent children age provisions.
18 Harmonizing interest legislation.
19 Harmonizing the Military Code legislation.
20 Correcting internal reference to suspension of motor vehicle license.
21 Motor vehicle fuels, harmonizing provisions.
22 Public health, correcting internal references.
23 Public lands and buildings, eliminating unconstitutional provisions.
24 State Railway Commission, correcting internal reference.
25 Abstracters, correcting internal reference.
26 Aircraft assessment, harmonizing previous legislation.
27 Schools, eliminating obsolete matter.
28 State administrative departments, harmonizing provisions.
29 Redesignating State Hospitals as Regional Centers.
30 Repealing taxation on agriculture machinery.
31 Providing for reissue of Volumes 4 and 5 Revised Statutes of Nebraska, 1943.
32 Cities second class, recording of cemetery deeds.
33 Repealing certain obsolete sections of Statutes.
34 Contracts for supplements and replacement volumes to statutes.
35 Filing requirements of administrative rules.
36 Sale price of Session Laws and Journal, lobbyists' forms.
37 Eliminating restriction on number of legislative employees.
49 Prescribing form of ballots.
85 First class cities, increasing contract amount without advertised bids.
176 Collective bargaining rights for public employees.
241 Repealing provisions relating to the Public Counsel.
242 Feeding prisoners in county jails.
269 Relating to Nebraska Retirement Systems Advisory Committee.
344 Negotiating for private contract for publication of statutes.
346 Clarification of conflict of interest provisions, public power districts.
348 Authorizing first, second class cities to create trusts.
349 Providing for agreements limiting competition to sell electric energy.
372 Space needed by Legislature within capitol building, determination.
373 Filing and approval of state agency rules.
374 Premature loan prepayments, escrow account interest, small loans, savings and loan associations.
435 Salaries of Board of Public Works in second class cities and villages.
445 Dismissal of faculty for participation in riots.
452 Interest credit to account of members of School Employees' Savings Fund.
453 Repealing municipal retirement system.
454 Repealing presumption of death of firemen.

475 Prohibiting Class IV school districts from establishing separate retirement system.
476 Discontinuing state contribution to State Employees Retirement Fund.
477 Establishing a criminalistics laboratory within the State Patrol.
554 Qualifications of members of Nebraska Power Review Board.
754 Authorizing Class C liquor licenses outside of incorporated cities.
756 Changing speed limit on hard-surfaced highways.
757 Clarifying and revising provisions relating to insurance.
832 Uninsured motorist coverage.
833 Establishing Indian Affairs Commission.
986 Time for payment of motor vehicle fuel tax.
987 Creating Public Employees Retirement Board.
129, 308, 350, 375, 725, 854, 889, 992, with others.

E. THOME JOHNSON

129 Publication of budget statements of political subdivisions.
318 Appointment of county attorneys by county board, salary.
375 Authorizing savings and loan associations as trustees of retirement plans.
490 Formation of guarantee stock associations, conversion of mutual.
644 Registration and operation of minibikes.
684 Repealing certain sections relating to sales finance companies.
847 Increasing interest rate to be paid or money borrowed by fire districts.
848 Chief of fire department in first class cities shall serve at pleasure of the council.
849 Increasing mill levy for rural fire districts.
863 Renegotiation of agreements for electric service areas.
942 Salary changes of appointed officials during term of office in second class cities and villages.
943 Salary changes of appointed officials during term of office in first class cities.
207, 309, 374, 513, 514, 536, 537, 538, 539, 540, 541, 542, 543, 544, 708, 771, 940, 941, with others.

THOMAS C. KENNEDY

472 Guaranteeing access to public accommodations for blind when led by a dog guide.
586 Relating to the practice of cosmotology.
753 Increasing membership of Advisory Council on Hospital and Medical Facilities.
860 Prohibiting corporation ownership of farms.
953 Terminating sale of school lands with exceptions.
210, 211, 212, 213, 213, 215, 216, 217, 218, 219, 220, 227, 291, 292, 350, 420, 421, 447, 448, 449, 450, 469, 470, 537, 538, 540, 543, 567, 735, 1040, with others.

ORVAL A. KEYES

86 Changing homestead taxation exemptions.
128 Microfilming of certain district court records, journals.
228 Restricting use of asbestos, fiberglass insulation in air ducts.
229 Sinking fund for county health and welfare facilities.
264 Administration of the School Aid Fund.
367 Crediting unclaimed taxes to city or village general fund.
479 Placing a severance tax on minerals.
547 Appointment of jury commissioners in counties of fifty thousand to one hundred fifty thousand inhabitants.
582 Procedure for closing schools failing to receive federal assistance.
583 Purchase of fire fighting training facilities by first and second class cities.
724 Extending time for acquisition of land for state park system.
736 Removing exemptions from sales and use tax for contract carriers.
221, 254, 459, 537, 538, 540, 596, 878, with others.

OTHO G. KIME

334 Nebraska Veterans' Home, admission, care, payment.
335 Appointment of guardian of member of Nebraska Soldiers and Sailors Home.
336 Eligibility requirements for veterans' relief.
337 Enlarging exemption for homestead exemptions.
337A Appropriation bill.
338 Establishing a veterans' permanent grave registry.
581 Development of irrigable school lands.
321, 322, 323, 906, with others.

SAM KLAVER

79 Sale and distribution of dairy products.
162 Changing expiration date of daylight savings time.
370 Exemption from examination for operator's license.
592 Election rather than appointment of judges, C.A.
672 Increasing salary of Douglas County judge.
792 Discretionary revocation of certificate of authority by Director of Insurance.
41, 42, 43, 45, 47, 48, 130, 263, 405, 598, 630, 639, 639A, 921, with others.

RUDOLF C. KOKES

112 Examination of motor vehicle operator over sixty years old.
193 Extending time of corporate existence for reclamation districts.
299 Deposit percentage of funds distributed by Homestead Exemption Act in county general fund.
114, 536, 537, 538, 539, 540, 541, 542, 543, 650, 699, with others.

MAURICE A. KREMER

309 Property evaluation training for county officials.
422 Moving unbaled livestock forage.
600 Flood plain regulations.
609 Ratifying Big Blue River Basin compact with Kansas.
619 Control of prairie dogs.
620 Protection of endangered species of fish and wildlife.
716 Exempting from taxation certain approved water pollution control facilities.
717 Creating Nebraska Water Industry Committee.
718 Increasing compensation of boards of directors of power districts.
719 Exempting from taxation certain air pollution control facilities.
779 Merger of Class VI and Class III school districts.
163, 190, 191, 415, 451, 461, 491, 536, 537, 538, 539, 540, 541, 543, 544, 759, 807, with others.

RICHARD LEWIS

147 Basic Sciences examinations.
148 Hospitals, privileged communications.
149 Statutes of limitations in malpractice suits.
150 Visiting medical education faculty permits.
151 Medical advisory board for Department of Motor Vehicles.
478 License tax on dogs in first class cities.
683 Clarifying use of slow moving vehicle emblems.
663, 776, 863, with others.

ROLAND A. LUEDTKE

87 Increasing cigarette tax.
88 Requiring when notaries public must use ink stamp seal.
89 Fee for filing notice, discharge of income tax lien.
90 Filing fees, cancellation of lis pendens.
141 Legislature, eliminating final reading of bills, C.A.
187 Repealing Self Defense Act.
194 Preretirement benefits for school retirement systems.
196 Guaranteeing right of appeal in all felony cases, C.A.
197 Eliminating imprisonment for fraudulently contracted debt, C.A.
245 Procedures for correcting, amending birth and death certificates.
245A Appropriation bill.
246 Procedures for issuance of adoptive birth certificates.
246A Appropriation bill.
249 Indexing fee for filing statements.
250 Presiding judge of Workmen's Compensation Court.
251 Tape recordings in certain Workmen's Compensation Court cases.
252 Procedure for appeal from Workmen's Compensation Court decision.
329 Adoption of children, consent.

390 Workmen's compensation claims against state.
390A Appropriation bill.
391 Requiring certificates for common carriers transporting livestock.
396 Speed limits, mirror requirements for cabin trailers.
460 Merger of corporations, exemptions from act.
483 Revising Business Corporation Act.
484 General revision of Nebraska Business Corporation Act.
485 Notice and procedure of delinquent occupation taxes.
486 Registration and renewal procedure of trade names.
487 Registration and renewal of trade-marks.
488 Powers of limited partner in limited partnership.
489 Professional corporations, requiring certificate of regulating board.
499 Workmen's compensation death benefits, termination upon remarriage.
534 Requiring simple majority vote for bond issues in governmental subdivisions.
535 Providing for disclaimer of interests in property in estate proceedings.
564 Service on Secretary of State as process for nonresident defendant.
565 Authorizing State Claims Board to direct payment of certain claims.
566 Display of registration plates by dealers and trucks.
566A Appropriation bill.
568 Procedure for issuing orders for obtaining indentifying characteristics.
603 Point system applicable to suspended sentence of driver.
645 Trust deeds, notice of default, notice of sale.
646 Increasing salary of clerk of municipal court.
647 Termination of membership in savings and loan associations.
648A Appropriation bill.
650 Room and lodge tax for tourism promotion.
653 Use of ink stamp seals by public officials.
698 Contracts between governmental subdivisions not requiring an election.
728 Contents of information for marriage licenses.
729 Restating grounds for divorce and separate maintenance.
858 Relating to public accountants and State Board.
859 Including parking fees of state employees in claims for travel expense.
956 Increasing amount of claim attorney fee may be charged as costs.
957 Extending time for answer when defendant is out of state.
958 Allowance of attorney's fees on certain insurance claims.
959 Expanding use of acting municipal judge.
961 Penalty for conveyance of security interest.
962 Motorcycle operator's licenses.
981 Revising formula for property covered by inheritance tax.
982 Providing when cities of second class and villages may issue bonds without vote.

91, 131, 146, 221, 379, 380, 381, 382, 383, 384, 405, 440, 455, 480, 572A, 576A, 624, 625, 660, 660A, 673, 919, 773, 880, 881, 882, 883, 884, 885, 983, 984, with others.

EUGENE T. MAHONEY

112, 221, 108, 567, 921, with others.

RICHARD MARESH

164 Procedure for creating airport authority.
165 Sale of real property by Department of Aeronautics.
285 Regulation of aeropesticide operations.
307 Legislative approval for purchase of railroad rights-of-way.
325 Equipping school buses with two-way radios, telephones.
433 Imposing a tax on nonreturnable containers.
634 Repealing publication of budget for second class cities and villages.
662 Authorizing State Railway Commission to orders common carriers to make improvements.
706 Eliminating tagging fish raised for edible purposes.
725 Authorizing operation of farm vehicles by minors.
725A Appropriation bill.
343, 491, 609, 663, 759, with others.

RICHARD D. MARVEL

75 Appropriation for payment of Senators' salaries.
181 Appropriation for payment of salaries of members, employees of Legislature.
222 Use of Land and Water Conservation Fund.
223 Creating Nebraska Law Enforcement Training Center Cash Fund.
224 Creating Department of Health Reimbursement Fund.
225 Restricting use of funds of Nebraska Commission on Law Enforcement and Criminal Justice.
226 Combining the Natural Disaster Fund with Governor's Emergency Fund.
388 Transferring funds of State Department of Education.
556 Prohibiting sale or purchase of particular species of upland game birds.
637 Exempting legislative branch from state personnel system, exception.
638 Eligibility time limit for aid to dependent children.
641 Creating a cash fund in Department of Public Welfare.
760 Repealing disregarded income provisions in aid to dependent children.
818 Appropriation for payment of premiums on bonds of State Treasurer, deputy.
862 Refund of fuel taxes paid in operation of auxiliary power take-off equipment.
994 Appropriation for Program 102
995 Director of Administrative Services to establish divisions within Department.
361, 376, 426, 609, 640, 643, 651, 759, 759A, 866, 866A, 987A, with others.

P. J. MORGAN

208 Acquisition of park by University of Omaha for parking.
376 Motor vehicle license plates, issuance, bidding, decals.
377 Appeal to Supreme, district courts, cash deposit.
423 Issuance, display of one motor vehicle license plate.
424 Issuance of personalized prestige license plates.
572A Appropriation bill.
602 Creating Nebraska Residential Dwelling Construction Board.
810 Creating Nebraska Residential Dwelling Construction Board.
811 Protecting the Homing Pigeon.
812 Defining bobcats as game animals.
990 Tax exemption of property owned by paraplegic, multiple amputee veteran, C.A.
188, 221, 274, 434, 524, 576A, 597, 630, 916, with others.

HAROLD T. MOYLAN

121 Delivery of warrants when claims or accounts allowed.
166 Cities of metropolitan class, zoning, congestion, public safety.
310 Deleting necessity for posting of bonds for public power districts.
419 Permitting access to patient records.
492 Reducing time county clerks must hold certificates of title for motor vehicles.
495 Mortgage foreclosures, increasing fee for certificate of satisfaction.
496 Guaranteeing access to public accommodations for blind when led by a dog guide.
630 Increasing number of municipal judges in metropolitan cities.
912 Regulation of alcoholic and drug treatment facilities.
999 Increasing amount of appropriation permitted for Douglas County buildings.

HERB NORE

709 Regulation of livestock commission merchants.
935 Merger and consolidation of public power districts.
936 Broadening distribution rights of power agencies within zoning areas of municipalities.
937 Deleting authority for first and second class cities to zone beyond corporate limits.
180, 193, 536, 541, 542, 543, 544, 642, 759, with others.

FERN HUBBARD ORME

91 Exempting Equal Opportunity Commission vehicles from state marking.
92 Repealing provision relating to supervision of Indians.
93 Repealing provisions relating to bee husbandry.
94 Abolishing the Nebraska Armory Board.
95 Abolishing Board of Library Examiners.
96 Abolishing Nebraska Clean Waters Commission.
97 Nebraska Commission on Aging.

98 Appeals by landscape architects for revocation of certificates.
99 Changing terms of Nebraska Arts Council directors.
100 Transfer duties to Board of Public Roads Classifications and Standards.
101 Changing location of State Highway Commission meetings.
102 Financing operation of Bureau of Examining Boards.
103 Clarifying procedures of Professional Practices Commission for teaching profession.
104 Abolishing the committee on insurance department personnel.
105 Repealing certain sections relating to civil defense.
106 Abolishing Personnel Coordinating Committee.
107 Abolishing advisory committee to Nebraska Soil and Water Conservation Commission.
140 Interpreters for accused handicapped persons.
175 Student teachers or interns.
182 Uniform method of compensation for state boards, commissions, committees, councils, similar entities.
248 Changing the name of the Nebraska Dairy Products Advisory Board.
282 Eliminating effective date of ordinances for metropolitan, primary cities.
283 Repealing power of primary cities to levy taxes for parks, campus extension.
369 Motorcycles, violation of rules, penalties.
402 Drunken driving, alcoholic content, conviction, penalties.
425 Financial assistance for adoptive families.
465 Relating to adoption proceedings.
525 Removing fixed term of Commissioner of Education.
642 Matching of federal funds by county and state.
794 Prohibiting political subdivisions to pay lobbyists from tax funds.
819 Establishing Governor's Commission on the Status of Women.
987A Appropriation bill.
991 Defining outstanding balance for interest charges.
1041 Motorcycles, violation of rules, penalties.
221, 270, 271, 272, 273, 446, 776, 919, 953, with others.

RICHARD F. PROUD

159 Annexation by metropolitan cities.
188 Notices of objection to assessments by sanitary and improvement districts.
189 Penalty for employer to contribute to agreed benefit plans.
195 Acquisition of electric distribution system, metropolitan city.
274 Penalties for failure to appear in court when released on bail.
275 Exempting persons sixty-five years and older from hunting and fishing fees.
276 Extending powers of public power districts.
277 Repealing the death penalty.
314 Reducing age for playing bingo.
315 Clarifying arrest powers of conservation officers.
316 Consideration of pretrial release agency report by court.
406 Electrical inspections.

407 Reserving part of pheasant, quail season for resident hunters.
408 Resident student when parents leave state.
409 Exempting pleasure boats from property taxes.
412 Establishing official pre-trial release agency.
524 Sale of school property of Class III, IV, and VI schools.
529 Air Pollution Control Council, membership.
530 Exceptions to length of vehicles on public roads.
531 Cost of living adjustments for retirement benefits of public employees, C.A.
532 Redefining public agency to include sanitary and improvement districts.
616 Practice of dental hygiene.
657 Certificates of indebtedness to minors by industrial loan and investment companies.
771 Issuance by domestic life insurance companies of variable life insurance.
867 Presumption as to when certain documents were mailed.
868 Procedures for annexation by metropolitan city.
869 Transportation expenses of handicapped children.
870 Teaching contracts in Class IV and V school districts, University and state colleges.
871 Limiting jurisdiction of Court of Industrial Relations.
872 Placing judges in Douglas and Lancaster Counties under the merit plan.
873 Procedure for issuance of replacement bonds by public bodies.
874 Including certain public agencies in Interlocal Cooperation Act.
875 Providing exception to maximum levy for Class I, II, III, and VI school districts.
876 Acquisition of public buildings by first class cities.
877 Appointment of additional judge for fourth judicial district.
877A Appropriation bill.
878 Procedures of sanitary and improvement districts.
879 Adopting the Environmental Protection Act.
880 Interest rate on delinquent bonds issued by political subdivisions.
881 Eliminating restriction that refunding bonds bear certain interest rate.
882 Eliminating interest restriction on coupon notes.
883 Permitting cities and villages to charge a sewer use fee.
884 Issuance of fire department bonds.
885 Changing provisions for maturity and interest of various purpose bonds.
983 Provide for interest rates for certain bonds and coupons.
984 Provide for interest rates for certain bonds and coupons.
187, 401, 405, 490, 493, 602, 630, 854, 921, with others.

JOHN S. SAVAGE

174 Refuse, garbage, rubbish, exempting local disposal areas from disposition.
442 Registration of land surveyors.
597 Making public information on rates filed by insurers.
159, 195, 763, with others.

LORAN SCHMIT

243 Authorization of annual salaries by board of directors of public power districts.
244 Validation of drivers' licenses of armed forces personnel.
324 Eliminating bids for emergency work for public power districts.
776 Increasing motor fuel taxes except fuels containing grain alcohol.
776A Appropriation bill.
777 Increasing nonresident annual fishing permit fees, regulation of deer and turkey hunting, waterfowl stamps.
807 Authorizing the Game and Parks Commission to sell certain lands in Dundy County.
808 Creating an admissions committee for the University of Nebraska College of Medicine.
892 Prohibiting unlawful accumulation of junk on property.
893 Licensing of garbage disposal facilities and solid water areas.
894 Establishing program for water treatment plants.
905 Registration and regulation of economic poisons.
938 Deleting restrictions on administering state grants by water pollution control council.
939 Establishing Environmental Control Council.
939A Appropriation bill.
985 Program for training of physician's assistants.
989 Requirements for beginning school.
609, 692, 853, 915, with others.

HAROLD D. SIMPSON

78 Prohibiting obscene entertainment.
177 Insurance coverage for public employees.
178 Payment for educating trainable mentally retarded children.
178A Appropriation bill.
179 Payment for educating handicapped and emotionally disturbed children.
179A Appropriation bill.
265 Right-of-way- defined for pedestrians and motor vehicles.
266 Termination of contracts between superintendents, teachers, Class I, II, III, and VI school districts.
553 Distribution of food stamps.
658 Clarifying nonresident high school tutition rate.
700 Prohibiting obstructions on highway right-of-way.
773 Hours of duty of firemen.
861 Dissolution of a Class VI school district when boundaries common with Class II or III district.
926 Off-street parking facilities for metropolitan and primary class cities.
927 Reciprocal transfer of cars among railroads.
928 Limiting formation of Class VI school districts.
929 Transferring supervision of training center to Nebraska.
929A Appropriation bill.
930 Issuance for bonds for off-street parking facilities.
931 Increasing limits of aid to dependent children.
932 Creating Department of Rural Affairs.

933 Creating Rural Development and Marketing Committee.
934 Redefining certain powers and duties of Department of Agriculture.
963 Creating State Agricultural Relations Board.
964 Establishing Rural Affairs Department.
41, 42, 43, 45, 47, 48, 130, 131, 187, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 227, 239, 240, 420, 421, 434, 477, 448, 449, 450, 469, 470, 480, 481, 534, 572A, 576A, 598, 603, 649, 690, 735, 759, 919, 962, with others.

WILLIAM SKARDA, JR.

160 Compensation, mileage to local fire prevention personnel.
317 Credit unions, membership, reserves, loans, dividends.
512 Excluding persons practicing electrolysis from cosmetology law.
567 Exempting meals and food products from sales tax.
612 Nomination of Douglas County commissioners by districts.
666 Authorizing certain conditions for persons sixteen years old to be in possession of beer.
903 Authorizing inspection stations for fleet vehicles to be located outside the state.
920 Deleting restriction of incumbent filing for another office.
921 Creating County Civil Service Commission in Douglas County.
54, 195, 630, 906, with others.

DUKE SNYDER

186 Authorizing metropolitan class cities to assume operation of drainage districts.
295 Notice of removal of abandoned vehicles.
511 Restating conflicts of interest for city and village officers.
778 Establishing a Vocational Technical School at Omaha.
784 Payroll tax in cities of the metropolitan, primary and first class, C.A.
785 Withdrawal of Class III school districts from educational service units.
786 County portion of patient care in state hospitals.
786A Appropriation bill.
787 County warrant for payment for aid to dependent children.
978 Levying payroll tax on nonresidents working in metropolitan, primary and first class cities, C.A.
1003 Authorizing Douglas County to create a public building commission.
221, 254, 442, 597, 628, 630, 689, 866, 866A, with others.

DAVID H. STAHMER

236 Imposing a payroll wage and earnings tax by cities of the metropolitan class.
237 Extending powers of metropolitan class cities for off-street parking.
238 Issuance of revenue bonds by cities of the metropolitan class for off-street parking.
287 Requirements for a unified school district.

288 Regulating number of pupils assigned to teachers.
289 Minimum lighting requirements for state office buildings.
290 Basing aid to schools on school census.
311 Procedure for establishing salary of members of Legislature, C.A.
312 Increasing cigarette tax.
313 Increasing tax on beer, wine and other alcoholic beverages.
345 Creating Metropolitan County Commissions on Youth.
392 Age and term restrictions for filing for public office, C.A.
393 Creating high school advisory committees in Class V districts.
394 Class V special school board meetings.
395 Survey of students, completion or drop out.
400 Requiring college students to take courses in government.
436 Release of prisoner for failure to bring to trial.
498 Increasing maximum building levy for Class V districts.
519 Retirement income tax credit against individual income tax.
520 Repealing holding of wife's property in divorce decreed for adultery.
521 Providing separate cells when prisoners request them.
522 Providing aid to dependent children on basis of need.
601 Muffler equipment on motor vehicles.
739 Defining the term school day.
740 Creating neighborhood improvement districts in metropolitan class cities.
741 State funds for specific learning disability children.
741A Appropriation bill.
742 Reallocating funds from sale of upland game stamp.
822 Increasing compensation for judges of the Court of Industrial Relations.
1000 Federal funds, handicapped persons.
1001 Creating Public Building Commission Act.
1002 Changing manner of apportioning state school fund.
221, 433, 630, 799, with others.

GERALD A. STROMER

533 Apportionment based on registered voters. C.A.
628 Method of electing President and Vice President, C.A.
660 Establishing Division of Student Personnel Services.
660A Appropriation bill.
667 Tax levy for pension systems.
737 Dividing federal land included in dissolved school district.
800 Electing county surveyors on a nonpartisan basis.
801 Official seal for Board of Examiners for County Highway and City Street Superintendents.
221, 254, 415, 527, 528, 759, 989, with others.

LESLIE A. STULL

38 Increasing levy for cemetery purposes, cities of the second class and villages.
39 Exempting certain veterans from hunting and fishing fees.
40 Payment of cost of education for dependent and neglected children.

41 Certificate of land title after probate.
42 Authorizing county judge to issue marriage licenses.
43 Membership on county and district health boards.
44 Consolidation of certain county offices.
45 Motor vehicle taxes, refunds, credit.
46 Purchase of motor vehicle registrations on a quarterly basis.
47 Notice by publication in district courts.
48 Notice of release of inmate to committing court.
267 Defining unlawful sales practices.
268 Extending time for burial, cremation of dead human bodies.
321 Increasing fee for brand inspection of cattle.
322 Changing conditions for inspection of cattle offered for sale.
323 Brand inspection areas, redefining terms, increasing fees.
398 Regulation, licensing of junkyards.
598 Determining real estate values for taxation by five year sales.
599 Services and programs for handicapped, aged or indigent by county.
633 Operating motor vehicle with expired certificate of inspection.
726 Procedure for transfer of territory between school districts.
727 Providing remittance constitutes verification of employment for school retirement system.
112, 758, 855, 904, with others.

WILLIAM F. SWANSON

185 Granting state chartered savings and loan association same rights as federal.
397 Additional urban renewal powers for primary cities.
404 Providing for instructional television in schools.
467 Use and regulation of ionizing radiation.
557 Election procedures and bond issues for park and recreational facilities.
558 Vote required on park and recreation grounds bond issues in second class cities and villages.
559 Park and recreation commissioners, enlarging boards, terms.
563 Permitting agreements for excessive interest rates.
569 Setting age limitation of members of State Board of Education.
587 Recodification of license laws in Dentistry.
588 Fees for truck hauling unprocessed milk.
589 Suspension of real estate broker's license for felony.
590 Increasing real estate license fees for selling real estate in another state.
591 Qualifications for real estate licenses of salesmen, brokers.
624 Changing formula for reimbursement of aircraft fuel tax.
625 Equitable allocation of flight equipment taxes.
655 Appropriation increase for State Real Estate Commission.
782 Extending fire prevention provisions to all school and public buildings.
783 Exempting non-profit corporations from sales tax.
788 Insurance tax computation on gross premiums.
789 Revising issuance of temporary license to insurance agents.

790 Increasing compensation of members of boards of mental health.
791 Requirements for lawful operation of certain motor carriers.
41, 42, 43, 45, 47, 221, 254, 282, 283, 598, 987A, with others.

GEORGE SYAS

183 Protecting great horned owl and certain hawks.
184 Increasing fees in municipal courts.
247 Prevention of pollution of environment.
440 State grants for sewage treatment works construction.
459 Increasing per diem allowances for bridge commission.
461 Providing for Governor to act as chairman of the Game and Parks Commission.
575 Abolishing selection of judges by nomination, C.A.
610 Removing percentage to carry proposed revisions to Constitution, C.A.
611 Removing percentage to call a constitutional convention, C.A.
623 Election of Constitutional Revision Commission, C.A.
627 Eliminating the Railway Commission, C.A.
651 Making Nebraska Employment Security Law to conform with Federal Act.
689 Limiting area in which Board of Regents may acquire real property.
954 Reapportionment of Legislature.
955 Reapportionment of State Railway Commission.
979 Deleting mandatory requirement of membership in professional organizations, C.A.
980 Repealing provisions relating to upland game bird stamps.
1035 Reapportioning districts of Board of Regents.
123, 124, 125, 127, 132, 139, 140, 146, 198, 230, 254, 301, 302, 303, 304, 305, 306, 333, 339, 340, 341, 500, 501, 502, 503, 504, 537, 539, 540, 541, 544, 604, 619, 620, 621, 630, 656, 685, 761, 762, 763, 953, with others.

WILLARD H. WALDO

180 Providing for Inspections Division in Nebraska State Patrol.
209 Notice by mail of increases in real estate assessments.
280 Increasing maximum number of members of Legislature, C.A.
386 Duties of junior college secretaries.
491 Exempting minerals and salts used as feed supplements from sales tax.
526 Increasing corporate tax rate.
527 Designating school district on income tax form.
528 Assigning numbers to school districts by superintendent.
585 Adding Director of Agriculture as member of State Water Pollution Control Council.
596 Changing definition of semitrailer.
853 Qualifications for county and district county judges.
854 Licensing and control of explosives by State Fire Marshal.
854A Appropriation bill.
855 Cooperative agreements with United States Department of Interior for control of predator animals.
59, 69, 92, 93, 94, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 182, 248, 387, 403, 573, 609, 725, 738, 777, 806, 807, 893, 939, 939A, 950, with others.

J. JAMES WALDRON

109 Contracting for services of county attorney.
113 State operation of wholesaling liquor to retail dealers.
114 Sale, labeling of eggs, license fees.
115 Deleting stopping at railroad crossings by vehicles transporting inflammable liquids.
116 Authorizing police magistrates to perform marriages.
117 Amending certain sections relating to natural resources.
118 Changing fiscal year of cities of the second class and villages.
119 Periodic notification of paid-up life insurance policies.
120 Listing digestible protein content of livestock feeds.
190 Payment for persons displaced by publicly financed projects.
191 Condemnation appeals, interest rates.
253 Exempting semen from sales and use tax.
262 Security deposits by tenants.
296 Placing incumbents name on ballots when no candidates.
352 Contracts for schools in adjacent states.
353 Repealing inspection of motor vehicles.
354 Repealing requirement for permit on camper units.
356 Increasing salary of district court reporters.
356A Appropriation bill.
357 Increasing fees of court reporters.
401 Increasing rates for publishing legal notices.
451 Uniform procedure for acquisition of private property for public purpose.
455 Eligibility and applications for Reserve Teachers.
455A Appropriation bill.
456 Executive position of Game and Parks Commissioner, changing name of Commission, seal.
457 Abolishing the Game and Parks Commission, establish executive office.
493 Increasing maximum mill levy for libraries.
516 Increasing registration fees for local commercial trucks.
517 Reducing terms and reappointment of Game and Parks Commission members.
518 Transferring tourism duties to Department of Economic Development.
518A Appropriation bill.
548 Increasing state aid for area vocational technical schools.
710 Penalty for making untrue campaign statements.
711 Permitting more than three people as prescribed in front seat of motor vehicle.
712 Tuition and loans to medical students.
713 Changing meeting time for fire districts.
714 Publication of notices when no newspaper published in county.
715 Increasing fee for printing delinquent tax notices.
780 Taxation of mineral rights, interests in oil and gas leases.
781 Limitation on amount of wages that can be assigned.
805 Delivery of alcoholic liquor after sale in premises.
806 Increasing penalty for possession of cannabis.

817 Factors for determining actual value of property for taxation purposes.
820 Procedures for divorce, separation and anullment actions.
856 Changing population levels for Class 3 and 4 counties.
857 Classifying certain trucks transporting milk as farm trucks.
864 Defining Mourning Dove as a game bird.
865 Prohibiting destruction of bobcats.
888 Prohibiting use of nonreturnable soft drink, alcoholic liquor containers.
889 Authorizing Legislature to fix salaries of members.
913 Eliminating the manufacturers or distributors discount on alcoholic liquors.
914 Issuance of courtesy nonresident licenses by Game and Parks Commission.
922 Issuance of temporary driver's license for undue hardship.
923 Pretrial release of persons arrested for committing misdemeanors.
924 Vacancies on rural power district boards filled by appointment by Governor.
925 Changing assessment formula for registered bulls.
977 Appropriation for care and education of multihandicapped children.
977A Appropriation bill.
141, 405, 533, 738, 954, 955, with others.

ELMER WALLWEY

80 Gifts to hospital districts by cities and villages.
81 Temporary licenses to practice physical therapy.
545 Reapportionment of Supreme Court judicial districts.
639 Aid to dependent children, payment increase, stepparent obligation.
639A Appropriation bill.
661 Reducing filing fees for delegates, alternates to national conventions.
743 Commencement of action on tax foreclosure liens, failure to foreclose.
744 Changing heights and widths of baled livestock forage vehicle loads.
829 Filling vacancies in city and village offices.
180, 242, 318, 826, 830, 831, with others.

JEROME WARNER

327 Redefining terms relating to planning and development districts.
328 Relocation of telecommunications lines on highways.
462 Appropriation for state aid to schools.
643 Creating Coordinating Committee on Higher Education.
691 Enlarging powers of board of directors of fire districts.
692 Rules and regulations of tractor engine testing.
693 Issuing warrants in excess of current levy when federal funds are available, second class cities and villages.
694 Requiring counties to match road funds on fiscal year basis.
695 Eliminating personal surety bonds of public warehouses, warehouse receipts.

696 Registration of farm truck-tractor and semitrailer combinations.
697 Authorizing investment of state funds in first mortgages, primary carrier defined.
699 Recovery of costs in discontinuance of farm machinery franchise.
813 Permitting suppliers of power to acquire facilities outside of zoning area.
814 Prohibiting annexation when sole purpose is to provide electrical service.
815 Redefining electric service areas.
816 Guidelines for Nebraska Power Review Board.
834 Limiting times of garnishment out of same judgment.
835 Appointment of electrical system board member from outside primary city limits.
836 Tuition for children residing on tax-exempt land.
837 Authorizing Legislature to fix valuation of agricultural lands, C.A.
838 Complaints by electricity service area users.
839 Preparation of testimony for Nebraska State Railway Commission.
840 Furnishing of supersedeas bond by shipper or carrier in proceeding before State Railway Commission.
841 Deleting supervision by State Department of Education in fire tests.
842 Regulation of resident and day camps.
843 Penalties for shippers and consignees violations.
844 Matching of highway funds when county has levied its maximum.
845 Clarifying use of all purpose levies by first and second class cities and villages.
846 Qualifications of members of Game and Parks Commission.
907 Accumulating and investing funds for street improvement projects.
975 Restrictions on primary cities annexing territories.
976 Limitations of state aid to school districts.
992 Deleting levy restrictions of counties for highway purposes.
402, 404, 527, 528, 573, 596, 651, 674, 725, 847, 848, 849, 985, with others.

RAMEY C. WHITNEY

52 Investment of funds from sale of school lands.
53 State Investment Officer, acting, deputy, investment of funds.
123 Granting right to citizens to bear arms, C.A.
124 Power of impeachment by Legislature, C.A.
125 Prohibiting Legislature from passing local, special laws, C.A.
126 Qualifications of members of Legislature, C.A.
127 Removing obsolete provisions relating to Bicameral system, C.A.
132 Eliminating obsolete matter relating to Bicameral system.
139 Eliminating time requirement Legislature makes appropriations for C.A.
301 Introduction of Governor's budget bill, C.A.
302 Appointment and removal of constitutional officers by Governor, C.A.
332 Qualifications of the Attorney General, C.A.
333 Annual submission of Supreme Court budget to Legislature, C.A.
339 Changing residence requirements for voting, C.A.

340 Declaration of election of executive officers, C.A.
341 Eliminating reference to Bicameral System of Legislature, C.A.
413 Permitted and not permitted improvements on school lands.
500 Provide for rewording of location of capitol of state, C.A.
501 Investment of state or local funds, C.A.
502 Repealing obsolete provisions for election of United States Senator, C.A.
503 Persons convicted of felony, ineligible for certain public offices, C.A.
504 Recodifying and revising provisions relating to terms of office, C.A.
621 Clarification of provisions relating to militia, C.A.
622 Appointment of State Treasurer, C.A.
656 Revising the Education article of the Constitution, C.A.
686 Defining conflicts of interest of members of Legislature, C.A.
730 State funding of teachers and public school employees salaries, C.A.
761 Permitting county manager form of government, C.A.
762 Consolidating miscellaneous corporation provisions in Constitution, C.A.
196, 198, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 227, 239, 269, 291, 420, 421, 462, 469, 604, 639A, 685, 687, 688, 987A, with others.

IRVING F. WILTSE

308 Method of determining compensation of board of directors, president of public power districts.
513 Condemnation of school land for rural water districts.
514 Acquisition of land for rural water districts by power of eminent domain.
523 Enabling banks to suspend business during emergencies.
682 Audit of villages with three hundred or less population.
828 Increasing filing fees for applications for bank charters.
830 Changing restrictions on giving gifts for savings account transactions.
831 Changing requirements for bank cash reserves.
41, 42, 43, 45, 47, 48, 369, 396, 536, 537, 538, 539, 540, 541, 542, 543, 544, 552, 598, 829, 855, 1042, with others.

WAYNE W. ZIEBARTH

210 Procedures for filing school attendance reports.
211 Requiring not less than nine month school terms.
212 Reclassification of school districts.
213 Repealing obsolete and duplicate sections relating to schools.
214 Prohibiting employment of board of education member as a teacher.
215 Student transportation allowance claims.
216 Repealing provisions relating to teachers institutes.
217 Repealing merger of existing junior college districts.
218 Display of flags on school grounds.
219 Notice for formation of new school districts.
220 Deputy Commissioner of Education, duties of Commissioner.

227 Loss of state funds for failing to maintain schools, exceptions.
239 Payments by counties for junior college or vocational technical school students.
291 Authorized security investments for school districts.
292 School bus violations, teachers' contracts, budget hearings.
420 Requiring all school board members to be legal voters.
421 Impeachment of State Board of Education members.
426 Payment date change for state aid to school districts.
432 Procedure for caucus for nomination of candidates in second or third class school districts.
447 Nonresident tuition fund, credit to successor district.
448 Number of members on state school accreditation committee.
449 Organization of Class VI school districts.
450 Clarifying provisions governing Class IV school districts.
468 Creating new school districts from other districts.
469 Payment of nonresident tuition for pupils attending school in another state.
470 Special schools for truant or incorrigible children.
549 Increasing amount of contract officer of second class city or village may be interested in.
550 Increasing amount of contract school officer may be interested in.
631 Sale of school lands on cash or contract basis.
663 County superintendent duties provided by educational service units.
664 Excluding crop spraying equipment from motor vehicle definition.
690 Education and transportation of physically handicapped children.
735 Districts for election of State Board of Education same as for Board of Regents.
758 Appeals to State Railway Commission and district court regarding gas service rates.
759 Statewide system of technical community colleges.
759A Appropriation bill.
826 Requirements for liquor licenses in certain privately-owned recreation areas.
866 Creating Nebraska Commission on Higher Education.
866A Appropriation bill.
886 Requiring hydrostatic testing of certain boilers.
890 Redefining contiguous lands, second class cities and villages.
906 Display of colored lights on motor vehicles or equipment.
940 Separate administration for University of Omaha, C.A.
941 General government of state colleges, C.A.
950 Creating Nebraska Board on Community College Education.
966 Filing adopted school district budgets with Commissioner of Education.
159, 378, 525, with others.

LEGISLATIVE BILLS INTRODUCED BY COMMITTEES

Appropriations

1006 Appropriate federal funds for secondary water treatment facilities.
1012 Payment by counties for care of patients in state institutions.
1013 Liability of certain relatives toward welfare recipient care.
1016 Appropriation for state aid and assistance.
1017 Appropriation for operation of state government.
1025 Appropriation for the operation of state government.
1026 Appropriation for payment of salaries of state officers.
1027 Appropriations for nonstate operational expenditures.
1028 Appropriations for payment of salaries of state officers, deficiency.
1029 Appropriation of funds not otherwise appropriated.
1030 Creating Department of Personnel.
1037 Appropriation for capitol construction.
1038 Reappropriation for capitol construction.

Agriculture and Recreation

1036 Harmonizing provisions of Rural Rehabilitation Corporation section.

Constitutional Revision

1023 Revising Education articles of Constitution, C.A.

Education

1015 Adopting Interstate Agreement on Qualification of Educational Personnel.

Government and Military Affairs

1007 Qualifications of Director of Economic Development.
1009 Adopting Life Safety Code.
1018 Right turns on red traffic signals.
1024 Conveying certain real estate to Falls City.
1031 Review of plans of the state office building and field house.

Judiciary

1004 Unlawful assault upon peace officer, penalty.
1005 Parole eligibility when sentenced for murdering a peace officer.
1010 Installment payment of fines by defendant.
1011 Determination of sentence for kidnapping.
1019 Creating Nebraska Law Enforcement and Justice Advisory Committee.

1021 Correcting errors in Revised Uniform Reciprocal Enforcement of Support Act.
1032 Statewide system of county courts.

Labor

1022 Appropriations for payment of miscellaneous claims against state.

Miscellaneous Subjects

1033 Changing name of Nebraska Public Library Commission.

Public Health and Welfare

1020 Eligibility of veterans to practice barbering.

Public Works

1014 Adopting Nebraska Rules of the Road.
1034 Adjusting boundaries between Missouri and Nebraska.

LEGISLATIVE BILLS AND RESOLUTIONS IN COMMITTEES

Agriculture and Recreation

Chairman–Loran Schmit

38 50 79 93 96 107 114 117 120 183
222 248 275 285 315 321 322 323 387 403
407 415 417 439 456 457 461 513 514 517
518 536 537 538 539 540 541 542 543 544
556 585 600 609 617 619 620 692 706 709
717 733 777 804 807 811 812 823 824 827
836 846 855 864 865 905 914 934 938 939
963 993

Appropriations

Chairman–Richard D. Marvel

70 71 72 75 94 181 223 224 225 226
258 281 405 426 462 473 548 615 641 642
655 712 742 760 818 980 994 995 1000 1013
1016 1017

Banking, Commerce and Insurance

Chairman–Sam Klaver

52 53 54 60 68 104 119 137 143 152
177 185 204 249 262 267 291 317 359 374
375 411 460 481 490 510 523 563 597 631
647 657 684 695 697 699 720 721 722 750
755 757 766 767 771 788 789 792 828 830
831 832 847 873 874 875 880 881 882 883
884 885 891 899 907 909 946 947 958 983
984 991

Constitutional Revision

Chairman–George Syas

123 124 125 126 127 132 139 141 146 196
197 198 247 280 301 302 303 304 305 306
311 332 333 339 340 341 347 392 500 501
502 503 504 531 533 575 584 592 604 610
611 621 622 623 627 628 656 685 686 687
688 761 762 763 784 837 889 915 940 941
978 979 990

Education

Chairman–Donald Elrod

51 65 103 108 110 138 142 163 175 178
179 210 211 212 213 214 215 216 217 218
219 220 227 239 240 254 263 264 266 287
288 290 292 352 366 386 393 394 395 400
408 420 431 445 446 447 448 449 450 463
468 469 470 498 524 525 528 569 582 635
643 658 659 660 663 726 731 732 734 735
739 741 759 764 765 774 775 778 779 785
802 808 809 841 861 866 870 887 917 928
950 951 966 967 968 969 970 971 972 973
974 976 977 989 996 997 998 1002

Government and Military Affairs

Chairman–Terry Carpenter

44 62 63 76 82 84 92 98 99 105
106 109 121 129 135 155 157 160 164 168
190 191 209 221 231 232 233 242 257 296
318 327 344 368 372 373 410 477 492 534
557 558 559 570 589 590 591 612 637 661
665 675 689 691 698 710 713 745 746 749
758 800 810 819 829 833 850 851 854 856
858 867 879 896 904 920 929 932 933 964
999 1001 1003 1007 1009

Judiciary

Chairman–Roland Luedtke

41 42 47 56 88 89 90 116 128 140
149 184 187 241 250 251 252 271 274 277
278 294 316 329 335 342 356 357 362 377
379 380 382 384 385 401 412 418 421 427
430 434 436 441 458 464 465 471 483 484
485 488 489 495 506 507 508 509 520 521
535 545 547 564 568 576 577 578 579 580
595 603 629 630 645 646 648 652 653 668
670 676 680 708 728 729 743 793 794 795
796 797 820 821 834 853 860 872 877 895
911 923 948 956 957 959 961 981 1004 1005
1010 1011

Chairman–Harold T. Moylan

176 189 255 286 297 314 320 351 358 360

361 363 381 383 390 406 437 438 478 499
505 565 571 572 574 649 651 672 781 782
822 859 871 886 949 962 965 988

Miscellaneous Subjects

Chairman—J. James Waldron

55 61 73 78 91 95 113 161 162 165
173 182 207 234 260 273 289 298 325 336
338 355 376 378 398 404 416 423 424 442
444 451 459 466 486 487 515 546 552 586
613 666 677 683 701 702 704 705 714 724
748 751 752 754 773 798 805 826 888 913
916 954 955

Nebraska Retirement Systems Advisory

Chairman—Claire W. Holmquist

194 269 452 453 454 455 475 476 555 562
605 727 730 987

Public Health and Welfare

Chairman—Thomas Kennedy

40 43 48 64 77 81 97 102 130 144
145 147 148 150 174 228 229 245 246 261
268 272 279 300 326 334 350 419 425 443
467 472 480 496 512 522 553 587 599 614
616 638 639 640 679 690 753 772 786 787
790 803 806 842 869 898 901 902 908
910 912 931 952 985

Public Works

Chairman—Claire W. Holmquist

100 101 112 115 134 136 151 180 192 193
195 235 243 244 259 265 276 293 295 307
308 310 324 328 330 331 346 349 353 364
365 369 370 371 391 396 402 413 414 422
428 429 474 494 529 530 554 561 566 581
588 596 601 618 626 632 633 644 654 662
664 669 671 673 678 696 700 711 718 725
738 744 756 768 769 791 801 813 814 815
816 838 839 840 843 857 863 868 892 897
900 903 906 918 919 922 924 927 935 936
953 992 1014

Revenue

Chairman—Rudolf Kokes

45 46 58 59 66 67 69 86 87 111
131 133 158 167 169 170 171 172 200 201
202 203 205 206 253 256 284 299 309 312
313 319 337 343 354 367 409 433 479 482
491 493 516 519 526 527 551 567 573 593
598 606 607 608 624 625 636 650 667 674
681 694 703 707 715 716 719 723 736 737
770 776 780 783 817 825 844 845 852 862
925 930 944 945 960 986 1006 1008 LR5

Urban Affairs

Chairman—Harold Simpson

39 57 74 80 83 85 118 122 153 154
156 159 166 186 188 199 208 230 236 237
238 270 282 283 345 348 389 397 399 432
435 440 497 511 532 549 550 560 583 594
602 634 682 693 740 747 835 848 849 876
878 890 893 894 921 926 937 942 943 975
982 LR14

SUMMARY OF LEGISLATIVE BILLS

The following table shows the final disposition of each bill

Length 90 days

Total Number of Bills Introduced	1042
Total Number of "A" Bills Introduced	35
Total Number of Resolutions Introduced	83
Total Number of Bills to Become Law	551

General File 109 (Chronological order):

123 124 127 141 146 196 247 302 304 311
347 503 575 592 610 611 623 656 761 763
837 978 979 1023 391 855 1032 1033 786A 864
949 710 920 964 787 849 646 790 693 928
70 817 884 899 907 983 876 893 772 786
985 760 998 511 550 892 716 719 1015 674
821 481 771 625 925 664 1018 942 943 373
774 789 875 885 781 782 859 117 619 807
777 236 461 895 172 730 537 540 541 542
543 307 354 451 820 1036 285 439 905 690
740 717 1039 1040 345 66 343 1042 758

General File 109 (Numerical order):

66 70 117 123 124 127 141 146 172 196
236 247 285 302 304 307 311 343 345 347
354 373 391 439 451 461 481 503 511 537
540 541 542 543 550 575 592 610 611 619
623 625 646 656 664 674 690 693 710 716
717 719 730 740 758 760 761 763 771 772
774 777 781 782 786 786A 787 789 790 807
817 820 821 837 849 855 859 864 875 876
884 885 892 893 895 899 905 907 920 925
928 942 943 949 964 978 979 983 985 998
1015 1018 1023 1032 1033 1036 1039 1040 1042

Select File 3:

650 661 866

Enrollment and Review 2:

600 866A

Final Reading 9:

76 293 330A 490 518A 556 741 741A 1000

Approved by the Governor 546:

1 2 3 4 5 6 7 8 9 10
11 12 13 14 15 16 18 19 20 21
22 23 24 25 26 27 28 29 30 31
32 33 34 35 36 37 38 40 41 42
43 44 45 47 48 49 51 52 53 54
57 62 63 69 74 75 78 79 80 81
83 85 88 89 90 92 93 94 95 96
97 98 99 100 101 103 104 105 106 107
109 114 126 128 129 130 132 134 135 137
138 139 147 148 150 152 152A 155 157 158
161 163 164 165 166 167 174 175 177 178
178A 179 179A 181 183 184 185 186 187 188
190 191 192 193 195 206 208 209 210 211
212 213 214 215 216 218 219 220 221 222
223 224 225 226 227 231 234 237 238 243
244 245 245A 246 246A 248 249 251 252 253
254 257 265 266 267 268 269 271 274 276
278 279 281 282 291 292 294 295 297 298
299 300 301 303 305 308 309 310 314 315
316 317 320 321 322 323 326 326A 327 328
329 330 331 333 334 335 336 337 337A 338
339 340 341 346 349 350 355 356 356A 357
358 359 360 362 265 267 368 371 372 374
375 376 377 379 380 381 382 383 384 385
387 388 390 390A 396 398 399 401 402 403
404 408 412 413 414 415 417 419 420 421
422 425 426 427 430 432 435 436 440 441
442 445 447 450 453 455 455A 458 459 460
463 463A 464 466 468 469 470 474 475 476
477 478 483 484 485 486 487 488 489 491
492 493 494 495 496 497 499 502 504 505
505A 506 508 510 512 513 514 520 523 524
525 527 528 530 534 535 538 544 545 547
549 554 557 559 560 562 564 565 566 566A
568 570 571 572 572A 574 576 576A 578 579
581 582 583 585 586 587 588 589 590 591
593 594 596 597 599 604 606 609 614 615
618 620 621 626 630 633 634 636 637 639
640 641 644 645 648 648A 651 653 654 655
657 659 660 660A 662 666 667 670 673 675
676 677 678 679 679A 680 680A 682 684 688
691 692 694 695 698 699 706 713 720 721

722 723 724 725 725A 726 728 732 733 734
735 738 743 744 747 750 751 752 753 754
756 757 759 762 766 767 768 773 776 791
792 793 796 798 799 802 811 818 819 822
823 824 825 829 831 834 839 841 843 844
845 847 854 854A 856 858 867 873 874 877
877A 883 886 889 890 891 904 904A 908 911
912 916 917 919 921 926 929 929A 939 939A
948 954 955 957 958 959 961 962 965 977
977A 981 982 984 986 987 987A 988 990 992
994 996 997 999 1002 1003 1006 1010 1011 1012
1019 1020 1021 1022 1024 1025 1026 1027 1028 1029
1030 1034 1035 1037 1038 1041

Passed Over the Governor's Veto 4:

87 707 945 1031

Became Law Without Governor's Approval 1:

639A

Returned by the Governor Without Approval 8:

77 131 256 264 369 573 759A 1008

Failed on Final Reading 4:

84 446 462 518

Indefinitely Postponed 337:

17 39 46 50 55 56 58 59 60 61
64 65 67 68 71 72 73 82 86 91
102 108 110 111 112 113 115 116 118 119
120 121 122 125 133 136 140 142 143 144
145 149 151 153 154 156 159 160 162 168
169 171 173 176 180 182 189 194 197 198
199 200 201 202 203 204 205 207 217 228
229 233 235 239 240 242 255 258 259 260
262 263 270 272 273 275 277 280 283 284
286 287 288 289 290 296 306 312 313 319
324 325 332 342 348 351 352 353 361 364
366 370 378 386 392 393 394 395 400 405
406 407 409 410 411 418 423 424 428 429
431 433 434 437 438 443 444 448 449 454
456 457 467 471 473 479 480 482 498 500
501 507 509 515 516 517 519 521 522 526
529 531 532 533 536 539 546 548 551 552

553 555 558 561 563 567 569 580 584 595
598 601 602 605 607 608 612 613 616 617
622 624 627 628 629 631 632 635 638 642
643 647 663 668 669 671 672 681 683 685
686 687 689 696 697 700 701 702 703 704
705 708 709 711 712 718 727 729 731 736
737 739 742 755 764 769 775 778 779 783
785 794 795 797 800 801 803 804 805 806
808 809 812 826 827 828 830 832 835 836
838 840 842 846 848 850 851 852 853 857
861 862 868 869 870 871 872 879 880 881
882 888 896 898 900 901 902 906 909 910
913 914 915 918 922 923 924 927 930 931
932 933 934 938 940 941 944 946 950 951
952 953 956 960 963 967 968 969 970 971
972 973 974 975 976 980 991 993 995 1004
1005 1007 1009 1013 1014 1016 1017

Withdrawn 54:

170 230 232 241 250 261 318 344 363 389
397 416 452 465 472 577 603 649 652 658
665 714 715 745 746 748 749 765 770 776A
780 784 788 810 813 814 815 816 833 860
863 865 878 887 894 897 903 935 936 937
947 966 989 1001

CHRONOLOGY OF BILLS

EIGHTY-SECOND LEGISLATURE
FIRST SESSION
1971

LEGISLATIVE BILL 1 By Holmquist

Jan.	6	Read first time	25
Jan.	6	Placed on General File	36
Jan.	11	Referred for review	76
Jan.	13	Placed on Select File	95
Jan.	14	Referred for engrossment	119
Jan.	19	Replaced on Select File	134
Jan.	20	Referred for engrossment. Replaced on Select File. Referred for engrossment	149
Jan.	26	Correctly engrossed	202
Jan.	29	Final Reading	256
Feb.	1	Correctly enrolled. President signed	277
Feb.	2	Presented to Governor	286
Feb.	8	Approved by Governor	349

LEGISLATIVE BILL 2 By Holmquist

Jan.	6	Read first time	25
Jan.	6	Placed on General File	36
Jan.	11	Referred for review	76
Jan.	13	Placed on Select File	95
Jan.	14	Referred for engrossment	121
Jan.	21	Correctly engrossed	157
Jan.	26	Final Reading	191
Jan.	27	Correctly enrolled	224
Jan.	27	President signed	225
Jan.	28	Presented to Governor	227
Jan.	29	Approved by Governor	252

LEGISLATIVE BILL 3 By Holmquist

Jan.	6	Read first time	25
Jan.	6	Placed on General File	36
Jan.	11	Referred for review	76
Jan.	13	Placed on Select File	95
Jan.	14	Referred for engrossment	121
Jan.	21	Correctly engrossed	157
Jan.	26	Final Reading	192
Jan.	27	Correctly enrolled	224
Jan.	27	President signed	225
Jan.	28	Presented to Governor	227
Feb.	1	Approved by Governor	272

LEGISLATIVE BILL 4 By Holmquist

Jan.	6	Read first time	25
Jan.	6	Placed on General File	36
Jan	11	Referred for review	76
Jan.	13	Placed on Select File	95
Jan.	14	Referred for engrossment	121
Jan.	21	Correctly engrossed	157
Jan.	26	Final Reading	193
Jan.	27	Correctly enrolled	224
Jan.	27	President signed	225
Jan.	28	Presented to Governor	227
Jan.	29	Approved by Governor	252

LEGISLATIVE BILL 5 By Holmquist

Jan.	6	Read first time	25
Jan.	6	Placed on General File	36
Jan.	11	Referred for review	76
Jan.	13	Placed on Select File	95
Jan.	14	Referred for engrossment	121
Jan.	21	Correctly engrossed	158
Jan.	26	Final Reading	194
Jan.	27	Correctly enrolled	224
Jan.	27	President signed	225
Jan.	28	Presented to Governor	227
Feb.	1	Approved by Governor	272

LEGISLATIVE BILL 6 By Holmquist

Jan.	6	Read first time	25
Jan.	6	Placed on General File	36
Jan.	11	Referred for review	76
Jan.	13	Placed on Select File	95
Jan.	14	Referred for engrossment	121
Jan.	21	Correctly engrossed	158
Jan.	26	Final Reading	194
Jan.	27	Correctly enrolled	224
Jan.	27	President signed	225
Jan.	28	Presented to Governor	227
Jan.	29	Approved by Governor	252

LEGISLATIVE BILL 7 By Holmquist

Jan.	6	Read first time	25
Jan.	6	Placed on General File	36
Jan.	11	Referred for review	76
Jan.	13	Placed on Select File	95
Jan.	14	Referred for engrossment	121
Jan.	21	Correctly engrossed	158

Jan. 26	Final Reading	195
Jan. 27	Correctly enrolled	224
Jan. 27	President signed	225
Jan. 28	Presented to Governor	272
Feb. 1	Approved by Governor	272

LEGISLATIVE BILL 8 By Holmquist

Jan. 6	Read first time	26
Jan. 6	Placed on General File	36
Jan. 11	Referred for review	77
Jan. 13	Placed on Select File	95
Jan. 14	Referred for engrossment	121
Jan. 21	Correctly engrossed	158
Jan. 26	Final Reading	196
Jan. 27	Correctly enrolled	224
Jan. 27	President signed	225
Jan. 28	Presented to Governor	227
Jan. 29	Approved by Governor	252

LEGISLATIVE BILL 9 By Holmquist

Jan. 6	Read first time	26
Jan. 6	Placed on General File	36
Jan. 11	Referred for review	77
Jan. 13	Placed on Select File	95
Jan. 14	Referred for engrossment	121
Jan. 21	Correctly engrossed	158
Jan. 26	Final Reading	197
Jan. 27	Correctly enrolled. President signed	225
Jan. 28	Presented to Governor	227
Jan. 29	Approved by Governor	252

LEGISLATIVE BILL 10 By Holmquist

Jan. 6	Read first time	26
Jan. 6	Placed on General File	36
Jan. 11	Referred for review	77
Jan. 13	Placed on Select File	95
Jan. 14	Referred for engrossment	121
Jan. 21	Correctly engrossed	158
Jan. 26	Final Reading	198
Jan. 27	Correctly enrolled. President signed	225
Jan. 28	Presented to Governor	227
Jan. 29	Approved by Governor	252

LEGISLATIVE BILL 11 By Holmquist

Jan. 6	Read first time	26
Jan. 6	Placed on General File	36
Jan. 11	Referred for review	77

Jan.	13	Placed on Select File	95
Jan.	14	Referred for engrossment	121
Jan.	21	Correctly engrossed	158
Jan.	26	Final Reading	198
Jan.	27	Correctly enrolled. President signed	225
Jan.	28	Presented to Governor	227
Jan.	29	Approved by Governor	252

LEGISLATIVE BILL 12 By Holmquist

Jan.	6	Read first time	26
Jan.	6	Placed on General File	36
Jan.	11	Referred for review	77
Jan.	13	Placed on Select File	95
Jan.	14	Referred for engrossment	121
Jan.	21	Correctly engrossed	158
Jan.	26	Final Reading	199
Jan.	27	Correctly enrolled. President signed	225
Jan.	28	Presented to Governor	227
Jan.	29	Approved by Governor	252

LEGISLATIVE BILL 13 By Holmquist

Jan.	6	Read first time	26
Jan.	6	Placed on General File	36
Jan.	11	Referred for review	77
Jan.	13	Placed on Select File	95
Jan.	14	Referred for engrossment	121
Jan.	21	Correctly engrossed	158
Jan.	26	Final Reading	200
Jan.	27	Correctly enrolled. President signed	225
Jan.	28	Presented to Governor	227
Jan.	29	Approved by Governor	252

LEGISLATIVE BILL 14 By Holmquist

Jan.	6	Read first time	26
Jan.	6	Placed on General File	37
Jan.	11	Referred for review	77
Jan.	13	Placed on Select File	95
Jan.	14	Referred for engrossment	121
Jan.	15	Correctly engrossed	158
Jan.	27	Final Reading	211
Jan.	28	Correctly enrolled. President signed	239
Jan.	29	Presented to Governor	251
Feb.	1	Approved by Governor	272

LEGISLATIVE BILL 15 By Holmquist

Jan.	6	Read first time	27

Jan.	6	Placed on General File	37
Jan.	11	Referred for review	78
Jan.	13	Placed on Select File	95
Jan.	14	Referred for engrossment	121
Jan.	21	Correctly engrossed	158
Jan.	27	Final Reading	212
Jan.	28	Correctly enrolled. President signed	239
Jan.	29	Presented to Governor	251
Feb.	1	Approved by Governor	272

LEGISLATIVE BILL 16 By Holmquist

Jan.	6	Read first time	27
Jan.	6	Placed on General File	37
Jan.	11	Referred for review	78
Jan.	13	Placed on Select File	96
Jan.	14	Referred for engrossment	121
Jan.	21	Correctly engrossed	158
Jan.	27	Final Reading	213
Jan.	28	Correctly enrolled. President signed	239
Jan.	29	Presented to Governor	251
Feb.	1	Approved by Governor	272

LEGISLATIVE BILL 17 By Holmquist

Jan.	6	Read first time	27
Jan.	6	Placed on General File	37
Jan.	11	Referred for review	78
Jan.	11	Motion. Bracketed	79
Jan.	13	Motion. Laid over	99
Jan.	19	Motion renewed. Indefinitely postponed	137

LEGISLATIVE BILL 18 By Holmquist

Jan.	6	Read first time	27
Jan.	6	Placed on General File	37
Jan.	11	Referred for review	78
Jan.	13	Placed on Select File	96
Jan.	14	Referred for engrossment	121
Jan.	21	Correctly engrossed	158
Jan.	27	Final Reading	213
Jan.	28	Correctly enrolled. President signed	239
Jan.	29	Presented to Governor	251
Feb.	1	Approved by Governor	272

LEGISLATIVE BILL 19 By Holmquist

Jan.	6	Read first time	27
Jan.	6	Placed on General File	37
Jan.	11	Referred for review	78

Jan.	13	Placed on Select File	96
Jan.	14	Referred for engrossment	121
Jan.	21	Correctly engrossed	158
Jan.	27	Final Reading	214
Jan.	28	Correctly enrolled. President signed	239
Jan.	29	Presented to Governor	251
Feb.	1	Approved by Governor	272

LEGISLATIVE BILL 20 By Holmquist

Jan.	6	Read first time	27
Jan.	6	Placed on General File	37
Jan.	11	Referred for review	78
Jan.	13	Placed on Select File	96
Jan.	14	Referred for engrossment	122
Jan.	21	Correctly engrossed	158
Jan.	27	Final Reading	215
Jan.	28	Correctly enrolled. President signed	239
Jan.	29	Presented to Governor	251
Feb.	1	Approved by Governor	272

LEGISLATIVE BILL 21 By Holmquist

Jan.	6	Read first time	27
Jan.	6	Placed on General File	37
Jan.	11	Referred for review	78
Jan.	13	Placed on Select File	96
Jan.	14	Referred for engrossment	122
Jan.	21	Correctly engrossed	158
Jan.	27	Final Reading	216
Jan.	28	Correctly enrolled. President signed	239
Jan.	29	Presented to Governor	251
Feb.	1	Approved by Governor	272

LEGISLATIVE BILL 22 By Holmquist

Jan.	6	Read first time	27
Jan.	6	Placed on General File	37
Jan.	11	Referred for review	78
Jan.	14	Placed on Select File	110
Jan.	19	Referred for engrossment	135
Jan.	25	Correctly engrossed	169
Jan.	28	Final Reading	228
Jan.	29	Correctly enrolled. President signed	254
Feb.	1	Presented to Governor	272
Feb.	3	Approved by Governor	306

LEGISLATIVE BILL 23 By Holmquist

Jan.	6	Read first time	28
Jan.	6	Placed on General File	37

Jan.	11	Referred for review	78
Jan.	14	Placed on Select File	110
Jan.	19	Referred for engrossment	135
Jan.	25	Correctly engrossed	169
Jan.	28	Final Reading	229
Jan.	29	Correctly enrolled. President signed	254
Feb.	1	Presented to Governor	272
Feb.	3	Approved by Governor	306

LEGISLATIVE BILL 24 By Holmquist

Jan.	6	Read first time	28
Jan.	6	Placed on General File	37
Jan.	11	Referred for review	78
Jan.	14	Placed on Select File	110
Jan.	19	Referred for engrossment	135
Jan.	25	Correctly engrossed	169
Jan.	28	Final Reading	230
Jan.	29	Correctly enrolled. President signed	254
Feb.	1	Presented to Governor	272
Feb.	3	Approved by Governor	306

LEGISLATIVE BILL 25 By Holmquist

Jan.	6	Read first time	28
Jan.	6	Placed on General File	37
Jan.	11	Referred for review	78
Jan.	14	Placed on Select File	110
Jan.	19	Referred for engrossment	135
Jan.	25	Correctly engrossed	169
Jan.	28	Final Reading	230
Jan.	29	Correctly enrolled. President signed	254
Feb.	1	Presented to Governor	272
Feb.	3	Approved by Governor	306

LEGISLATIVE BILL 26 By Holmquist

Jan.	6	Read first time	28
Jan.	6	Placed on General File	37
Jan.	11	Referred for review	78
Jan.	14	Placed on Select File	110
Jan.	19	Referred for engrossment	135
Jan.	25	Correctly engrossed	169
Jan.	28	Final Reading	231
Jan.	29	Correctly enrolled. President signed	254
Feb.	1	Presented to Governor	272
Feb.	3	Approved by Governor	306

LEGISLATIVE BILL 27 By Holmquist

Jan.	6	Read first time	28
Jan.	6	Placed on General File	37
Jan.	11	Referred for review	79
Jan.	14	Placed on Select File	110
Jan.	19	Referred for engrossment	135
Jan.	25	Correctly engrossed	169
Jan.	28	Final Reading	232
Jan.	29	Correctly enrolled. President signed	254
Feb.	1	Presented to Governor	272
Feb.	3	Approved by Governor	306

LEGISLATIVE BILL 28 By Holmquist

Jan.	6	Read first time	28
Jan.	6	Placed on General File	37
Jan.	11	Referred for review	79
Jan.	14	Placed on Select File	110
Jan.	19	Referred for engrossment	135
Jan.	25	Correctly engrossed	170
Jan.	28	Final Reading	233
Jan.	29	Correctly enrolled. President signed	254
Feb.	1	Presented to Governor	272
Feb.	3	Approved by Governor	306

LEGISLATIVE BILL 29 By Holmquist

Jan.	6	Read first time	28
Jan.	6	Placed on General File	37
Jan.	11	Referred for review	79
Jan.	14	Placed on Select File	110
Jan.	19	Referred for engrossment	135
Jan.	25	Correctly engrossed	170
Jan.	28	Final Reading	233
Jan.	29	Correctly enrolled. President signed	254
Feb.	1	Presented to Governor	272
Feb.	3	Approved by Governor	306

LEGISLATIVE Bill 30 By Holmquist

Jan.	6	Read first time	29
Jan.	6	Placed on General File	37
Jan.	11	Referred for review	79
Jan.	14	Placed on Select File	110
Jan.	19	Referred for engrossment	135
Jan.	25	Correctly engrossed	170

Jan.	28	Final Reading	234
Jan.	29	Correctly enrolled. President signed	254
Feb.	1	Presented to Governor	272
Feb.	3	Approved by Governor	306

LEGISLATIVE BILL 31 By Holmquist

Jan.	6	Read first time	29
Jan.	6	Placed on General File	37
Jan.	11	Referred for review	79
Jan.	14	Placed on Select File	110
Jan.	19	Referred for engrossment	135
Jan.	25	Correctly engrossed	170
Jan.	28	Final Reading	235
Jan.	29	Correctly enrolled. President signed	254
Feb.	1	Presented to Governor	272
Feb.	3	Approved by Governor	306

LEGISLATIVE BILL 32 By Holmquist

Jan.	6	Read first time	29
Jan.	6	Placed on General File	37
Jan.	11	Referred for review	79
Jan.	14	Placed on Select File	111
Jan.	19	Referred for engrossment	135
Jan	25	Correctly engrossed	170
Jan.	28	Final Reading	235
Jan.	29	Correctly enrolled. President signed	254
Feb.	1	Presented to Governor	272
Feb.	3	Approved by Governor	306

LEGISLATIVE BILL 33 By Holmquist

Jan.	6	Read first time	29
Jan.	6	Placed on General File	37
Jan.	11	Referred for review	79
Jan.	14	Placed on Select File	111
Jan.	19	Referred for engrossment	135
Jan.	25	Correctly engrossed	170
Jan.	28	Final Reading	236
Jan.	29	Correctly enrolled. President signed	254
Feb.	1	Presented to Governor	272
Feb.	3	Approved by Governor	306

LEGISLATIVE BILL 34 By Holmquist

Jan.	6	Read first time	29
Jan.	6	Placed on General File	37
Jan.	11	Referred for review	79

Jan.	14	Placed on Select File	111
Jan.	19	Referred for engrossment	135
Jan.	25	Correctly engrossed	170
Jan.	28	Final Reading	237
Jan.	29	Correctly enrolled. President signed	254
Feb.	1	Presented to Governor	272
Feb.	3	Approved by Governor	306

LEGISLATIVE BILL 35 By Holmquist

Jan.	6	Read first time	29
Jan.	6	Placed on General File	37
Jan.	11	Laid over	79
Jan.	13	Referred for review	99
Jan.	19	Placed on Select File	134
Jan.	20	Referred for engrossment	149
Jan.	25	Correctly engrossed	170
Jan.	28	Final Reading	238
Jan.	29	Correctly enrolled. President signed	254
Feb.	1	Presented to Governor	272
Feb.	3	Approved by Governor	306

LEGISLATIVE BILL 36 By Holmquist

Jan.	6	Read first time	29
Jan.	6	Placed on General File	37
Jan.	11	Laid over	79
Jan.	13	Laid over	99
Jan.	19	Motion. Laid over	137
Jan.	25	Laid over	178
Jan.	27	Bracketed	221
Feb.	1	Motion renewed	279
Feb.	1	Motion. Motion lost. Referred for review	280
Feb.	2	Motion lost	297
Feb.	10	Placed on Select File	438
Feb.	11	Referred for engrossment	457
Feb.	15	Correctly engrossed	501
Feb.	18	Final Reading	544
Feb.	19	Correctly enrolled	566
Feb.	19	President signed	567
Feb.	23	Presented to Governor	23
Feb.	25	Approved by Governor	625

LEGISLATIVE BILL 37 By Holmquist

Jan.	6	Read first time	30
Jan.	6	Placed on General File	37
Jan.	11	Laid over	79
Jan.	13	Referred for review	99

Jan.	19	Placed on Select File	134
Jan.	20	Referred for engrossment	149
Jan.	25	Correctly engrossed	170
Jan.	28	Final Reading	238
Jan.	29	Correctly enrolled. President signed	254
Feb.	1	Presented to Governor	272
Feb.	3	Approved by Governor	306

LEGISLATIVE BILL 38 By Stull

Jan.	6	Read first time	30
Jan.	6	Referred to Committee on Agriculture and Recreation	37
Jan.	7	Re-referred to Committee on Urban Affairs	49
Jan.	12	Notice of hearing	91
Jan.	25	Placed on General File	168
Jan.	28	Referred for review	247
Feb.	1	Placed on Select File	273
Feb.	2	Referred for engrossment	296
Feb.	4	Correctly engrossed	328
Feb.	10	Final Reading	440
Feb.	11	Correctly enrolled. President signed	456
Feb.	12	Presented to Governor	494
Feb.	18	Approved by Governor	541

LEGISLATIVE BILL 39 By Stull

Jan.	6	Read first time	30
Jan.	6	Referred to Committee on Urban Affairs	37
Jan.	7	Re-referred to Committee on Agriculture and Recreation	49
Jan.	14	Notice of hearing	117
Jan.	4	Indefinitely postponed	729

LEGISLATIVE BILL 40 By Stull

Jan.	6	Read first time	30
Jan.	6	Referred to Committee on Public Health and Welfare	37
Jan.	11	Notice of hearing	80
Feb.	8	Placed on General File	357
Feb.	12	Referred for review	492
Feb.	16	Placed on Select File	514
Feb.	17	Referred for engrossment	532
Feb.	19	Correctly engrossed	566
Feb.	25	Final Reading	627
Feb.	26	Correctly enrolled. Speaker signed	650
Mar.	1	Presented to Governor	659
Mar.	3	Approved by Governor	693

LEGISLATIVE BILL 41 By Stull

Jan.	6	Read first time	30
Jan.	6	Referred to Committee on Judiciary	37
Jan.	12	Notice of hearing	84
Jan.	25	Placed on General File	166
Jan.	27	Co-introducer added. Referred for review	221
Jan.	29	Placed on Select File	255
Feb.	1	Referred for engrossment	277
Feb.	3	Correctly engrossed	307
Feb.	9	Final Reading	430
Feb.	10	Correctly enrolled. President signed	450
Feb.	11	Presented to Governor	458
Feb.	15	Approved by Governor	498

LEGISLATIVE BILL 42 By Stull

Jan.	6	Read first time	30
Jan.	6	Referred to Committee on Judiciary	37
Jan.	12	Notice of hearing	84
Jan.	25	Placed on General File	166
Jan.	27	Co-introducers added. Referred for review	222
Jan.	29	Placed on Select File	255
Feb.	1	Referred for engrossment	277
Feb.	3	Correctly engrossed	307
Feb.	9	Final Reading	431
Feb.	10	Correctly enrolled. President signed	450
Feb.	11	Presented to Governor	458
Feb.	15	Approved by Governor	498

LEGISLATIVE BILL 43 By Stull

Jan.	6	Read first time	31
Jan.	6	Referred to Committee on Public Health and Welfare	37
Jan.	11	Notice of hearing	80
Jan.	21	Placed on General File	158
Jan.	25	Co-introducers added. Referred for review	178
Jan.	27	Placed on Select File	210
Jan.	28	Referred for engrossment	246
Jan.	29	Replaced on Select File	255
Feb.	1	Referred for engrossment	276
Feb.	2	Correctly engrossed	289
Feb.	8	Final Reading	384
Feb.	8	Explanation of vote	388
Feb.	9	Correctly enrolled. President signed	427
Feb.	10	Presented to Governor	450
Feb.	15	Approved by Governor	498

LEGISLATIVE BILL 44 By Stull

Jan.	6	Read first time	31
Jan.	6	Referred to Committee on Government and Military Affairs	44
Jan.	12	Notice of hearing	84
Jan	25	Placed on General File	182
Jan.	28	Referred for review	247
Feb.	2	Placed on Select File	288
Feb.	3	Referred for engrossment	311
Feb.	9	Correctly engrossed	427
Feb.	12	Final Reading	485
Feb.	15	Correctly enrolled	501
Feb.	15	President signed	502
Feb.	16	Presented to Governor	523
Feb.	19	Approved by Governor	574

LEGISLATIVE BILL 45 By Stull

Jan.	6	Read first time	31
Jan.	6	Referred to Committee on Revenue	37
Jan.	12	Notice of hearing	83
Jan.	21	Placed on General File	159
Jan.	25	Co-introducers added. Laid over	179
Jan.	27	Referred for review	221
Jan.	29	Placed on Select File	255
Feb.	1	Referred for engrossment	276
Feb.	4	Correctly engrossed	328
Feb.	10	Final Reading	441
Feb.	11	Correctly enrolled. President signed	456
Feb.	12	Presented to Governor	494
Feb.	18	Approved by Governor	541

LEGISLATIVE BILL 46 By Stull

Jan.	6	Read first time	31
Jan.	6	Referred to Committee on Revenue	37
Jan.	12	Notice of hearing	83
Jan.	21	Indefinitely postponed	159
Mar.	15	Explanation of vote	875

LEGISLATIVE BILL 47 By Stull

Jan.	6	Read first time	31
Jan.	6	Referred to Committee on Judiciary	37
Jan.	12	Notice of hearing	84
Jan.	25	Placed on General File	166
Jan.	27	Co-introducers added. Referred for review	222
Jan.	29	Placed on Select File	255
Feb.	1	Referred for engrossment	277
Feb.	3	Correctly engrossed	307

Feb.	9	Final Reading	431
Feb.	10	Correctly enrolled. President signed	450
Feb.	11	Presented to Governor	458
Feb.	15	Approved by Governor	498

LEGISLATIVE BILL 48 By Stull

Jan.	6	Read first time	31
Jan.	6	Referred to Committee on Public Health and Welfare	37
Jan.	11	Notice of hearing	80
Feb.	8	Placed on General File	358
Feb.	12	Co-introducers added. Referred for review	492
Feb.	16	Placed on Select File	514
Feb.	17	Referred for engrossment	532
Feb.	19	Correctly engrossed	566
Feb.	25	Final Reading	628
Feb.	26	Correctly enrolled. Speaker signed	650
Mar.	1	Presented to Governor	659
Mar.	3	Approved by Governor	693

LEGISLATIVE BILL 49 By Holmquist

Jan.	6	Read first time	32
Jan.	6	Placed on General File	37
Jan.	11	Referred for review	79
Jan.	14	Placed on Select File	111
Jan.	19	Referred for engrossment	135
Jan.	25	Replaced on Select File	169
Jan.	27	Referred for engrossment	220
Jan.	29	Correctly engrossed	254
Feb.	3	Final Reading	308
Feb.	4	Correctly enrolled. President signed	328
Feb.	8	Presented to Governor	348
Feb.	10	Approved by Governor	449

LEGISLATIVE BILL 50 By DeCamp

Jan.	6	Read first time	32
Jan.	7	Referred to Committee on Agriculture and Recreation	46
Mar.	3	Notice of hearing	715
Apr.	20	Indefinitely postponed	1382

LEGISLATIVE BILL 51 By DeCamp

Jan.	6	Read first time	32
Jan.	7	Referred to Committee on Education	46
Jan.	12	Notice of hearing	85
Feb.	1	Placed on General File	272
Feb.	2	Referred for review	297

Feb.	9	Motion	436
Feb.	10	Placed on Select File	439
Feb.	11	Referred for engrossment	457
Feb.	15	Correctly engrossed	501
Feb.	15	Request	510
Feb.	16	Motion. Returned to Select File	519
Feb.	16	Referred for engrossment	520
Feb.	18	Replaced on Select File	542
Feb.	19	Referred for engrossment	571
Feb.	26	Correctly re-engrossed	648
Mar.	3	Final Reading	695
Mar.	4	Correctly enrolled. President signed	720
Mar.	5	Presented to Governor	751
Mar.	8	Approved by Governor	770

LEGISLATIVE BILL 52 By Whitney

Jan.	6	Read first time	32
Jan.	7	Referred to Committee on Banking, Commerce and Insurance	46
Jan.	12	Notice of hearing	83
Jan.	27	Placed on General File	211
Jan.	29	Laid over	263
Feb.	2	Bracketed	297
Feb.	16	Referred for review	520
Feb.	18	Placed on Select File	543
Feb.	19	Referred for engrossment	572
Feb.	26	Correctly engrossed	648
Mar.	3	Final Reading	696
Mar.	4	Correctly enrolled. President signed	720
Mar.	5	Presented to Governor	751
Mar.	8	Approved by Governor	770

LEGISLATIVE BILL 53 By Whitney

Jan.	6	Read first time	32
Jan.	7	Referred to Committee on Banking, Commerce and Insurance	46
Jan.	12	Notice of hearing	83
Feb.	19	Placed on General File	576
Mar.	9	Referred for review	793
Mar.	11	Placed on Select File	820
Mar.	12	Referred for engrossment	852
Mar.	17	Correctly engrossed	921
Mar.	22	Laid over	973
Mar.	25	Final Reading	1025
Mar.	29	Correctly enrolled. Speaker signed	1062
Apr.	1	Presented to Governor	1081
Apr.	1	Approved by Governor	1134

LEGISLATIVE BILL 54 By Carpenter, Hasebroock, Skarda

Jan.	6	Read first time	32
Jan.	7	Referred to Committee on Banking, Commerce and Insurance	46
Jan.	29	Notice of hearing	252
Mar.	22	Placed on General File	981
Apr.	29	Bracketed	1547
May	5	Referred for review	1686
May	11	Placed on Select File	1833
May	12	Referred for engrossment	1865
May	14	Replaced on Select File	1955
May	17	Referred for engrossment	1975
May	17	Correctly engrossed	1977
May	20	Final Reading	2070
May	20	Correctly enrolled	2086
May	20	President signed	2087
May	20	Presented to Governor	2089
May	25	Approved by Governor	2099

LEGISLATIVE BILL 55 By Clark

Jan.	6	Read first time	33
Jan.	7	Referred to Committee on Miscellaneous Subjects	46
Jan.	12	Notice of hearing	84
Jan.	25	Indefinitely postponed	168

LEGISLATIVE BILL 56 By Clark

Jan.	6	Read first time	33
Jan.	7	Referred to Committee on Judiciary	46
Jan.	13	Notice of hearing	94
Jan.	26	Placed on General File	188
Jan.	29	Motion. Indefinitely postponed	261

LEGISLATIVE BILL 57 By Clark

Jan.	6	Read first time	33
Jan.	7	Referred to Committee on Urban Affairs	46
Jan.	13	Notice of hearing	97
Feb.	16	Placed on General File	523
Mar.	2	Referred for review	688
Mar.	10	Placed on Select File	800
Mar.	11	Referred for engrossment	838
Mar.	15	Correctly engrossed	862
Mar.	18	Final Reading	947
Mar.	19	Correctly enrolled	958
Mar.	19	President signed	959
Mar.	22	Presented to Governor	986
Mar.	25	Approved by Governor	1022

LEGISLATIVE BILL 58 By Clark

Jan. 6	Read first time	33
Jan. 7	Referred to Committee on Revenue	46
Jan. 7	Notice of hearing	118
Jan. 29	Indefinitely postponed	263

LEGISLATIVE BILL 59 By Carpenter

Jan. 6	Read first time	33
Jan. 7	Referred to Committee on Revenue	46
Jan. 20	Notice of hearing	140
Feb. 15	Indefinitely postponed	508

LEGISLATIVE BILL 60 By Carpenter

Jan. 6	Read first time	33
Jan. 7	Referred to Committee on Banking, Commerce and Insurance	46
Jan. 29	Notice of hearing	252
Feb. 10	Indefinitely postponed	451

LEGISLATIVE BILL 61 By Carpenter

Jan. 6	Read first time	34
Jan. 7	Referred to Committee on Miscellaneous Subjects	46
Jan. 12	Notice of hearing	84
Jan. 26	Notice of hearing. Reset	207
Mar. 3	Indefinitely postponed	708

LEGISLATIVE BILL 62 By Carpenter

Jan. 6	Read first time	34
Jan. 7	Referred to Committee on Government and Military Affairs	46
Jan. 12	Notice of hearing	84
Jan. 25	Placed on General File	182
Jan. 28	Referred for review	248
Feb. 2	Placed on Select File	288
Feb. 3	Referred for engrossment	311
Feb. 9	Correctly engrossed	428
Feb. 12	Final Reading	486
Feb. 15	Correctly enrolled	501
Feb. 15	President signed	502
Feb. 16	Presented to Governor	523
Feb. 19	Approved by Governor	574

LEGISLATIVE BILL 63 By Carpenter

Jan.	6	Read first time	34
Jan.	7	Referred to Committee on Government and Military Affairs	46
Jan.	12	Notice of hearing	84
Jan.	25	Placed on General File	182
Jan.	28	Motion lost	248
Jan.	28	Referred for review	249
Feb.	2	Placed on Select File	289
Feb.	3	Referred for engrossment	311
Feb.	10	Correctly engrossed	440
Feb.	15	Motion lost. Final Reading	502
Feb.	16	Correctly enrolled. Speaker signed	517
Feb.	17	Presented to Governor	534
Feb.	23	Approved by Governor	601

LEGISLATIVE BILL 64 By Carpenter

Jan.	6	Read first time	34
Jan.	7	Referred to Committee on Public Health and Welfare	46
Feb.	8	Notice of hearing	405
Mar.	12	Indefinitely postponed	846

LEGISLATIVE BILL 65 By Carpenter

Jan.	6	Read first time	34
Jan.	7	Referred to Committee on Education	46
Jan.	12	Notice of hearing	85
Jan.	25	Indefinitely postpone	169
Jan.	27	Motion lost	220

LEGISLATIVE BILL 66 By Carpenter

Jan.	6	Read first time	34
Jan.	7	Referred to Committee on Revenue	46
Feb.	17	Notice of hearing	538
Apr.	14	Motion. Placed on General File	1275
May	14	Change of order	1920

LEGISLATIVE BILL 67 By Carpenter

Jan.	6	Read first time	34
Jan.	7	Referred to Committee on Revenue	46
Feb.	17	Notice of hearing	537
Mar.	16	Indefinitely postponed	891
Mar.	18	Motion. Laid over	955
Mar.	25	Motion renewed. Motion lost	1039

LEGISLATIVE BILL 68 By Carpenter

Jan.	6	Read first time	35
Jan.	7	Referred to Committee on Banking, Commerce and Insurance	46
Jan.	29	Notice of hearing	252
Feb.	19	Indefinitely postponed	577
Feb.	24	Motion lost	617

LEGISLATIVE BILL 69 By Carpenter

Jan.	6	Read first time	35
Jan.	7	Referred to Committee on Revenue	46
Jan.	12	Notice of hearing	83
Jan.	21	Placed on General File	159
Jan.	25	Laid over	179
Jan.	27	Laid over	221
Jan.	29	Referred for review	262
Feb.	3	Placed on Select File	308
Feb.	4	Referred for engrossment	329
Feb.	10	Replaced on Select File	438
Feb.	11	Re-referred for engrossment	457
Feb.	15	Correctly engrossed	501
Feb.	18	Final Reading	545
Feb.	19	Correctly enrolled	566
Feb.	19	President signed	567
Feb.	23	Presented to Governor	588
Feb.	25	Approved by Governor	625

LEGISLATIVE BILL 70 By Carpenter

Jan.	6	Read first time	35
Jan.	7	Referred to Committee on Appropriations	46
Jan.	25	Notice of hearing	177
Mar.	25	Placed on General File	1041

LEGISLATIVE BILL 71 By Carpenter

Jan.	6	Read first time	35
Jan.	7	Referred to Committee on Appropriations	46
Jan.	25	Notice of hearing	177

LEGISLATIVE BILL 72 By Carpenter

Jan.	6	Read first time	35
Jan.	7	Referred to Committee on Appropriations	46
Jan.	25	Notice of hearing	177

LEGISLATIVE BILL 73 By Carpenter

Jan.	6	Read first time	35
Jan.	7	Referred to Committee on Miscellaneous Subjects	46
Jan.	12	Notice of hearing	84
Jan.	25	Indefinitely postponed	168

LEGISLATIVE BILL 74 By Carpenter

Jan.	6	Read first time	35
Jan.	7	Referred to Committee on Urban Affairs	46
Jan.	12	Notice of hearing	91
Feb.	9	Placed on General File	428
Feb.	18	Laid over	557
Feb.	19	Laid over	583
Mar.	1	Request	663
Mar.	2	Motion. Referred for review	687
Mar.	10	Placed on Select File	800
Mar.	11	Laid over	838
Mar.	12	Referred for engrossment	850
Mar.	16	Correctly engrossed	896
Mar.	24	Request	1009
Mar.	25	Motion. Returned to Select File. Referred for engrossment	1023
Mar.	29	Replaced on Select File	1061
Mar.	30	Re-referred for engrossment	1081
Apr.	1	Correctly re-engrossed	1124
Apr.	6	Final Reading	1191
Apr.	7	Correctly enrolled. President signed	1219
Apr.	13	Presented to Governor	1235
Apr.	19	Approved by Governor	1353

LEGISLATIVE BILL 75 By Marvel

Jan.	6	Read first time	36
Jan.	7	Referred to Committee on Appropriations	46
Jan.	12	Rules suspended. Placed on General File	89
Jan.	13	Referred for review	99
Jan.	19	Placed on Select File	134
Jan.	20	Referred for engrossment	149
Jan.	21	Correctly engrossed	157
Jan.	26	Final Reading	190
Jan.	26	Correctly enrolled. President signed	201
Jan.	27	Presented to Governor	209
Jan.	28	Approved by Governor	227

LEGISLATIVE BILL 76 By Carpenter

Jan.	6	Read first time	36
Jan	7	Referred to Committee on Government and Military Affairs	46

Jan.	12	Notice of hearing	84
Feb.	2	Placed on General File	298
Feb.	3	Referred for review	315
Feb.	12	Placed on Select File	487
Feb.	15	Motion laid over. Motion	506
May	20	Unbracketed. Referred for engrossment	2088
May	20	Correctly engrossed	2089
May	26	Laid over	2136

LEGISLATIVE BILL 77 By Carpenter

Jan.	6	Read first time	36
Jan.	7	Referred to Committee on Public Health and Welfare	46
Jan.	19	Notice of hearing	123
Feb.	9	Placed on General File	428
Feb.	16	Laid over	522
Mar.	2	Referred for review	688
Mar.	4	Placed on Select File	718
Mar.	5	Referred for engrossment	745
Mar.	9	Correctly engrossed	787
Mar.	12	Final Reading	847
Mar.	15	Correctly enrolled	862
Mar.	15	President signed	863
Mar.	15	Explaination of vote	875
Mar.	16	Presented to Governor	899
Mar.	17	Returned by the Governor without approval	917
Mar.	17	Motion lost	918

LEGISLATIVE BILL 78 By Simpson

Jan.	6	Read first time	36
Jan.	7	Referred to Committee on Miscellaneous Subjects	46
Jan.	12	Notice of hearing	84
Mar.	2	Placed on General File	690
Apr.	5	Referred for review	1184
Apr.	7	Placed on Select File	1216
Apr.	13	Referred for engrossment	1245
Apr.	15	Correctly engrossed	1280
Apr.	19	Final Reading	1342
Apr.	20	Correctly enrolled	1375
Apr.	20	President signed	1376
Apr.	21	Presented to Governor	1396
Apr.	26	Approved by Governor	1485

LEGISLATIVE BILL 79 By Klaver

Jan.	6	Read first time	42
Jan.	7	Referred to Committee on Agriculture and Recreation	46

Feb.	12	Notice of hearing	494
Apr.	23	Placed on General File	1451
Apr.	28	Bracketed	1537
May	4	Laid over	1638
May	4	Referred for review	1641
May	7	Placed on Select File	1739
May	10	Referred for engrossment	1782
May	14	Correctly engrossed	1942
May	18	Final Reading	2002
May	18	Correctly enrolled. Speaker signed	2011
May	18	Presented to Governor	2019
May	25	Approved by Governor	2099

LEGISLATIVE BILL 80 By Wallwey

Jan.	6	Read first time	42
Jan.	7	Referred to Committee on Urban Affairs	46
Jan.	12	Notice of hearing	91
Jan.	25	Placed on General File	168
Jan.	28	Referred for review	247
Feb.	1	Placed on Select File	273
Feb.	2	Referred for engrossment	296
Feb.	4	Correctly engrossed	328
Feb.	10	Final Reading	442
Feb.	11	Correctly enrolled. President signed	456
Feb.	12	Presented to Governor	494
Feb.	18	Approved by Governor	541

LEGISLATIVE BILL 81 By Wallwey

Jan.	6	Read first time	43
Jan.	7	Referred to Committee on Public Health and Welfare	46
Jan.	21	Notice of hearing	152
Feb.	8	Placed on General File	358
Feb.	12	Referred for review	492
Feb.	16	Placed on Select File	514
Feb.	17	Referred for engrossment	532
Feb.	19	Correctly engrossed	566
Feb.	25	Final Reading	629
Feb.	26	Correctly enrolled. Speaker signed	651
Mar.	1	Presented to Governor	659
Mar.	3	Approved by Governor	693

LEGISLATIVE BILL 82 By Clark

Jan.	6	Read first time	43
Jan.	7	Referred to Committee on Government and Military Affairs	46
Jan.	12	Notice of hearing	84

Jan.	26	Notice of hearing. Reset	206
Feb.	24	Indefinitely postponed	619

LEGISLATIVE BILL 83 By F. Carstens

Jan.	6	Read first time	43
Jan.	7	Referred to Committee on Urban Affairs	46
Jan.	12	Notice of hearing	91
Jan.	25	Placed on General File	169
Jan.	28	Referred for review	247
Feb.	1	Placed on Select File	273
Feb.	2	Referred for engrossment	206
Feb.	4	Correctly engrossed	329
Feb.	10	Final Reading	443
Feb.	11	Correctly enrolled. President signed	456
Feb.	12	Presented to Governor	494
Feb.	18	Approved by Governor	541

LEGISLATIVE BILL 84 By F. Carstens

Jan.	6	Read first time	43
Jan.	7	Referred to Committee on Government and Military Affairs	46
Jan.	12	Notice of hearing	84
Feb.	1	Placed on General File	278
Feb.	3	Laid over	312
Feb.	9	Laid over	435
Feb.	10	Motion lost	447
Feb.	10	Referred for review	448
Feb.	12	Placed on Select File	488
Feb.	15	Referred for engrossment	506
Feb.	17	Correctly engrossed	531
Feb.	24	Laid over	612
Feb.	25	Unbracketed. Failed on Final Reading	637

LEGISLATIVE BILL 85 By Holmquist

Jan.	6	Read first time	43
Jan.	7	Referred to Committee on Urban Affairs	46
Jan.	13	Notice of hearing	97
Feb.	1	Placed on General File	283
Feb.	3	Referred for review	315
Feb.	12	Placed on Select File	488
Feb.	15	Referred for engrossment	506
Feb.	17	Correctly engrossed	531
Feb.	23	Final Reading	590
Feb.	24	Correctly enrolled. Speaker signed	615
Feb.	25	Presented to Governor	638
Mar.	3	Approved by Governor	693
Mar.	3	Explanation of Vote	695

LEGISLATIVE BILL 86 By Keyes

Jan.	6	Read first time	43
Jan.	7	Referred to Committee on Revenue	46
Jan.	25	Notice of hearing	177
Feb.	15	Indefinitely postponed	508

LEGISLATIVE BILL 87 By Luedtke

Jan.	6	Read first time	43
Jan.	7	Referred to Committee onn Revenue	46
Jan.	12	Re-referred to Committee on Government and Military Affairs	83
Mar.	16	Notice of hearing. Reset	904
Apr.	5	Placed on General File	1180
Apr.	5	Bracket	1186
Apr.	6	Referred for review	1199
Apr.	13	Placed on Select File	1237
Apr.	13	Referred for engrossment	1246
Apr.	13	Request	1249
Apr.	13	Re-placed on Select File. Referred for engrossment	1251
Apr.	13	Correctly engrossed	1259
Apr.	15	Motion. Motion lost	1288
Apr.	15	Motion. Returned to Select File. Referred for engrossment. Motion lost	1291
Apr.	16	Replaced on Select File	1319
Apr.	16	Referred for engrossment	1320
Apr.	16	Correctly re-engrossed	1334
Apr.	20	Final Reading	1361
Apr.	20	Motion	1371
Apr.	20	Correctly enrolled. President signed	1376
Apr.	20	Presented to Governor	1379
Apr.	21	Motion lost	1395
Apr.	21	Returned by Governor without approval	1495
Apr.	27	Motion. Passed over Governor's veto	1505
Apr.	28	Letter	1516

LEGISLATIVE BILL 88 By Luedtke

Jan.	6	Read first time	44
Jan.	7	Referred to Committee on Judiciary	46
Jan.	12	Notice of hearing	84
Jan.	25	Placed on General File	167
Jan.	27	Referred for review	225
Jan.	29	Placed on Select File	255
Feb.	1	Referred for engrossment	277
Feb.	2	Correctly engrossed	289
Feb.	8	Final Reading	385

Feb.	9	Correctly enrolled. President signed	427
Feb.	10	Presented to Governor	450
Feb.	15	Approved by Governor	498

LEGISLATIVE BILL 89 By Luedtke

Jan.	6	Read first time	44
Jan.	7	Referred to Committee on Judiciary	46
Jan.	12	Notice of hearing	84
Feb.	11	Placed on General File	463
Feb.	19	Referred for review	583
Feb.	26	Placed on Select File	647
Mar.	1	Referred for engrossment	668
Mar.	3	Replaced on Select File	693
Mar.	4	Referred for engrossment	722
Mar.	8	Correctly engrossed	760
Mar.	15	Final Reading	864
Mar.	16	Correctly enrolled. President signed	898
Mar.	17	Presented to Governor	926
Mar.	25	Approved by Governor	1022

LEGISLATIVE BILL 90 By Luedtke

Jan.	6	Read first time	44
Jan.	7	Referred to Committee on Judiciary	46
Jan.	12	Notice of hearing	84
Jan.	25	Placed on General File	168
Jan.	27	Referred for review	225
Jan.	29	Placed on Select File	255
Feb.	1	Referred for engrossment	277
Feb.	2	Correctly engrossed	289
Feb.	8	Final Reading	386
Feb.	9	Correctly enrolled. President signed	427
Feb.	10	Presented to Governor	450
Feb.	15	Approved by Governor	498

LEGISLATIVE BILL 91 By Orme

Jan.	6	Read first time	44
Jan.	7	Referred to Committee on Miscellaneous Subjects	46
Jan.	7	Co-introducer added	59
Jan.	12	Notice of hearing	84
Feb.	15	Indefinitely postponed	499

LEGISLATIVE BILL 92 By Orme, Elrod, Waldo

Jan.	7	Read first time	47
Jan.	7	Referred to Committee on Government and Military Affairs	58

Jan.	12	Notice of hearing	84
Feb.	1	Placed on General File	278
Feb.	3	Referred for review	314
Feb.	10	Placed on Select File	439
Feb.	11	Referred for engrossment	458
Feb.	15	Correctly engrossed	501
Feb.	18	Final Reading	546
Feb.	19	Correctly enrolled. President signed	567
Feb.	23	Presented to Governor	588
Feb.	25	Approved by Governor	625

LEGISLATIVE BILL 93 By Orme, Elrod, Waldo

Jan.	7	Read first time	47
Jan.	7	Referred to Committee on Agriculture and Recreation	58
Jan.	21	Notice of hearing	151
Feb.	8	Placed on General File	354
Feb.	11	Referred for review	461
Feb.	15	Placed on Select File	500
Feb.	16	Referred for engrossment	519
Feb.	18	Correctly engrossed	554
Feb.	23	Final Reading	594
Feb.	24	Correctly enrolled. Speaker signed	615
Feb.	25	Presented to Governor	638
Mar.	3	Approved by Governor	693
Mar.	3	Explanation of vote	695

LEGISLATIVE BILL 94 By Orme, Elrod, Waldo

Jan.	7	Read first time	47
Jan.	7	Referred to Committee on Appropriations	58
Mar.	16	Notice of hearing	904
Mar.	29	Placed on General File	1059
Apr.	16	Referred for review	1333
Apr.	22	Placed on Select File	1404
Apr.	23	Referred for engrossment	1460
Apr.	27	Correctly engrossed	1494
Apr.	30	Final Reading	1568
May	3	Correctly enrolled	1608
May	3	President signed	1609
May	4	Presented to Governor	1643
May	11	Approved by Governor	1801

LEGISLATIVE BILL 95 By Orme, Elrod, Waldo

Jan.	7	Read first time	47
Jan.	7	Referred to Committee on Miscellaneous Subjects	58

Jan.	12	Notice of hearing	84
Jan.	25	Placed on General File	168
Jan.	27	Referred for review	225
Jan.	29	Placed on Select File	255
Feb.	1	Referred for engrossment	277
Feb.	2	Correctly engrossed	289
Feb.	8	Final Reading	387
Feb.	9	Correctly enrolled. President signed	427
Feb.	10	Presented to Governor	450
Feb.	15	Approved by Governor	498

LEGISLATIVE BILL 96 By Orme, Elrod, Waldo

Jan.	7	Read first time	47
Jan.	7	Referred to Committee on Agriculture and Recreation	58
Jan.	21	Notice of hearing	151
Feb.	8	Placed on General File	354
Feb.	11	Referred for review	461
Feb.	15	Placed on Select File	500
Feb.	16	Referred for engrossment	519
Feb.	18	Correctly engrossed	554
Feb.	23	Final Reading	595
Feb.	24	Correctly enrolled. Speaker signed	615
Feb.	25	Presented to Governor	638
Mar.	3	Approved by Governor	693
Mar.	3	Explanation of vote	695

LEGISLATIVE BILL 97 By Orme, Elrod, Waldo

Jan.	7	Read first time	47
Jan.	7	Referred to Committee on Public Health and Welfare	58
Jan.	20	Notice of hearing	149
Feb.	8	Placed on General File	358
Feb.	12	Referred for review	493
Feb.	16	Placed on Select File	514
Feb.	17	Referred for engrossment	532
Feb.	19	Correctly engrossed	566
Feb.	25	Final Reading	629
Feb.	26	Correctly enrolled. Speaker signed	651
Mar.	1	Presented to Governor	659
Mar.	3	Approved by Governor	693

LEGISLATIVE BILL 98 By Orme, Elrod, Waldo

Jan.	7	Read first time	47
Jan.	7	Referred to Committee on Government and Military Affairs	58

Jan. 12	Notice of hearing	84
Feb. 1	Placed on General File	278
Feb. 2	Request	298
Feb. 3	Laid over	314
Feb. 9	Referred for review	436
Feb. 12	Placed on Select File	488
Feb. 15	Laid over	506
Feb. 16	Laid over	518
Feb. 18	Unbracketed. Referred for engrossment	556
Feb. 23	Replaced on Select File	589
Feb. 24	Referred for engrossment	615
Feb. 26	Correctly engrossed	648
Mar. 3	Final Reading	697
Mar. 4	Correctly enrolled. President signed	720
Mar. 5	Presented to Governor	751
Mar. 8	Approved by Governor	770

LEGISLATIVE BILL 99 By Orme, Elrod, Waldo

Jan. 7	Read first time	48
Jan. 7	Referred to Committee on Government and Military Affairs	58
Jan. 12	Notice of hearing	84
Feb. 1	Placed on General File	278
Feb. 3	Referred for review	314
Feb. 10	Placed on Select File	439
Feb. 11	Referred for engrossment	458
Feb. 15	Placed on Select File	499
Feb. 16	Referred for engrossment	518
Feb. 18	Correctly engrossed	554
Feb. 23	Final Reading	595
Feb. 24	Correctly enrolled. Speaker signed	615
Feb. 25	Presented to Governor	638
Mar. 3	Approved by Governor	693
Mar. 3	Explanation of vote	695

LEGISLATIVE BILL 100 By Orme, Elrod, Waldo

Jan. 7	Read first time	48
Jan. 7	Referred to Committee on Public Works	59
Jan. 14	Notice of hearing	110
Apr. 2	Placed on General File	1161
May 14	Change of order	1950
May 17	Referred for review	1986
May 18	Placed on Select File	2019
May 18	Referred for engrossment	2024
May 19	Correctly engrossed	2066
May 26	Final Reading	2126

May	26	Correctly enrolled. President signed	2130
May	26	Presented to Governor	2144
May	26	Approved by Governor	2169

LEGISLATIVE BILL 101 By Orme, Elrod, Waldo

Jan.	7	Read first time	48
Jan.	7	Referred to Committee on Public Works	59
Jan.	14	Notice of hearing	110
Jan.	25	Placed on General File	168
Jan.	27	Referred for review	225
Jan.	29	Placed on Select File	255
Feb.	1	Referred for engrossment	277
Feb.	2	Correctly engrossed	289
Feb.	8	Final Reading	386
Feb.	9	Correctly enrolled. President signed	427
Feb.	10	Presented to Governor	450
Feb.	15	Approved by Governor	498

LEGISLATIVE BILL 102 By Orme, Elrod, Waldo

Jan.	7	Read first time	48
Jan.	7	Referred to Committee on Public Health and Welfare	59
Jan.	20	Notice of hearing	149
Mar.	8	Indefinitely postponed	783

LEGISLATIVE BILL 103 Orme, Elrod, Waldo

Jan.	7	Read first time	48
Jan.	7	Referred to Committee on Education	59
Jan.	12	Notice of hearing	85
Jan.	25	Placed on General File	169
Jan.	28	Referred for review	247
Feb.	1	Placed on Select File	274
Feb.	2	Referred for engrossment	296
Feb.	4	Correctly engrossed	329
Feb.	10	Final Reading	443
Feb.	11	Correctly enrolled. President signed	456
Feb.	12	Presented to Governor	494
Feb.	18	Approved by Governor	541

LEGISLATIVE BILL 104 By Orme, Elrod, Waldo

Jan.	7	Read first time	49
Jan.	7	Referred to Committee on Banking, Commerce and Insurance	59
Jan.	14	Notice of hearing	110

Jan.	28	Placed on General File	228
Jan.	29	Referred for review	263
Feb.	3	Placed on Select File	308
Feb.	4	Referred for engrossment	329
Feb.	10	Correctly engrossed	440
Feb.	15	Final Reading	503
Feb.	16	Correctly enrolled. Speaker signed	517
Feb.	17	Presented to Governor	534
Feb.	23	Approved by Governor	601

LEGISLATIVE BILL 105 By Orme, Elrod, Waldo

Jan.	7	Read first time	49
Jan.	7	Referred to Committee on Government and Military Affairs	59
Jan.	12	Notice of hearing	84
Feb.	1	Placed on General File	278
Feb.	3	Referred for review	314
Feb.	10	Placed on Select File	439
Feb.	11	Referred for engrossment	458
Feb.	16	Correctly engrossed	517
Feb.	19	Final Reading	567
Feb.	23	Correctly enrolled. President signed	589
Feb.	24	Presented to Governor	619
Feb.	25	Approved by Governor	625

LEGISLATIVE BILL 106 By Orme, Elrod, Waldo

Jan.	7	Read first time	49
Jan.	7	Referred to Committee on Government and Military Affairs	59
Jan.	12	Notice of hearing	84
Feb.	1	Placed on General File	278
Feb.	3	Referred for review	314
Feb.	11	Placed on Select File	455
Feb.	12	Referred for engrossment	490
Feb.	16	Correctly engrossed	517
Feb.	19	Final Reading	568
Feb.	23	Correctly enrolled. President signed	589
Feb.	24	Presented to Governor	619
Feb.	25	Approved by Governor	625

LEGISLATIVE BILL 107 By Orme, Elrod, Waldo

Jan.	7	Read first time	49
Jan.	7	Referred to Committee on Agriculture and Recreation	59
Jan.	21	Notice of hearing	151
Feb.	8	Placed on General File	354

Feb.	11	Referred for review	461
Feb.	15	Placed on Select File	500
Feb.	16	Referred for engrossment	519
Feb.	18	Correctly engrossed	554
Feb.	23	Final Reading	596
Feb.	24	Correctly enrolled. Speaker signed	615
Feb.	25	Presented to Governor	638
Mar.	3	Approved by Governor	693
Mar.	3	Explanation of vote	695

LEGISLATIVE BILL 108 By F. Carstens, Waldo

Jan.	7	Read first time	49
Jan.	7	Co-introducer added	55
Jan.	7	Referred to Committee on Education	59
Jan.	12	Notice of hearing	85
Jan.	25	Co-introducer added	179
Feb.	8	Notice of hearing	352
May	10	Indefinitely postponed	1784

LEGISLATIVE BILL 109 By Waldron

Jan.	7	Read first time	49
Jan.	7	Referred to Committee on Government and Military Affairs	59
Jan.	12	Notice of hearing	84
Jan.	25	Placed on General File	182
Jan.	28	Referred for review	248
Feb.	2	Placed on Select File	289
Feb.	3	Referred for engrossment	311
Feb.	9	Correctly engrossed	428
Feb.	12	Final Reading	487
Feb.	15	Correctly enrolled	501
Feb.	15	President signed	502
Feb.	16	Presented to Governor	523
Feb.	19	Approved by Governor	574

LEGISLATIVE BILL 110 By Chambers, Carpenter, DeCamp

Jan.	7	Read first time	50
Jan.	7	Referred to Committee on Education	59
Jan.	14	Notice of hearing	117
Jan.	19	Notice of hearing. Reset	137
Jan.	20	Notice of hearing	148
Feb.	10	Indefinitely postponed	451
Feb.	17	Motion	537
Mar.	3	Change of order	713

Apr. 13 Motion lost 1251
Apr. 13 Motion lost 1252
Apr. 13 Bracketed 1258
Apr. 21 Bracketed 1395
Apr. 27 Motion. Indefinitely postponed 1509

LEGISLATIVE BILL 111 By Carpenter

Jan. 7 Read first time 50
Jan. 7 Referred to Committee on Revenue 59
Feb. 17 Notice of hearing 537
Mar. 15 Indefinitely postponed 862

LEGISLATIVE BILL 112 By Kokes, Mahoney, Stull

Jan. 7 Read first time 50
Jan. 7 Referred to Committee on Public Works 59
Jan. 14 Notice of hearing 117
Feb. 16 Indefinitely postponed 525

LEGISLATIVE BILL 113 By Waldron

Jan. 7 Read first time 50
Jan. 7 Referred to Committee on Miscellaneous Subjects 59
Jan. 12 Notice of hearing 84
Feb. 15 Indefinitely postponed 499

LEGISLATIVE BILL 114 By Waldron, Kokes

Jan. 7 Read first time 51
Jan. 7 Referred to Committee on Agriculture and Recreation 59
Jan. 14 Notice of hearing 117
Feb. 8 Placed on General File 354
Feb. 11 Referred for review 461
Feb. 15 Placed on Select File 500
Feb. 16 Referred for engrossment 519
Feb. 18 Correctly engrossed 554
Feb. 23 Motion. Returned to Select File 597
Feb. 23 Referred for engrossment 600
Feb. 25 Correctly re-engrossed 627
Mar. 2 Motion. Returned to Select File 680
Mar. 2 Referred for engrossment 686
Mar. 4 Correctly re-engrossed 719
Mar. 9 Final Reading 787
Mar. 10 Correctly enrolled 801
Mar. 10 President signed 802
Mar. 11 Presented to Governor 837
Mar. 17 Approved by Governor 923

LEGISLATIVE BILL 115 By Waldron

Jan.	7	Read first time	51
Jan.	7	Referred to Committee on Public Works	59
Jan.	20	Notice of hearing	148
Feb.	2	Indefinitely postponed	299

LEGISLATIVE BILL 116 By Waldron

Jan.	7	Read first time	51
Jan.	7	Referred to Committee on Judiciary	59
Jan.	12	Notice of hearing	84
Jan.	25	Indefinitely postponed	168

LEGISLATIVE BILL 117 By Waldron

Jan.	7	Read first time	51
Jan.	7	Referred to Committee on Agriculture and Recreation	59
Feb.	24	Notice of hearing	612
May	3	Placed on General File	1596

LEGISLATIVE BILL 118 By Waldron

Jan.	7	Read first time	51
Jan.	7	Referred to Committee on Urban Affairs	59
Jan.	13	Notice of hearing	97
Mar.	16	Indefinitely postponed	890

LEGISLATIVE BILL 119 By Waldron

Jan.	7	Read first time	52
Jan.	7	Referred to Committee on Banking, Commerce and Insurance	59
Jan.	29	Notice of hearing	252
Feb.	10	Indefinitely postponed	451

LEGISLATIVE BILL 120 By Waldron

Jan.	7	Read first time	52
Jan.	7	Referred to Committee on Agriculture and Recreation	59
Jan.	14	Notice of hearing	117
Feb.	8	Indefinitely postponed	357

LEGISLATIVE BILL 121 By Moylan

Jan. 7	Read first time	52
Jan. 7	Referred to Committee on Government and Military Affairs	59
Jan. 12	Notice of hearing	84
Jan. 25	Indefinitely postponed	182

LEGISLATIVE BILL 122 By Barnett

Jan. 7	Read first time	52
Jan. 7	Referred to Committee on Urban Affairs	59
Jan. 26	Notice of hearing	184
Mar. 5	Placed on General File	731
Apr. 19	Motion lost	1355
Apr. 20	Co-introducer added. Referred for review. Motion. Indefinitely postponed	1380

LEGISLATIVE BILL 123 By Whitney, Syas, Hasebroock

Jan. 7	Read first time	52
Jan. 7	Referred to Committee on Constitutional Revision	59
Jan. 12	Notice of hearing	91
Feb. 3	Placed on General File	307
Feb. 11	Laid over	460

LEGISLATIVE BILL 124 By Whitney, Syas, Hasebroock

Jan. 7	Read first time	52
Jan. 7	Referred to Committee on Constitutional Revision	59
Jan. 12	Notice of hearing	91
Jan. 26	Placed on General File	188
Apr. 5	Motion. Returned to Committee	1185
Apr. 23	Replaced on General File	1447

LEGISLATIVE BILL 125 By Whitney, Syas, Hasebroock

Jan. 7	Read first time	52
Jan. 7	Referred to Committee on Constitutional Revision	59
Jan. 12	Notice of hearing	91
Jan. 28	Indefinitely postponed	249

LEGISLATIVE BILL 126 By Whitney, Hasebroock

Jan. 7	Read first time	53
Jan. 7	Referred to Committee on Constitutional Revision	59

Jan.	12	Notice of hearing	91
Jan.	27	Placed on General File	210
Feb.	3	Request	316
Feb.	12	Unbracketed	490
Feb.	12	Laid over	491
Feb.	16	Referred for review	520
Feb.	18	Placed on Select File	543
Feb.	19	Referred for engrossment	572
Feb.	26	Replaced on Select File	646
Mar.	1	Referred for engrossment	667
Mar.	3	Correctly engrossed	694
Mar.	8	Laid over	761
Mar.	11	Failed on Final Reading	830
Mar.	11	Motion. Motion. Returned to General File	840
Mar.	15	Explanation of vote	875
Mar.	16	Motion lost. Referred for review	901
Mar.	18	Replaced on Select File	944
Mar.	19	Referred for engrossment	964
Mar.	23	Replaced on Select File	988
Mar.	24	Referred for engrossment	1011
Mar.	29	Correctly re-engrossed	1060
Apr.	1	Final Reading	1126
Apr.	2	Correctly enrolled	1157
Apr.	2	President signed	1159
Apr.	2	Explanation of vote	1168
Apr.	5	Presented to Governor	1175
Apr.	7	Approved by Governor	1224

LEGISLATIVE BILL 127 By Whitney, Syas, Hasebroock

Jan.	7	Read first time	53
Jan.	7	Referred to Committee on Constitutional Revision	59
Jan.	12	Notice of hearing	91
Jan.	26	Placed on General File	188
Apr.	5	Motion. Returned to Committee	1185
Apr.	23	Replaced on General File	1447

LEGISLATIVE BILL 128 By Keyes

Jan.	7	Read first time	53
Jan.	7	Referred to Committee on Judiciary	59
Jan.	13	Notice of hearing	94
Jan.	26	Placed on General File	188
Jan.	29	Referred for review	261
Feb.	3	Placed on Select File	308
Feb.	4	Referred for engrossment	329
Feb.	10	Replaced on Select File	438
Feb.	11	Referred for engrossment	457
Feb.	15	Correctly engrossed	501
Feb.	18	Final Reading	547

Feb. 19	Correctly enrolled	566
Feb. 19	President signed	567
Feb. 23	Presented to Governor	588
Feb. 25	Approved by Governor	625

LEGISLATIVE BILL 129 By Johnson, Holmquist

Jan. 7	Read first time	53
Jan. 7	Referred to Committee on Government and Military Affairs	59
Jan. 12	Notice of hearing	84
Feb. 2	Placed on General File	298
Feb. 3	Laid over	316
Feb. 10	Referred for review	448
Feb. 12	Placed on Select File	488
Feb. 15	Referred for engrossment	507
Feb. 16	Replaced on Select File	514
Feb. 17	Referred for engrossment	532
Feb. 19	Correctly engrossed	566
Feb. 25	Rinal Reading	630
Feb. 26	Correctly enrolled. Speaker signed	651
Mar. 1	Presented to Governor	659
Mar. 3	Approved by Governor	693

LEGISLATIVE BILL 130 By F. Carstens, Simpson

Jan. 7	Read first time	53
Jan. 7	Referred to Committee on Public Health and Welfare	59
Jan. 21	Notice of hearing	152
Feb. 8	Placed on General File	358
Feb. 12	Motion lost. Co-introducer added	493
Feb. 16	Referred for review	521
Feb. 18	Placed on Select File	543
Feb. 19	Referred for engrossment	572
Feb. 25	Correctly engrossed	627
Mar. 2	Final Reading	680
Mar. 3	Correctly enrolled	694
Mar. 3	President signed	695
Mar. 4	Presented to Governor	720
Mar. 5	Approved by Governor	746

LEGISLATIVE BILL 131 By Burbach, Luedtke, Simpson

Jan. 7	Read first time	53
Jan. 7	Referred to Committee on Revenue	59
Jan. 25	Notice of hearing	177
Feb. 8	Placed on General File	405
Feb. 16	Motion lost. Referred for review. Motion	523
Feb. 18	Placed on Select File	543
Feb. 19	Referred for engrossment	572

Feb. 25	Correctly engrossed	627
Mar. 2	Final Reading	681
Mar. 3	Correctly enrolled	694
Mar. 3	President signed	695
Mar. 4	Presented to Governor	720
Mar. 4	Returned by Governor without approval	724
Mar. 9	Motion lost	791

LEGISLATIVE BILL 132 By Whitney, Syas, Hasebroock

Jan. 7	Read first time	56
Jan. 7	Referred to Committee on Constitutional Revision	69
Jan. 12	Notice of hearing	91
Jan. 27	Placed on General File	211
Jan. 29	Laid over	263
Feb. 12	Unbracketed	490
Feb. 12	Referred for review	491
Feb. 16	Placed on Select File	516
Feb. 17	Referred for engrossment	532
Feb. 19	Correctly engrossed	566
Feb. 25	Final Reading	631
Feb. 26	Correctly enrolled. Speaker signed	651
Mar. 1	Presented to Governor	659
Mar. 3	Approved by Governor	693

LEGISLATIVE BILL 133 By Duis

Jan. 7	Read first time	56
Jan. 7	Referred to Committee on Revenue	69
Jan. 14	Notice of hearing	118
Jan. 29	Indefinitely postponed	263

LEGISLATIVE BILL 134 By Duis

Jan. 7	Read first time	56
Jan. 7	Referred to Committee on Public Works	69
Jan. 14	Notice of hearing	110
Jan. 25	Placed on General File	168
Jan. 28	Referred for review	247
Feb. 1	Placed on Select File	273
Feb. 2	Referred for engrossment	296
Feb. 4	Correctly engrossed	329
Feb. 10	Final Reading	444
Feb. 11	Correctly enrolled. President signed	456
Feb. 12	Presented to Governor	494
Feb. 18	Approved by Governor	541

LEGISLATIVE BILL 135 By Duis

Jan.	7	Read first time	57
Jan.	7	Referred to Committee on Government and Military Affairs	69
Jan.	12	Notice of hearing	84
Jan.	25	Placed on General File	182
Jan.	28	Referred for review	249
Feb.	2	Placed on Select File	289
Feb.	3	Referred for engrossment	311
Feb.	10	Replaced on Select File	438
Feb.	11	Referred for engrossment	457
Feb.	15	Correctly engrossed	501
Feb.	18	Final Reading	547
Feb.	19	Correctly enrolled	566
Feb.	19	President signed	567
Feb.	23	Presented to Governor	588
Feb.	25	Approved by Governor	625

LEGISLATIVE BILL 136 By Duis

Jan.	7	Read first time	57
Jan.	7	Referred to Committee on Public Works	69
Jan.	14	Notice of hearing	110
Jan.	25	Indefinitely postponed	168

LEGISLATIVE BILL 137 By Duis

Jan.	7	Read first time	57
Jan.	7	Referred to Committee on Banking, Commerce and Insurance	69
Jan.	29	Notice of hearing	252
Feb.	19	Placed on General File	576
Mar.	9	Referred for review	793
Mar.	11	Placed on Select File	821
Mar.	12	Referred for engrossment	852
Mar.	16	Correctly engrossed	896
Mar.	25	Final Reading	1023
Mar.	29	Correctly enrolled. Speaker signed	1062
Mar.	30	Presented to Governor	1081
Apr.	1	Approved by Governor	1134

LEGISLATIVE BILL 138 By Duis

Jan.	7	Read first time	57
Jan.	7	Referred to Committee on Education	69
Jan.	13	Notice of hearing	94
Jan.	25	Placed on General File	169
Jan.	28	Referred for review	247
Feb.	1	Placed on Select File	274

Feb.	2	Referred for engrossment	296
Feb.	4	Correctly engrossed	329
Feb.	10	Final Reading	445
Feb.	11	Correctly enrolled. President signed	456
Feb.	12	Presented to Governor	494
Feb.	18	Approved by Governor	541

LEGISLATIVE BILL 139 By Whitney, Syas, Hasebroock

Jan.	7	Read first time	57
Jan.	7	Referred to Committee on Constitutional Revision	69
Jan.	12	Notice of hearing	91
Jan.	27	Placed on General File	211
Jan.	29	Laid over	263
Feb.	12	Unbracketed	490
Feb.	12	Referred for review	492
Feb.	16	Placed on Select File	516
Feb.	17	Referred for engrossment	532
Feb.	19	Correctly engrossed	566
Feb.	25	Final Reading	632
Feb.	26	Correctly enrolled. Speaker signed	651
Mar.	1	Presented to Governor	659
Mar.	3	Approved by Governor	693

LEGISLATIVE BILL 140 By Orme

Jan.	7	Read first time	57
Jan.	7	Referred to Committee on Judiciary	69
Jan.	13	Notice of hearing	94
Jan.	14	Co-introducer added	111
Jan.	26	Placed on General File	189
Jan.	29	Laid over	262
Feb.	2	Laid over	297
Feb.	3	Laid over	311
Feb.	9	Laid over	435
Feb.	10	Bracketed	448
Feb.	11	Laid over	459
Feb.	16	Motion. Indefinitely postponed	520

LEGISLATIVE BILL 141 By Luedtke, Waldron

Jan.	7	Read first time	58
Jan.	7	Referred to Committee on Constitutional Revision	69
Jan.	12	Notice of hearing	91
Feb.	1	Placed on General File	272

LEGISLATIVE BILL 142 By Carpenter

Jan. 7	Read first time	58
Jan. 7	Referred to Committee on Education	69
Jan. 13	Notice of hearing	94
Feb. 19	Indefinitely postponed	582

LEGISLATIVE BILL 143 By Carpenter

Jan. 7	Read first time	58
Jan. 7	Referred to Committee on Banking, Commerce & Insurance	69
Jan. 12	Notice of hearing	83
Jan. 27	Indefinitely postponed	211

LEGISLATIVE BILL 144 By Carpenter

Jan. 7	Read first time	58
Jan. 7	Referred to Committee on Public Health and Welfare	69
Jan. 19	Notice of hearing	124
Mar. 18	Indefinitely postponed	953

LEGISLATIVE BILL 145 By Carpenter

Jan. 7	Read first time	58
Jan. 7	Referred to Committee on Public Health and Welfare	69
Jan. 19	Notice of hearing	124
Feb. 8	Indefinitely postponed	360

LEGISLATIVE BILL 146 By Hasebroock, Syas, Luedtke

Jan. 11	Read first time	73
Jan. 12	Referred to Committee on Constitutional Revision	83
Jan. 14	Notice of hearing	116
Feb. 4	Placed on General File	328

LEGISLATIVE BILL 147 By Lewis

Jan. 11	Read first time	73
Jan. 12	Referred to Committee on Public Health and Welfare	83
Jan. 20	Notice of hearing	149
Feb. 8	Placed on General File	359
Feb. 12	Referred for review	493
Feb. 16	Placed on Select File	516
Feb. 17	Referred for engrossment	533
Feb. 18	Replaced on Select File	542
Feb. 19	Referred for engrossment	571

Feb.	25	Correctly engrossed	627
Mar.	2	Motion. Returned to Select File	681
Mar.	2	Referred for engrossment	687
Mar.	4	Correctly re-engrossed	719
Mar.	9	Final Reading	788
Mar.	10	Correctly enrolled	801
Mar.	10	President signed	802
Mar.	11	Presented to Governor	837
Mar.	17	Approved by Governor	923

LEGISLATIVE BILL 148 By Lewis

Jan.	11	Read first time	73
Jan.	12	Referred to Committee on Public Health and Welfare	83
Jan.	20	Notice of hearing	149
Feb.	8	Placed on General File	359
Feb.	12	Referred for review	495
Feb.	16	Placed on Select File	516
Feb.	17	Referred for engrossment	533
Feb.	18	Replaced on Select File	542
Feb.	19	Referred for engrossment	571
Feb.	25	Correctly engrossed	627
Mar.	1	Request	671
Mar.	2	Motion. Returned to Select File	682
Mar.	2	Refferred for engrossment	686
Mar.	4	Replaced on Select File	717
Mar.	5	Referred for engrossment	745
Mar.	10	Bracketed	799
Mar.	15	Unbracketed	877
Mar.	17	Correctly re-engrossed	921
Mar.	22	Final Reading	973
Mar.	22	Explanation of vote	986
Mar.	23	Correctly enrolled	991
Mar.	23	President signed	992
Mar.	24	Presented to Governor	1014
Mar.	29	Approved by Governor	1057

LEGISLATIVE BILL 149 By Lewis

Jan.	11	Read first time	74
Jan.	12	Referred to Committee on Judiciary	83
Jan.	14	Notice of hearing	110
Jan.	29	Indefinitely postponed	263

LEGISLATIVE BILL 150 By Lewis

Jan.	11	Read first time	74
Jan.	12	Referred to Committee on Public Health and Welfare	83
Jan.	20	Notice of hearing	149

Feb.	8	Placed on General File	359
Feb.	12	Referred for review	495
Feb.	16	Placed on Select File	516
Feb.	17	Referred for engrossment	533
Feb.	19	Correctly engrossed	566
Feb.	25	Final Reading	633
Feb.	26	Correctly enrolled. Speaker signed	651
Mar.	1	Presented to Governor	659
Mar.	3	Approved by Governor	693

LEGISLATIVE BILL 151 By Lewis

Jan.	11	Read first time	74
Jan.	12	Referred to Committee on Public Works	83
Jan.	14	Notice of hearing	117
Feb.	2	Indefinitely postponed	299

LEGISLATIVE BILL 152 By Carpenter

Jan.	11	Read first time	74
Jan.	12	Referred to Committee on Banking, Commerce, and Insurance	83
Jan.	14	Notice of hearing	110
Jan.	28	Indefinitely postponed	239
Jan.	29	Motion. Laid over	261
Feb.	1	Motion renewed. Placed on General File	277
Feb.	3	Bracketed	315
Mar.	8	Unbracketed	770
Mar.	8	Laid over	772
Mar.	9	Bracketed	792
Mar.	16	Bracketed	901
Mar.	24	Laid over	1014
Mar.	31	Laid over	1117
Apr.	7	Bracketed	1224
Apr.	19	Laid over	1352
Apr.	20	Bracketed	1380
Apr.	28	Referred for review	1538
May	5	Placed on Select File	1661
May	6	Referred for engrossment	1712
May	10	Replaced on Select File	1776
May	11	Referred for engrossment	1822
May	13	Replaced on Select File	1885
May	13	Referred for engrossment	1889
May	17	Correctly engrossed	1956
May	19	Final Reading	2035
May	19	Explanation of vote	2059
May	19	Correctly enrolled	2060
May	19	President signed	2062
May	19	Presented to Governor	2067
May	25	Approved by Governor	2100

LEGISLATIVE BILL 152A By Carpenter

May	11	Read first time. Placed on General File	839
May	13	Referred for review	1900
May	14	Placed on Select File	1918
May	14	Referred for engrossment	1944
May	17	Correctly engrossed	1956
May	20	Final Reading	2071
May	20	Correctly enrolled	2086
May	20	President signed	2087
May	20	Presented to Governor	2089
May	25	Approved by Governor	2100

LEGISLATIVE BILL 153 By Carpenter

Jan.	11	Read first time	74
Jan.	12	Referred to Committee on Urban Affairs	83
Jan.	20	Notice of hearing	140
Feb.	8	Indefinitely postponed	360

LEGISLATIVE BILL 154 By Carpenter

Jan.	11	Read first time	74
Jan.	12	Referred to Committee on Urban Affairs	83
Jan.	20	Notice of hearing	140
Feb.	8	Indefinitely postponed	360

LEGISLATIVE BILL 155 By Carpenter

Jan.	11	Read first time	75
Jan.	12	Referred to Committee on Government and Military Affairs	83
Jan.	19	Notice of hearing	128
Feb.	2	Placed on General File	298
Feb.	10	Referred for review	449
Feb.	12	Placed on Select File	489
Feb.	15	Referred for engrossment	507
Feb.	17	Correctly engrossed	531
Feb.	23	Final Reading	590
Feb.	24	Correctly enrolled. Speaker signed	615
Feb.	25	Presented to Governor	638
Mar.	3	Approved by Governor	693
Mar.	3	Explanation of vote	695

LEGISLATIVE BILL 156 By Carpenter

Jan.	11	Read first time	75
Jan.	12	Referred to Committee on Urban Affairs	83
Jan.	20	Notice of hearing	140
Feb.	8	Indefinitely postponed	360

LEGISLATIVE BILL 157 By Carpenter

Jan.	11	Read first time	75
Jan.	12	Referred to Committee on Government and Military Affairs	83
Jan.	19	Notice of hearing	128
Feb.	1	Placed on General File	278
Feb.	3	Referred for review	314
Feb.	11	Placed on Select File	456
Feb.	12	Referred for engrossment	490
Feb.	16	Correctly engrossed	517
Feb.	19	Final Reading	568
Feb.	23	Correctly enrolled. President signed	589
Feb.	24	Presented to Governor	619
Feb.	25	Approved by Governor	625

LEGISLATIVE BILL 158 By Carpenter

Jan.	11	Read first time	75
Jan.	12	Referred to Committee on Revenue	83
Jan.	20	Notice of hearing	139
Feb.	15	Placed on General File	508
Feb.	23	Referred for review	606
Feb.	25	Placed on Select File	626
Feb.	26	Referred for engrossment	650
Mar.	2	Correctly engrossed	678
Mar.	5	Final Reading	739
Mar.	8	Correctly enrolled	760
Mar.	8	President signed	761
Mar.	9	Presented to Governor	792
Mar.	10	Approved by Governor	809

LEGISLATIVE BILL 159 By Proud, Ziebarth, Savage

Jan.	11	Read first time	75
Jan.	12	Referred to Committee on Urban Affairs	83
Jan.	13	Notice of hearing	97
Feb.	8	Indefinitely postponed	360
Feb.	10	Motion. Laid over	440
Feb.	15	Motion withdrawn	509

LEGISLATIVE BILL 160 By Skarda

Jan.	11	Read first time	80
Jan.	12	Referred to Committee on Government and Military Affairs	83
Jan.	19	Notice of hearing	128
Feb.	16	Indefinitely postponed	513

LEGISLATIVE BILL 161 By Chambers

Jan.	11	Read first time	80
Jan.	12	Referred to Committee on Miscellaneous Subjects	83
Jan.	25	Notice of hearing	178
Feb.	15	Placed on General File	499
Feb.	25	Referred for review	644
Mar.	1	Placed on Select File	659
Mar.	2	Referred for engrossment	686
Mar.	4	Replaced on Select File	717
Mar.	5	Referred for engrossment	745
Mar.	9	Correctly engrossed	787
Mar.	12	Final Reading	847
Mar.	15	Correctly enrolled	862
Mar.	15	President signed	863
Mar.	15	Explanation of vote	875
Mar.	16	Presented to Governor	899
Mar.	17	Approved by Governor	923

LEGISLATIVE BILL 162 By Klaver

Jan.	11	Read first time	80
Jan.	12	Referred to Committee on Miscellaneous Subjects	83
Jan.	19	Notice of hearing	134
Mar.	30	Placed on General File	1092
May	12	Motion lost. Motion. Indefinitely postponed	1874

LEGISLATIVE BILL 163 By Clark, Epke, Kremer

Jan.	11	Read first time	80
Jan.	12	Referred to Committee on Education	83
Jan.	13	Notice of hearing	94
Jan.	25	Placed on General File	169
Jan.	28	Referred for review	247
Feb.	1	Placed on Select File	274
Feb.	2	Referred for engrossment	296
Feb.	4	Correctly engrossed	329
Feb.	10	Final Reading	445
Feb.	11	Correctly enrolled. President signed	456
Feb.	12	Presented to Governor	494
Feb.	18	Approved by Governor	541

LEGISLATIVE BILL 164 By Maresh, Caprenter

Jan.	11	Read first time	80
Jan.	12	Referred to Committee on Government and Military Affairs	83
Jan.	19	Notice of hearing	128
Feb.	1	Placed on General File	278

Feb.	3	Referred for review	314
Feb.	11	Placed on Select File	456
Feb.	12	Referred for engrossment	490
Feb.	16	Correctly engrossed	517
Feb.	19	Final Reading	569
Feb.	23	Correctly enrolled. President signed	589
Feb.	24	Presented to Governor	619
Feb.	25	Approved by Governor	625

LEGISLATIVE BILL 165 By Maresh, Carpenter

Jan.	11	Read first time	81
Jan.	12	Referred to Committee on Miscellaneous Subjects	83
Jan.	19	Notice of hearing	134
Feb.	9	Placed on General File	435
Feb.	18	Referred for review	557
Feb.	23	Placed on Select File	589
Feb.	24	Referred for engrossment	616
Feb.	26	Correctly engrossed	648
Mar.	3	Final Reading	698
Mar.	4	Correctly enrolled. President signed	720
Mar.	5	Presented to Governor	751
Mar.	8	Approved by Governor	770

LEGISLATIVE BILL 166 By Moylan

Jan.	11	Read first time	81
Jan.	12	Referred to Committee on Urban Affairs	83
Jan.	26	Notice of hearing	184
Feb.	16	Placed on General File	524
Mar.	2	Referred for review	689
Mar.	4	Placed on Select File	718
Mar.	5	Referred for engrossment	746
Mar.	10	Correctly engrossed	801
Mar.	15	Final Reading	865
Mar.	16	Correctly enrolled. President signed	898
Mar.	17	Presented to Governor	926
Mar.	25	Approved by Governor	1022

LEGISLATIVE BILL 167 By Carpenter

Jan.	12	Read first time	86
Jan.	13	Referred to Committee on Revenue	94
Jan.	14	Notice of hearing	116
May	12	Motion lost	1872
May	12	Motion. Placed on General File	1873
May	14	Referred for review	1926
May	17	Placed on Select File	1953
May	17	Referred for engrossment	1974
May	18	Replaced on Select File	1998
May	18	Referred for engrossment	1999

May	18	Correctly engrossed	2032
May	25	Final Reading	2102
May	25	Correctly enrolled	2116
May	25	President signed	2117
May	25	Presented to Governor	2119
May	26	Approved by Governor	2169

LEGISLATIVE BILL 168 By Carpenter

Jan.	12	Read first time	86
Jan.	13	Referred to Committee on Government and Military Affairs	94
Jan.	19	Notice of hearing	128
Feb.	1	Indefinitely postponed	278

LEGISLATIVE BILL 169 By Carpenter

Jan.	12	Read first time	86
Jan.	13	Referred to Committee on Revenue	94
Jan.	14	Notice of hearing	116
Mar.	15	Indefinitely postponed	862

LEGISLATIVE BILL 170 By Carpenter

Jan.	12	Read first time	86
Jan.	13	Referred to Committee on Revenue	94
Jan.	14	Notice of hearing	116
Jan.	26	Notice of hearing. Reset	184
Mar.	25	Request. Laid over	1040
Mar.	29	Request renewed. Withdrawn	1066

LEGISLATIVE BILL 171 By Carpenter

Jan.	12	Read first time	86
Jan.	13	Referred to Committee on Revenue	94
Jan.	14	Notice of hearing	116
Jan.	26	Notice of hearing. Reset	184
Mar.	4	Indefinitely postponed	721

LEGISLATIVE BILL 172 By Carpenter

Jan.	12	Read first time	86
Jan.	13	Referred to Committee on Revenue	94
Jan.	14	Notice of hearing	116
Jan.	26	Notice of hearing. Reset	184
Apr.	26	Placed on General File	1483

LEGISLATIVE BILL 173 By Carpenter

Jan.	12	Read first time	86
Jan.	13	Referred to Committee on Miscellaneous Subjects	94
Jan.	19	Notice of hearing	134

LEGISLATIVE BILL 174 By Savage

Jan.	12	Read first time	87
Jan.	13	Referred to Committee on Public Health and Welfare	94
Jan.	25	Notice of hearing	178
Mar.	8	Placed on General File	781
Mar.	19	Referred for review	968
Mar.	23	Placed on Select File	991
Mar.	24	Referred for engrossment	1013
Mar.	29	Correctly engrossed	1060
Apr.	1	Final Reading	1128
Apr.	2	Correctly enrolled	1157
Apr.	2	President signed	1159
Apr.	2	Explanation of vote	1168
Apr.	5	Presented to Governor	1175
Apr.	7	Approved by Governor	1224

LEGISLATIVE BILL 175 By Orme, Stromer

Jan.	12	Read first time	87
Jan.	13	Referred to Committee on Education	94
Jan.	14	Notice of hearing	117
Jan.	28	Placed on General File	240
Feb.	2	Referred for review	297
Feb.	10	Placed on Select File	438
Feb.	11	Referred for engrossment	457
Feb.	15	Correctly engrossed	501
Feb.	16	Motion. Laid over	527
Feb.	17	Motion. Returned to Select File	531
Feb.	17	Referred for engrossment	532
Feb.	19	Correctly re-engrossed	566
Feb.	25	Final Reading	634
Feb.	26	Correctly enrolled. Speaker signed	651
Mar.	1	Presented to Governor	659
Mar.	3	Approved by Governor	693

LEGISLATIVE BILL 176 By Holmquist

Jan.	12	Read first time	87
Jan.	13	Referred to Committee on Labor	94
Feb.	10	Notice of hearing	438
Mar.	25	Placed on General File	1041
May	6	Bracketed	1715
May	11	Motion lost. Motion. Indefinitely postponed	1845

LEGISLATIVE BILL 177 By Simpson

Jan.	12	Read first time	87
Jan.	13	Referred to Committee on Banking, Commerce and Insurance	94

Jan.	14	Notice of hearing	110
Jan.	28	Placed on General File	228
Jan.	29	Motion	263
Feb.	9	Referred for review	435
Feb.	12	Placed on Select File	489
Feb.	15	Referred for engrossment	507
Feb.	17	Correctly engrossed	531
Feb.	23	Final Reading	591
Feb.	24	Correctly enrolled. Speaker signed	615
Feb.	25	Presented to Governor	638
Mar.	3	Approved by Governor	693
Mar.	3	Explanation of vote	695

LEGISLATIVE BILL 178 By Simpson

Jan.	12	Read first time	87
Jan.	13	Referred to Committee on Education	94
Jan.	14	Notice of hearing	117
Jan.	28	Placed on General File	240
Feb.	11	Laid over	460
Feb.	16	Laid over	521
Feb.	17	Referred for review	535
Feb.	19	Placed on Select File	565
Feb.	23	Referred for engrossment	600
Mar.	2	Correctly engrossed	678
Mar.	5	Bracketed	740
Mar.	17	Motion. Returned to Select File	922
Mar.	17	Referred for engrossment	925
Mar.	19	Replaced on Select File	957
Mar.	22	Referred for engrossment	975
Mar.	30	Correctly re-engrossed	1075
Apr.	2	Bracketed	1156
Apr.	26	Unbracketed	1483
Apr.	27	Final Reading	1497
Apr.	28	Correctly enrolled. President signed	1529
Apr.	29	Presented to Governor	1556
May	3	Approved by Governor	1610

LEGISLATIVE BILL 178A By Simpson

Feb.	17	Read first time. Placed on General File. Referred for review	536
Feb.	19	Placed on Select File	565
Feb.	23	Referred for engrossment	600
Feb.	24	Replaced on Select File	615
Feb.	25	Referred for engrossment	641
Mar.	2	Correctly engrossed	678
Mar.	5	Bracketed	740
Apr.	2	Unbracketed	1155
Apr.	2	Bracketed	1156

Apr.	26	Unbracketed	1483
Apr.	27	Final Reading	1498
Apr.	28	Correctly enrolled. President signed	1529
Apr.	29	Presented to Governor	1556
May	3	Approved by Governor	1610

LEGISLATIVE BILL 179 By Simpson

Jan.	12	Read first time	87
Jan.	13	Referred to Committee on Education	95
Jan.	14	Notice of hearing	117
Jan.	28	Placed on General File	240
Feb.	11	Laid over	460
Feb.	17	Referred for review	536
Feb.	19	Placed on Select File	565
Feb.	23	Motion lost	601
Feb.	24	Laid over	615
May	10	Unbracketed	1795
May	11	Referred for engrossment	1805
May	12	Replaced on Select File	1856
May	13	Referred for engrossment	1880
May	14	Correctly engrossed	1911
May	18	Final Reading	2003
May	18	Correctly enrolled. Speaker signed	2011
May	18	Presented to Governor	2019
May	25	Approved by Governor	2100

LEGISLATIVE BILL 179A By Simpson

Feb.	17	Read first time. Placed on General File	536
Feb.	17	Referred for review	537
Feb.	19	Placed on Select File	565
Feb.	23	Motion lost	601
Feb.	24	Laid over	615
May	10	Unbracketed	1795
May	11	Referred for engrossment	1806
May	12	Replaced on Select File	1856
May	13	Referred for engrossment	1880
May	14	Correctly engrossed	1911
May	18	Final Reading	2003
May	18	Correctly enrolled. Speaker signed	2011
May	18	Presented to Governor	2019
May	25	Approved by Governor	2100

LEGISLATIVE BILL 180 By Waldo, Wallwey, Nore

Jan.	12	Read first time	88
Jan.	13	Referred to Committee on Public Works	94
Jan.	14	Notice of hearing	117
Feb.	2	Indefinitely postponed	299

LEGISLATIVE BILL 181 By Marvel

Jan.	12	Read first time	88
Jan.	13	Referred to Committee on Appropriations	94
Jan.	13	Referred for review	99
Jan.	19	Placed on Select File	134
Jan.	20	Referred for engrossment	149
Jan.	21	Correctly engrossed	157
Jan.	26	Final Reading	190
Jan.	26	Correctly enrolled. President signed	201
Jan.	27	Presented to Governor	209
Jan.	28	Approved by Governor	227

LEGISLATIVE BILL 182 By Orme, Waldo, Elrod

Jan.	12	Read first time	88
Jan.	13	Referred to Committee on Miscellaneous Subjects	94
Jan.	19	Notice of hearing	134
Mar.	2	Indefinitely postponed	691
Mar.	3	Motion. Laid over	715
Mar.	4	Motion renewed. Motion lost	724

LEGISLATIVE BILL 183 By Syas

Jan.	12	Read first time	89
Jan.	13	Referred to Committee on Agriculture and Recreation	94
Jan.	21	Notice of hearing	151
Mar.	3	Placed on General File	709
Apr.	7	Co-introducer added. Co-introducer withdrawn Laid over	1226
Apr.	7	Motion. Motion lost. Co-introducer added. Co-introducer withdrawn. Change of order.	1237
May	17	Unbracketed	1983
May	17	Referred for review	1985
May	18	Placed on Select File	2018
May	18	Referred for engrossment	2024
May	19	Correctly engrossed	2066
May	26	Final Reading	2126
May	26	Correctly enrolled. President signed	2130
May	26	Presented to Governor	2144
May	26	Approved by Governor	2169

LEGISLATIVE BILL 184 By Syas

Jan.	12	Read first time	89
Jan.	13	Referred to Committee on Judiciary	94
Jan.	14	Notice of hearing	110
Feb.	10	Placed on General File	446
Feb.	18	Referred for review	557

Feb. 23	Placed on Select File	589
Feb. 24	Referred for engrossment	616
Feb. 26	Correctly engrossed	648
Feb. 3	Final Reading	698
Mar. 4	Correctly enrolled. President signed	720
Mar. 5	Presented to Governor	751
Mar. 8	Approved by Governor	770

LEGISLATIVE BILL 185 By Swanson

Jan. 12	Read first time	89
Jan. 13	Referred to Committee on Banking, Commerce and Insurance	94
Jan. 14	Notice of hearing	110
Jan. 19	Placed on General File	576
Mar. 9	Referred for review	793
Mar. 11	Placed on Select File	821
Mar. 12	Referred for engrossment	852
Mar. 17	Correctly engrossed	921
Mar. 22	Final Reading	973
Mar. 23	Explanation of vote	986
Mar. 23	Correctly enrolled	991
Mar. 23	President signed	992
Mar. 24	Presented to Governor	1014
Mar. 29	Approved by Governor	1057

LEGISLATIVE BILL 186 By Snyder

Jan. 12	Read first time	89
Jan. 13	Referred to Committee on Urban Affairs	94
Jan. 20	Notice of hearing	140
Feb. 8	Placed on General File	360
Feb. 12	Referred for review	495
Feb. 16	Placed on Select File	516
Feb. 17	Referred for engrossment	533
Feb. 19	Correctly engrossed	566
Feb. 25	Final Reading	635
Feb. 26	Correctly enrolled. Speaker signed	651
Mar. 1	Presented to Governor	659
Mar. 3	Approved by Governor	693

LEGISLATIVE BILL 187 By Luedtke, Simpson, Proud

Jan. 12	Read first time	90
Jan. 13	Referred to Committee on Judiciary	94
Jan. 14	Notice of hearing	110
Jan. 29	Placed on General File	263
Feb. 2	Referred for review	297
Feb. 10	Placed on Select File	439
Feb. 11	Referred for engrossment	457
Feb. 15	Correctly engrossed	501

Feb.	18	Final Reading	548
Feb.	19	Correctly enrolled	566
Feb.	19	President signed	567
Feb.	23	Presented to Governor	588
Feb.	25	Approved by Governor	625

LEGISLATIVE BILL 188 By Proud

Jan.	12	Read first time	90
Jan.	13	Referred to Committee on on Urban Affairs	94
Jan.	20	Notice of hearing	140
Feb.	24	Placed on General File	610
Mar.	11	Co-introducer added	822
Mar.	18	Bracketed	954
Apr.	29	Unbracketed	1557
Apr.	29	Request. Laid over	1563
May	4	Co-introducer added. Referred for review	1638
May	10	Placed on Select File	1777
May	11	Referred for engrossment	1822
May	12	Bracketed	1873
May	13	Unbracketed. Motion. Referred for engrossment	1905
May	14	Replaced on Select File	1955
May	17	Referred for engrossment	1975
May	17	Correctly engrossed	1977
May	19	Final reading	2036
May	19	Explanation of vote	2059
May	19	Correctly enrolled	2060
May	19	President signed	2062
May	19	Presented to Governor	2067
May	25	Approved by Governor	2097

LEGISLATIVE BILL 189 By Proud

Jan.	12	Read first time	90
Jan.	13	Referred to Committee on Labor	94
Jan.	26	Notice of hearing	184
Feb.	23	Placed on General File	587
Mar.	22	Motion. Indefinitely postponed	978

LEGISLATIVE BILL 190 By Waldron, Craft, Kremer

Jan.	12	Read first time	91
Jan.	13	Referred to Committee on Government and Military Affairs	94
Jan.	19	Notice of hearing	128
Feb.	1	Placed on General File	278
Feb.	3	Laid over	315
Feb.	19	Request	585
Feb.	25	Unbracketed. Referred for review	643
Mar.	1	Placed on Select File	659

Mar.	2	Referred for engrossment	686
Mar.	4	Correctly engrossed	719
Mar.	9	Final Reading	788
Mar.	10	Correctly enrolled	801
Mar.	10	President signed	802
Mar.	11	Presented to Governor	837
Mar.	16	Approved by Governor	900

LEGISLATIVE BILL 191 By Waldron, Craft, Kremer

Jan.	12	Read first time	91
Jan.	13	Referred to Committee on Government and Military Affairs	94
Jan.	19	Notice of hearing	128
Feb.	1	Placed on General File	278
Feb.	3	Referred for review	315
Feb.	12	Placed on Select File	489
Feb.	15	Laid over	507
Feb.	16	Referred for engrossment	518
Feb.	18	Replaced on Select File	542
Feb.	19	Referred for engrossment	571
Feb.	26	Correctly engrossed	648
Mar.	3	Request	699
Mar.	5	Laid over	744
Mar.	9	Request	789
Apr.	29	Motion. Returned to Select File	1556
May	3	Replaced on Select File	1604
May	4	Referred for engrossment	1630
May	6	Correctly re-engrossed	1696
May	10	Final Reading	1773
May	11	Correctly enrolled	1838
May	11	President signed	1839
May	12	Presented to Governor	1870
May	17	Approved by Governor	1967

LEGISLATIVE BILL 192 By Goodrich

Jan.	12	Read first time	92
Jan.	13	Referred to Committee on Public Works	94
Jan.	20	Notice of hearing	148
Feb.	16	Placed on General File	525
Mar.	2	Referred for review	689
Mar.	4	Placed on Select File	719
Mar.	5	Referred for engrossment	746
Mar.	10	Correctly engrossed	801
Mar.	15	Final Reading	865
Mar.	16	Correctly enrolled. President signed	898
Mar.	17	Presented to Governor	926
Mar.	25	Approved by Governor	1022

LEGISLATIVE BILL 193 By Kokes, Nore

Jan.	13	Read first time	96
Jan.	14	Referred to Committee on Public Works	109
Jan.	20	Notice of hearing	148
Feb.	2	Placed on General File	298
Feb.	3	Referred for review	316
Feb.	12	Placed on Select File	489
Feb.	15	Referred for engrossment	508
Feb.	17	Correctly engrossed	531
Feb.	24	Final Reading	612
Feb.	25	Correctly enrolled. President signed	627
Feb.	26	Presented to Governor	651
Mar.	3	Approved by Governor	693

LEGISLATIVE BILL 194 By Luedtke

Jan.	13	Read first time	96
Jan.	14	Referred to Committee on Nebraska Retirement Systems Advisory	109
Apr.	5	Notice of hearing	1176

LEGISLATIVE BILL 195 By Proud

Jan.	13	Read first time	96
Jan.	14	Referred to Committee on Public Works	109
Jan.	20	Notice of hearing	148
Mar.	3	Placed on General File	715
Mar.	11	Co-introducers added	822
Apr.	13	Referred for review	1259
Apr.	15	Placed on Select File	1280
Apr.	16	Referred for engrossment	1317
Apr.	20	Correctly engrossed	1374
Apr.	23	Final Reading	1431
Apr.	26	Correctly enrolled	1474
Apr.	26	President signed	1475
Apr.	27	Presented to Governor	1504
Apr.	30	Approved by Governor	1582

LEGISLATIVE BILL 196 By Luedtke, Whitney

Jan.	13	Read first time	96
Jan.	14	Referred to Committee on Constitutional Revision	109
Jan.	20	Notice of hearing	140
Feb.	3	Placed on General File	307

LEGISLATIVE BILL 197 By Luedtke, Whitney

Jan.	13	Read first time	97
Jan.	14	Referred to Committee on Constitutional Revision	109
Jan.	20	Notice of hearing	140
Feb.	2	Indefinitely postpone	288

LEGISLATIVE BILL 198 By Hasebroock, Whitney, Syas

Jan.	13	Read first time	97
Jan.	14	Referred to Committee on Constitutional Revision	109
Jan.	20	Notice of hearing	140
Feb.	2	Indefinitely postponed	288

LEGISLATIVE BILL 199 By Carpenter

Jan.	13	Read first time	97
Jan.	14	Referred to Committee on Urban Affairs	109
Jan.	20	Notice of hearing	140
Feb.	8	Indefinitely postponed	360

LEGISLATIVE BILL 200 By Carpenter

Jan.	13	Read first time	98
Jan.	14	Referred to Committee on Revenue	109
Jan.	20	Notice of hearing	140
Mar.	4	Indefinitely postponed	721

LEGISLATIVE BILL 201 By Carpenter

Jan.	13	Read first time	98
Jan.	14	Referred to Committee on Revenue	109
Jan.	20	Notice of hearing	140
Apr.	2	Indefinitely postponed	1160

LEGISLATIVE BILL 202 By Carpenter

Jan.	13	Read first time	98
Jan.	14	Referred to Committee on Revenue	109
Jan.	20	Notice of hearing	139
Mar.	4	Indefinitely postponed	721

LEGISLATIVE BILL 203 By Carpenter

Jan.	13	Read first time	98
Jan.	14	Referred to Committee on Revenue	109
Jan.	20	Notice of hearing	139
Feb.	17	Indefinitely postponed	538

LEGISLATIVE BILL 204 By Carpenter

Jan.	13	Read first time	98
Jan.	14	Reference to Committee on Banking, Commerce and Insurance	109
Jan.	29	Notice of hearing	252
Feb.	10	Indefinitely postponed	451

LEGISLATIVE BILL 205 By Carpenter

Jan.	13	Read first time	98
Jan.	14	Referred to Committee on Revenue	109
Jan.	20	Notice of hearing	140
Jan.	26	Hearing cancelled	184
Feb.	17	Notice of hearing. Reset	537
Mar.	16	Indefinitely postponed	891

LEGISLATIVE BILL 206 By Burbach

Jan.	13	Read first time	99
Jan.	14	Referred to Committee on Revenue	109
Jan.	20	Notice of hearing	139
Feb.	15	Placed on General File	508
Feb.	23	Laid over	606
Feb.	26	Considered	652
Feb.	26	Motion lost	653
Feb.	26	Referred for review	654
Mar.	2	Placed on Select File	676
Mar.	3	Referred for engrossment	701
Mar.	5	Correctly engrossed	732
Mar.	10	Final Reading	802
Mar.	11	Correctly enrolled. President signed	821
Mar.	12	Presented to Governor	853
Mar.	17	Approved by Governor	923

LEGISLATIVE BILL 207 By Burbach, Johnson

Jan.	13	Read first time	99
Jan.	14	Referred to Committee on Miscellaneous Subjects	109
Jan.	19	Notice of hearing	137
Feb.	15	Indefinitely postponed	499

LEGISLATIVE BILL 208 By Morgan

Jan.	13	Read first time	99
Jan.	14	Referred to Committee on Urban Affairs	109
Jan.	14	Co-introducer added	122
Jan.	26	Notice of hearing	184
Feb.	18	Placed on General File	558
Mar.	3	Laid over	713

Mar. 5	Laid over	747
Mar. 8	Motion. Laid over	773
Mar. 9	Referred for review	792
Mar. 11	Placed on Select File	820
Mar. 12	Referred for engrossment	851
Mar. 16	Correctly engrossed	896
Mar. 19	Laid over	959
Mar. 22	Final Reading	974
Mar. 22	Explanation of vote	986
Mar. 23	Correctly enrolled	991
Mar. 23	President signed	992
Mar. 24	Presented to Governor	1014
Mar. 29	Approved by Governor	1057

LEGISLATIVE BILL 209 By Waldo, C. Carsten

Jan. 13	Read first time	100
Jan. 14	Referred to Committee on Government and Military Affairs	109
Jan. 19	Notice of hearing	128
Feb. 16	Placed on General File	513
Mar. 1	Referred for Review	670
Mar. 3	Placed on Select File	693
Mar. 4	Referred for engrossment	723
Mar. 8	Correctly engrossed	760
Mar. 11	Final Reading	832
Mar 12	Correctly enrolled. President signed	853
Mar. 15	Presented to Governor	861
Mar. 17	Approved by Governor	923

LEGISLATIVE BILL 210 By Ziebarth, Whitney, Kennedy, Simpson

Jan. 13	Read first time	100
Jan. 14	Referred to Committee on Education	109
Jan. 14	Notice of hearing	117
Jan. 28	Placed on General File	241
Feb. 2	Referred for review	297
Feb. 10	Placed on Select File	438
Feb. 11	Referred for engrossment	457
Feb. 15	Correctly engrossed	501
Feb. 18	Final Reading	548
Feb. 19	Correctly enrolled	566
Feb. 19	President signed	567
Feb. 23	Presented to Governor	588
Feb. 25	Approved by Governor	625

LEGISLATIVE BILL 211 By Ziebarth, Whitney, Kennedy, Simpson

Jan. 13	Read first time	100
Jan. 14	Referred to Committee on Education	109
Jan. 14	Notice of hearing	117

Feb.	2	Placed on General File	303
Feb.	3	Laid over	316
Feb.	10	Referred for review	449
Feb.	19	Placed on Select File	565
Feb.	23	Referred for engrossment	600
Feb.	25	Correctly engrossed	627
Mar.	2	Final Reading	683
Mar.	3	Correctly enrolled	694
Mar.	3	President signed	695
Mar.	4	Presented to Governor	720
Mar.	5	Approved by Governor	746

LEGISLATIVE BILL 212 By Ziebarth, Whitney, Kennedy, Simpson

Jan.	13	Read first time	100
Jan.	14	Referred to Committee on Education	109
Jan.	14	Notice of hearing	117
Feb.	1	Placed on General File	272
Feb.	3	Referred for review	311
Feb.	10	Placed on Select File	439
Feb.	11	Referred for engrossment	458
Feb.	15	Correctly engrossed	501
Feb.	18	Final Reading	549
Feb.	19	Correctly enrolled.	566
Feb.	19	President signed	567
Feb.	23	Presented to Governor	588
Feb.	25	Approved by Governor	625

LEGISLATIVE BILL 213 By Ziebarth, Whitney, Kennedy, Simpson

Jan.	13	Read first time	100
Jan.	14	Referred to Committee on Education	109
Jan.	14	Notice of hearing	117
Feb.	1	Placed on General File	272
Feb.	3	Referred for review	311
Feb.	10	Placed on Select File	349
Feb.	11	Referred for engrossment	458
Feb.	15	Correctly engrossed	501
Feb.	18	Final Reading	550
Feb.	19	Correctly enrolled	566
Feb.	19	President signed	567
Feb.	23	Presented to Governor	588
Feb.	25	Approved by Governor	625

LEGISLATIVE BILL 214 By Ziebarth, Whitney, Kennedy, Simpson

Jan.	13	Read first time	101
Jan.	14	Referred to Committee on Education	109
Jan.	14	Notice of hearing	117
Feb.	1	Placed on General File	273
Feb.	3	Referred for review	312

Feb.	10	Placed on Select File	439
Feb.	11	Referred for engrossment	458
Feb.	15	Correctly engrossed	501
Feb.	18	Final Reading	550
Feb.	19	Correctly enrolled	566
Feb.	19	President signed	567
Feb.	23	Presented to Governor	588
Feb.	25	Approved by Governor	625

LEGISLATIVE BILL 215 By Ziebarth, Whitney, Kennedy, Simpson

Jan.	13	Read first time	101
Jan.	14	Referred to Committee on Education	109
Jan.	14	Notice of hearing	117
Feb.	1	Placed on General File	272
Feb.	3	Referred for review	312
Feb.	10	Placed on Select File	439
Feb.	11	Referred for engrossment	458
Feb.	15	Correctly engrossed	501
Feb.	18	Final Reading	551
Feb.	19	Correctly enrolled	566
Feb.	19	President signed	567
Feb.	23	Presented to Governor	588
Feb.	25	Approved by Governor	625

LEGISLATIVE BILL 216 By Ziebarth, Whitney, Kennedy, Simpson

Jan.	13	Read first time	101
Jan.	14	Referred to Committee on Education	109
Jan.	14	Notice of hearing	117
Feb.	1	Placed on General File	273
Feb.	3	Referred for review	312
Feb.	10	Placed on Select File	439
Feb.	11	Referred for engrossment	458
Feb.	15	Correctly engrossed	501
Feb.	18	Final Reading	552
Feb.	19	Correctly enrolled. President signed	567
Feb.	23	Presented to Governor	588
Feb.	25	Approved by Governor	625

LEGISLATIVE BILL 217 By Ziebarth, Kennedy, Whitney, Simpson

Jan.	13	Read first time	101
Jan.	14	Referred to Committee on Education	109
Jan.	14	Notice of hearing	117

LEGISLATIVE BILL 218 By Ziebarth, Kennedy, Whitney, Simpson

Jan.	13	Read first time	101
Jan.	14	Referred to Committee on Education	109

Jan.	20	Notice of hearing	140
Feb.	1	Placed on General File	273
Feb.	3	Referred for review	312
Feb.	10	Placed on Select File	439
Feb.	11	Referred for engrossment	458
Feb.	15	Correctly engrossed	501
Feb.	18	Final Reading	552
Feb.	19	Correctly enrolled. President signed	567
Feb.	23	Presented to Governor	588
Feb.	25	Approved by Governor	625

LEGISLATIVE BILL 219 By Ziebarth, Whitney, Kennedy, Simpson

Jan.	13	Read first time	101
Jan.	14	Referred to Committee on Education	109
Jan.	20	Notice of hearing	140
Feb.	1	Placed on General File	273
Feb.	3	Referred for review	312
Feb.	10	Placed on Select File	439
Feb.	11	Referred for engrossment	458
Feb.	15	Correctly engrossed	501
Feb.	18	Final Reading	553
Feb.	19	Correctly enrolled. President signed	567
Feb.	23	Presented to Governor	588
Feb.	25	Approved by Governor	625

LEGISLATIVE BILL 220 By Ziebarth, Whitney, Kennedy, Simpson

Jan.	13	Read first time	102
Jan.	14	Referred to Committee on Education	109
Jan.	20	Notice of hearing	140
Feb.	1	Placed on General File	273
Feb.	3	Referred for review	312
Feb.	10	Placed on Select File	439
Feb.	11	Referred for engrossment	458
Feb.	15	Correctly engrossed	501
Feb.	18	Final Reading	554
Feb.	19	Correctly enrolled. President signed	567
Feb.	23	Presented to Governor	588
Feb.	25	Approved by Governor	625

LEGISLATIVE BILL 221 By Elrod, Swanson, Mahoney, Morgan, DeCamp, Luedtke, Stahmer, Barnett, Goodrich, Snyder, Simpson, Orme, Stromer, Keyes, Hasebroock

Jan.	13	Read first time	102
Jan.	14	Referred to Committee on Government and Military Affairs	109
Jan.	19	Notice of hearing	128
Feb.	16	Placed on General File	513
Mar.	1	Co-introducer added. Referred for review	670

Mar.	3	Placed on Select File	693
Mar.	4	Referred for engrossment	723
Mar.	8	Correctly engrossed	760
Mar.	11	Final Reading	832
Mar.	12	Correctly enrolled. President signed	853
Mar.	15	Presented to Governor	861
Mar.	15	Explanation of vote	875
Mar.	17	Approved by Governor	922

LEGISLATIVE BILL 222 By Marvel

Jan.	13	Read first time	102
Jan.	14	Referred to Committee on Agriculture and Recreation	109
Jan.	21	Notice of hearing	151
Feb.	8	Placed on General File	357
Feb.	12	Referred for review	492
Feb.	16	Placed on Select File	516
Feb.	17	Referred for engrossment	533
Feb.	19	Replaced on Select File	565
Feb.	23	Referred for engrossment	600
Feb.	25	Correctly engrossed	627
Mar.	2	Final Reading	683
Mar.	3	Correctly enrolled. President signed	695
Mar.	4	Presented to Governor	720
Mar.	5	Approved by Governor	746

LEGISLATIVE BILL 223 By Marvel

Jan.	13	Read first time	102
Jan.	14	Referred to Committee on Appropriations	109
Mar.	16	Notice of hearing	904
Mar.	29	Placed on General File	1059
Apr.	16	Referred for review	1333
Apr.	22	Placed on Select File	1404
Apr.	23	Referred for engrossment	1460
Apr.	27	Correctly engrossed	1494
Apr.	30	Final Reading	1569
May	3	Correctly enrolled	1608
May	3	President signed	1609
May	4	Presented to Governor	1643
May	11	Approved by Governor	1801

LEGISLATIVE BILL 224 By Marvel

Jan.	13	Read first time	102
Jan.	14	Referred to Committee on Appropriations	109
Mar.	16	Notice of hearing	904
Mar.	29	Placed on General File	1059
Apr.	16	Referred for review	1333
Apr.	22	Placed on Select File	1404

Apr.	23	Referred for engrossment	1460
Apr.	27	Correctly engrossed	1494
Apr.	30	Final Reading	1570
May	3	Correctly enrolled	1608
May	3	President signed	1609
May	4	Presented to Governor	1643
May	11	Approved by Governor	1801

LEGISLATIVE BILL 225 By Marvel

Jan.	13	Read first time	102
Jan.	14	Referred to Committee on Appropriations	109
Mar.	16	Notice of hearing	904
Mar.	29	Placed on General File	1059
Apr.	16	Referred for review	1333
Apr.	22	Placed on Select File	1404
Apr.	23	Referred for engrossment	1460
Apr.	27	Correctly engrossed	1494
Apr.	30	Final Reading	1570
May	3	Correctly enrolled	1608
May	3	President signed	1609
May	4	Presented to Governor	1643
May	11	Approved by Governor	1801

LEGISLATIVE BILL 226 By Marvel

Jan.	13	Read first time	103
Jan.	14	Referred to Committee on Appropriations	109
Mar.	16	Notice of hearing	904
Mar.	25	Placed on General File	1042
Apr.	6	Referred for review	1210
Apr.	13	Placed on Select File	1242
Apr.	13	Referred for engrossment	1249
Apr.	20	Correctly engrossed	1374
Apr.	23	Final Reading	1431
Apr.	26	Correctly enrolled	1474
Apr.	26	President signed	1475
Apr.	27	Presented to Governor	1504
Apr.	30	Approved by Governor	1582

LEGISLATIVE BILL 227 By Ziebarth, Kennedy, Whitney, Simpson

Jan.	13	Read first time	103
Jan.	14	Referred to Committee on Education	109
Jan.	20	Notice of hearing	140
Feb.	2	Placed on General File	303
Feb.	3	Laid over	316
Feb.	11	Referred for review	460
Feb.	15	Placed on Select File	500
Feb.	16	Referred for engrossment	519
Feb.	18	Correctly engrossed	555

Feb.	23	Final Reading	597
Feb.	24	Correctly enrolled. Speaker signed	615
Feb.	25	Presented to Governor	638
Mar.	3	Approved by Governor	693
Mar.	3	Explanation of vote	695

LEGISLATIVE BILL 228 By Keyes

Jan.	14	Read first time	112
Jan.	19	Referred to Committee on Public Health and Welfare	124
Jan.	25	Notice of hearing	178
Feb.	10	Indefinitely postponed	438

LEGISLATIVE BILL 229 By Keyes

Jan.	14	Read first time	112
Jan.	19	Referred to Committee on Public Health and Welfare	124
Jan.	25	Notice of hearing	178
Feb.	11	Indefinitely postponed	455

LEGISLATIVE BILL 230 By Goodrich, Syas

Jan.	14	Read first time	112
Jan.	19	Referred to Committee on Urban Affairs	124
Jan.	26	Notice of hearing	184
Feb.	4	Motion. Laid over	346
Feb.	8	Motion renewed. Withdrawn	388
Feb.	8	Hearing cancelled	404

LEGISLATIVE BILL 231 By Carpenter

Jan.	14	Read first time	112
Jan.	19	Referred to Committee on Government and Military Affairs	124
Jan.	19	Notice of hearing	128
Feb.	24	Placed on General File	618
Mar.	22	Referred for review	979
Mar.	24	Placed on Select File	1009
Mar.	25	Referred for engrossment	1033
Mar.	29	Correctly engrossed	1060
Apr.	1	Final Reading	1129
Apr.	2	Correctly enrolled	1158
Apr.	2	President signed	1159
Apr.	2	Explanation of vote	1168
Apr.	5	Presented to Governor	1175
Apr.	7	Approved by Governor	1224

LEGISLATIVE BILL 232 By Carpenter

Jan.	14	Read first time	112
Jan.	19	Referred to Committee on Government and Military Affairs	124
Jan.	19	Notice of hearing	129
Mar.	1	Placed on General File	678
Apr.	5	Motion lost	1184
Apr.	7	Laid over	1224
Apr.	16	Request. Laid over	1334
Apr.	20	Renewed request. Withdrawn	1380

LEGISLATIVE BILL 233 By Carpenter

Jan.	14	Read first time	113
Jan.	19	Referred to Committee on Government and Military Affairs	124
Jan.	19	Notice of hearing	129
Mar.	17	Indefinitely postponed	937

LEGISLATIVE BILL 234 By Carpenter

Jan.	14	Read first time	113
Jan.	19	Referred to Committee on Miscellaneous Subjects	124
Jan.	19	Notice of hearing	134
Feb.	12	Placed on General File	473
Feb.	23	Request	602
Feb.	23	Request	604
Feb.	25	Request. Laid over	643
Mar.	1	Referred for review	669
Mar.	4	Placed on Select File	717
Mar.	5	Referred for engrossment	745
Mar.	10	Correctly engrossed	801
Mar.	15	Motion lost. Final Reading	866
Mar.	16	Correctly enrolled. President signed	898
Mar.	17	Presented to Governor	913
Mar.	18	Approved by Governor	942

LEGISLATIVE BILL 235 By Carpenter

Jan.	14	Read first time	113
Jan.	19	Referred to Committee on Public Works	124
Jan.	20	Notice of hearing	148
Feb.	2	Indefinitely postponed	299

LEGISLATIVE BILL 236 By Stahmer

Jan.	14	Read first time	113
Jan.	19	Referred to Committee on Urban Affairs	124
Jan.	26	Notice of hearing	184

Mar.	1	Placed on General File	660
Mar.	23	Bracketed	996
Mar.	30	Laid over	1080
Apr.	13	Laid over	1250
Apr.	16	Change of order	1320

LEGISLATIVE BILL 237 By Stahmer

Jan.	14	Read first time	113
Jan.	19	Referred to Committee on Urban Affairs	124
Jan.	26	Notice of hearing	184
Mar.	1	Placed on General File	660
Mar.	23	Bracketed	996
Mar.	30	Laid over	1080
Apr.	13	Laid over	1250
Apr.	16	Referred for review	1325
Apr.	21	Placed on Select File	1390
Apr.	22	Referred for engrossment	1416
Apr.	22	Bracketed	1424
Apr.	27	Unbracketed. Motion. Returned to Select File. Motion. Referred for engrossment	1507
Apr.	29	Replaced on Select File	1544
Apr.	30	Referred for engrossment	1581
May	4	Correctly engrossed	1623
May	6	Final Reading	1705
May	7	Correctly enrolled. Speaker signed	1742
May	10	Presented to Governor	1784
May	17	Approved by Governor	1967

LEGISLATIVE BILL 238 By Stahmer

Jan.	14	Read first time	113
Jan.	19	Referred to Committee on Urban Affairs	124
Jan.	26	Notice of hearing	184
Mar.	1	Placed on General File	660
Mar.	23	Bracketed	996
Mar.	30	Laid over	1080
Apr.	13	Laid over	1250
Apr.	16	Referred for review	1326
Apr.	21	Placed on Select File	1390
Apr.	22	Referred for engrossment	1417
Apr.	16	Replaced on Select File	1471
Apr.	27	Referred for engrossment	1546
Apr.	29	Correctly engrossed	1546
May	4	Final Reading	1623
May	5	Correctly enrolled. Speaker signed	1662
May	5	Explanation of vote	1684
May	6	Presented to Governor	1721
May	11	Approved by Governor	1801

LEGISLATIVE BILL 239 By Ziebarth, Whitney, Simpson

Jan.	14	Read first time	113
Jan.	19	Referred to Committee on Education	124
Jan.	25	Notice of hearing	170
Feb.	2	Indefinitely postponed	304

LEGISLATIVE BILL 240 By Barnett, Simpson

Jan.	14	Read first time	114
Jan.	19	Referred to Committee on Education	124
Jan.	20	Notice of hearing	148
Feb.	10	Indefinitely postponed	451

LEGISLATIVE BILL 241 By Holmquist

Jan.	14	Read first time	114
Jan.	19	Referred to Committee on Judiciary	124
Feb.	10	Request laid over	440
Feb.	11	Request renewed. Withdrawn	459

LEGISLATIVE BILL 242 By Holmquist, Wallwey

Jan.	14	Read first time	114
Jan.	19	Referred to Committee on Government and Military Affairs	124
Jan.	19	Notice of hearing	129
Feb.	16	Placed on General File	513
Mar.	1	Laid over	670
Mar.	2	Laid over	688
Mar.	3	Laid over	711
Mar.	8	Motion lost. Motion lost	770
Mar.	8	Motion. Indefinitely postponed	771

LEGISLATIVE BILL 243 By Schmit

Jan.	14	Read first time	114
Jan.	19	Referred to Committee on Public Words	124
Jan.	20	Notice of hearing	148
Feb.	2	Placed on General File	299
Feb.	11	Referred for review	460
Feb.	15	Placed on Select File	500
Feb.	16	Referred for engrossment	519
Feb.	18	Correctly engrossed	555
Feb.	23	Final Reading	598
Feb.	24	Correctly enrolled. Speaker signed	615
Feb.	25	Presented to Governor	638
Mar.	3	Approved by Governor	693
Mar.	3	Explanation of vote	695

LEGISLATIVE BILL 244 By Schmit

Jan.	14	Read first time	114
Jan.	19	Referred to Committee on Public Works	124
Jan.	20	Notice of hearing	148
Feb.	2	Placed on General File	299
Feb.	3	Referred for review	316
Feb.	12	Placed on Select File	489
Feb.	15	Referred for engrossment	508
Feb.	17	Correctly engrossed	531
Feb.	23	Final Reading	592
Feb.	24	Correctly enrolled. Speaker signed	615
Feb.	25	Presented to Governor	638
Mar.	3	Approved by Governor	693
Mar.	3	Explanation of vote	695

LEGISLATIVE BILL 245 By Luedtke

Jan.	14	Read first time	114
Jan.	19	Referred to Committee on Public Health and Welfare	124
Jan.	25	Notice of hearing	178
Mar.	8	Placed on General File	781
Mar.	19	Referred for review	969
Mar.	24	Placed on Select File	1007
Mar.	25	Referred for engrossment	1033
Mar.	29	Correctly engrossed	1060
Apr.	1	Final Reading	1130
Apr.	2	Correctly enrolled	1158
Apr.	2	President signed	1159
Apr.	2	Explanation of vote	1168
Apr.	5	Presented to Governor	1175
Apr.	7	Approved by Governor	1224

LEGISLATIVE BILL 245A By Luedtke

May	11	Read first time. Placed on General File	1839
May	13	Referred for review	1900
May	14	Placed on Select File	1918
May	14	Referred for engrossment	1944
May	17	Correctly engrossed	1956
May	19	Final Reading	2037
May	19	Explanation of vote	2059
May	19	Correctly enrolled	2060
May	19	President signed	2062
May	19	Presented to Governor	2067
May	25	Approved by Governor	2097

LEGISLATIVE BILL 246 By Luedtke

Jan.	14	Read first time	115
Jan.	19	Referred to Committee on Public Health and Welfare	124
Jan.	25	Notice of hearing	178
Mar.	8	Placed on General File	781
Mar.	19	Referred for review	969
Mar.	24	Placed on Select File	1008
Mar.	25	Referred for engrossment	1033
Mar.	29	Correctly engrossed	1060
Apr.	1	Final Reading	1130
Apr.	2	Correctly enrolled	1158
Apr.	2	President signed	1159
Apr.	2	Explanation of vote	1168
Apr.	5	Presented to Governor	1175
Apr.	7	Approved by Governor	1224

LEGISLATIVE BILL 246A By Luedtke

May	11	Read first time. Placed on General File	1839
May	13	Referred for review	1900
May	14	Placed on Select File	1918
May	14	Referred for engrossment	1944
May	17	Correctly engrossed	1956
May	20	Final Reading	2072
May	20	Correctly enrolled	2086
May	20	President signed	2087
May	20	Presented to Governor	2089
May	25	Approved by Governor	2097

LEGISLATIVE BILL 247 By Syas, Hasebroock

Jan.	14	Read first time	115
Jan.	19	Referred to Committee on Constitutional Revision	124
Jan.	21	Notice of hearing	152
Apr.	6	Placed on General File	1188

LEGISLATIVE BILL 248 By Orme, Waldo, Elrod

Jan.	14	Read first time	115
Jan.	19	Referred to Committee on Agriculture and Recreation	124
Feb.	12	Notice of hearing	494
Mar.	3	Placed on General File	709
Apr.	7	Referred for review	1226
Apr.	14	Placed on Select File	1266
Apr.	15	Referred for engrossment	1286
Apr.	20	Correctly engrossed	1375
Apr.	23	Final Reading	1432

Apr.	26	Correctly enrolled	1474
Apr.	26	President signed	1475
Apr.	27	Presented to Governor	1504
Apr.	30	Approved by Governor	1582

LEGISLATIVE BILL 249 By Luedtke

Jan.	14	Read first time	115
Jan.	19	Referred to Committee on Banking, Commerce and Insurance	124
Jan.	21	Notice of hearing	152
Feb.	2	Placed on General File	299
Feb.	3	Referred for review	316
Feb.	12	Placed on Select File	489
Feb.	15	Referred for engrossment	508
Feb.	17	Correctly engrossed	531
Feb.	23	Final Reading	592
Feb.	24	Correctly enrolled. Speaker signed	615
Feb.	25	Presented to Governor	638
Mar.	3	Approved by Governor	693
Mar.	3	Explanation of vote	695

LEGISLATIVE BILL 250 By Luedtke

Jan.	14	Read first time	115
Jan.	19	Referred to Committee on Judiciary	124
Jan.	25	Notice of hearing	177
Feb.	8	Placed on General File	360
Feb.	12	Referred for review	495
Feb.	16	Placed on Select File	517
Feb.	17	Referred for engrossment	533
Feb.	19	Correctly engrossed	566
Feb.	25	Motion. Returned to Select File	635
Feb.	25	Laid over	641
Mar.	1	Request. Laid over	667
Mar.	2	Request renewed. Withdrawn	686

LEGISLATIVE BILL 251 By Luedtke

Jan.	14	Read first time	115
Jan.	19	Referred to Committee on Judiciary	124
Jan.	25	Notice of hearing	177
Feb.	10	Placed on General File	446
Feb.	18	Referred for review	557
Feb.	23	Placed on Select File	589
Feb.	24	Referred for engrossment	616
Feb.	26	Correctly engrossed	648

Mar.	3	Final Reading	699
Mar.	4	Correctly enrolled. President signed	720
Mar.	5	Presented to Governor	751
Mar.	8	Approved by Governor	770

LEGISLATIVE BILL 252 By Luedtke

Jan.	14	Read first time	115
Jan.	19	Referred to Committee on Judiciary	124
Jan.	25	Notice of hearing	177
Feb.	8	Placed on General File	360
Feb.	12	Referred for review	495
Feb.	16	Placed on Select File	517
Feb.	17	Referred for engrossment	533
Feb.	19	Replaced on Select File	565
Feb.	23	Referred for engrossment	600
Feb.	25	Correctly engrossed	627
Mar.	2	Final Reading	684
Mar.	3	Correctly enrolled. President signed	695
Mar.	4	Presented to Governor	720
Mar.	5	Approved by Governor	746

LEGISLATIVE BILL 253 By Waldron

Jan.	14	Read first time	116
Jan.	19	Referred to Committee on Revenue	124
Jan.	25	Notice of hearing	177
Feb.	4	Placed on General File	328
Feb.	11	Referred for review	461
Feb.	15	Placed on Select File	500
Feb.	16	Referred for engrossment	519
Feb.	18	Correctly engrossed	555
Feb.	23	Final Reading	598
Feb.	24	Correctly enrolled. Speaker signed	615
Feb.	25	Presented to Governor	638
Mar.	3	Approved by Governor	693
Mar.	3	Explanation of vote	695

LEGISLATIVE BILL 254 By Elrod, Barnett, Stromer, Craft, Snyder, Syas, Swanson, Keyes

Jan.	19	Read first time	129
Jan.	20	Referred to Committee on Education	140
Jan.	25	Notice of hearing	170
Feb.	2	Placed on General File	304
Feb.	11	Referred for review	460
Feb.	15	Placed on Select File	500
Feb.	16	Referred for engrossment	519
Feb.	18	Correctly engrossed	555
Feb.	24	Motion. Returned to Select File	613
Feb.	24	Referred for engrossment	616

Feb.	26	Replaced on Select File	647
Mar.	1	Referred for engrossment	668
Mar.	3	Correctly re-engrossed	694
Mar.	8	Final Reading	761
Mar.	9	Correctly enrolled	789
Mar.	9	President signed	790
Mar.	10	Presented to Governor	804
Mar.	12	Approved by Governor	858

LEGISLATIVE BILL 255 By Carpenter

Jan.	19	Read first time	129
Jan.	20	Referred to Committee on Labor	140
Jan.	26	Notice of hearing	184
Feb.	23	Indefinitely postponed	588
Feb.	25	Motion lost	641

LEGISLATIVE BILL 256 By Carpenter

Jan.	19	Read first time	129
Jan.	20	Referred to Committee on Revenue	140
Feb.	17	Notice of hearing	537
Apr.	22	Placed on General File	1420
May	14	Referred for review. Bracketed	1928
May	17	Placed on Select File	1953
May	17	Laid over	1974
May	18	Motion lost. Referred for engrossment	2025
May	19	Motion. Returned to Select File. Referred for engrossment	2064
May	20	Replaced on Select File	2084
May	20	Referred for engrossment	2085
May	20	Correctly engrossed	2089
May	26	Final Reading	2127
May	26	Correctly enrolled. President signed	2130
May	26	Presented to Governor	2144
May	28	Returned by Governor without approval. Letter	2170

LEGISLATIVE BILL 257 By Carpenter

Jan.	19	Read first time	129
Jan.	20	Referred to Committee on Government and Military Affairs	140
Jan.	26	Notice of hearing	206
Feb.	24	Placed on General File	618
Mar.	22	Motion lost	980
Mar.	31	Request	1117
May	14	Unbracketed. Referred for review	1925
May	17	Placed on Select File	1952
May	17	Referred for engrossment	1974
May	19	Correctly engrossed	2066

May	26	Final Reading	2128
May	26	Correctly enrolled. President signed	2140
May	26	Presented to Governor	2144
May	26	Approved by Governor	2169

LEGISLATIVE BILL 258 By Carpenter

Jan.	19	Read first time	129
Jan.	20	Referred to Committee on Appropriation	140
Feb.	23	Notice of hearing	608

LEGISLATIVE BILL 259 By Carpenter

Jan.	19	Read first time	130
Jan.	20	Referred to Committee on Public Works	140
Feb.	1	Notice of hearing	270
Mar.	9	Indefinitely postponed	796

LEGISLATIVE BILL 260 By Carpenter

Jan.	19	Read first time	130
Jan.	20	Referred to Committee on Miscellaneous Subjects	140
Jan.	25	Notice of hearing	178
Feb.	15	Indefinitely postponed	499

LEGISLATIVE BILL 261 By DeCamp

Jan.	19	Read first time	130
Jan.	20	Referred to Committee on Public Health and Welfare	140
Jan.	25	Notice of hearing	178
Jan.	29	Re-referred to Committee on Judiciary	268
Feb.	3	Hearing cancelled	322
Feb.	11	Notice of hearing. Reset	462
Feb.	16	Motion. Laid over	518
Feb.	17	Motion renewed. Withdrawn	531

LEGISLATIVE BILL 262 By Waldron

Jan.	19	Read first time	130
Jan.	20	Referred to Committee on Banking, Commerce and Insurance	140
Jan.	29	Notice of hearing	252
Feb.	19	Indefinitely postponed	577

LEGISLATIVE BILL 263 By Chambers, Klaver

Jan.	19	Read first time	130
Jan.	20	Referred to Committee on Education	140

Jan.	25	Notice of hearing	170
Feb.	2	Indefinitely postponed	304

LEGISLATIVE BILL 264 By Keyes

Jan.	19	Read first time	130
Jan.	20	Referred to Committee on Education	140
Jan.	25	Notice of hearing	170
Jan.	26	Hearing cancelled. Hearing reset	188
Mar.	10	Placed on General File	810
Apr.	22	Bracketed	1428
Apr.	28	Change of order	1534
Apr.	29	Considered	1558
Apr.	29	Co-Introducer added	1560
Apr.	29	Motion lost	1561
Apr.	30	Motion lost. Bracketed	1590
May	5	Referred for review	1684
May	11	Request	1824
May	11	Placed on Select File	1832
May	11	Referred for engrossment	1840
May	12	Replaced on Select File	1856
May	12	Referred for engrossment. Motion. Returned to Select File	1868
May	13	Replaced on Select File	1885
May	13	Referred for engrossment	1889
May	14	Correctly engrossed	1942
May	18	Motion lost	2004
May	18	Final Reading	2005
May	18	Correctly enrolled. Speaker signed	2011
May	18	Presented to Governor	2019
May	25	Returned by Governor without approval	2093
May	26	Motion lost	2152
May	26	Motion lost. Motion lost	2156
May	26	Motion lost	2165

LEGISLATIVE BILL 265 By Simpson

Jan.	19	Read first time	130
Jan.	20	Referred to Committee on Public Works	141
Jan.	20	Notice of hearing	149
Feb.	16	Placed on General File	525
Mar.	2	Laid over	689

Mar.	3	Laid over	711
Mar.	5	Referred for review	747
Mar.	10	Placed on Select File	800
Mar.	11	Referred for engrossment	838
Mar.	15	Replaced on Select File	862
Mar.	18	Correctly engrossed	944
Mar.	23	Final Reading	992
Mar.	24	Correctly enrolled. President signed	1009
Mar.	25	Presented to Governor	1034
Mar.	30	Approved by Governor	1081

LEGISLATIVE BILL 266 By Simpson

Jan.	19	Read first time	131
Jan.	20	Referred to Committee on Education	144
Jan.	25	Notice of hearing	170
Mar.	17	Placed on General File	926
May	5	Motion. Indefinitely postponed	1687
May	6	Motion. Laid over	1721
May	12	Motion	1876
May	14	Change of Order	1932
May	14	Referred for review	1948
May	14	Placed on Select File	1954
May	17	Referred for engrossment	1974
May	18	Correctly engrossed	2032
May	25	Final Reading	2102
May	25	Correctly enrolled	2116
May	25	President signed	2117
May	25	Presented to Governor	2119
May	26	Approved by Governor	2146

LEGISLATIVE BILL 267 By Stull

Jan.	19	Read first time	131
Jan.	20	Referred to Committee on Banking, Commerce and Insurance	141
Jan.	21	Notice of hearing	152
Mar.	1	Placed on General File	673
Mar.	10	Referred for review	807
Mar.	11	Placed on Select File	843
Mar.	12	Referred for engrossment	852
Mar.	15	Motion. Returned to Select File	875
Mar.	15	Referred for engrossment	876
Mar.	16	Correctly engrossed	896
Mar.	25	Final Reading	1024
Mar.	29	Correctly enrolled. Speaker signed	1062
Mar.	30	Presented to Governor	1081
Apr.	1	Approved by Governor	1134

LEGISLATIVE BILL 268 By Stull

Jan.	19	Read first time	131
Jan.	20	Referred to Committee on Public Health and Welfare	141
Jan.	25	Notice of hearing	178
Feb.	18	Placed on General File	558
Mar.	3	Referred for review	713
Mar.	5	Placed on Select File	732
Mar.	8	Referred for engrossment	769
Mar.	10	Correctly engrossed	801
Mar.	15	Final Reading	867
Mar.	16	Correctly enrolled, President signed	898
Mar.	17	Presented to Governor	926
Mar.	25	Approved by Governor	1022

LEGISLATIVE BILL 269 By Holmquist, Whitney

Jan.	19	Read first time	131
Jan.	20	Referred to Committee on Nebraska Retirement Systems Advisory	141
Feb.	18	Notice of hearing	556
Mar.	4	Placed on General File	721
Mar.	12	Referred for review	858
Mar.	17	Placed on Select File	920
Mar.	18	Referred for engrossment	951
Mar	23	Correctly engrossed	991
Mar.	31	Final Reading	1099
Apr.	1	Correctly enrolled	1124
Apr.	1	President signed	1125
Apr.	2	Presented to Governor	1159
Apr.	6	Approved by Governor	1196

LEGISLATIVE BILL 270 By Barnett, Orme

Jan.	19	Read first time	131
Jan.	20	Referred to Committee on Urban Affairs	141
Jan.	26	Notice of hearing	184
Mar.	16	Indefinitely postponed	897

LEGISLATIVE BILL 271 By Barnett, Orme

Jan.	19	Read first time	131
Jan.	20	Referred to Committee on Judiciary	141
Jan.	25	Notice of hearing	177
Feb.	8	Placed on General File	360
Feb.	12	Referred for review	496
Feb.	16	Placed on Select File	517
Feb.	17	Referred for engrossment	533

Feb.	19	Correctly engrossed	566
Feb.	25	Final Reading	636
Feb.	26	Correctly enrolled. Speaker signed	651
Mar.	1	Presented to Governor	659
Mar.	3	Approved by Governor	693

LEGISLATIVE BILL 272 By Barnett, Orme

Jan.	19	Read first time	132
Jan.	20	Referred to Committee on Public Health and Welfare	141
Jan.	27	Notice of hearing	224
Feb.	11	Indefinitely postponed	455

LEGISLATIVE BILL 273 By Barnett, Orme

Jan.	19	Read first time	132
Jan.	20	Referred to Committee on Miscellaneous Subjects	141
Jan.	25	Notice of hearing	178
Mar.	1	Indefinitely postponed	661

LEGISLATIVE BILL 274 By Proud

Jan.	19	Read first time	132
Jan.	20	Referred to Committee on Judiciary	141
Jan.	20	Co-introducer added	143
Jan.	25	Notice of hearing	178
Feb.	10	Motion lost. Placed on General File	446
Feb.	18	Referred for review	557
Feb.	23	Placed on Select File	589
Feb.	24	Laid over	616
Feb.	25	Bracketed	641
Mar.	4	Motion lost. Referred for engrossment	723
Mar.	8	Correctly engrossed	760
Mar.	11	Final Reading	833
Mar.	12	Correctly enrolled. President signed	853
Mar.	15	Presented to Governor	851
Mar.	15	Explanation of vote	875
Mar.	17	Approved by Governor	923

LEGISLATIVE BILL 275 By Proud

Jan.	19	Read first time	132
Jan.	20	Referred to Committee on Agriculture and Recreation	141
Jan.	27	Notice of hearing	209
Mar.	3	Indefinitely postponed	709

LEGISLATIVE BILL 276 By Proud

Jan.	19	Read first time	132
Jan.	20	Referred to Committee on Public Works	141
Jan.	20	Notice of hearing	149
Feb.	16	Placed on General File	525
Mar.	3	Referred for review	711
Mar.	5	Placed on Select File	731
Mar.	8	Referred for engrossment	768
Mar.	10	Correctly engrossed	801
Mar.	15	Final Reading	868
Mar.	16	Correctly enrolled. President signed	898
Mar.	17	Presented to Governor	926
Mar.	25	Approved by Governor	1022

LEGISLATIVE BILL 277 By Proud

Jan.	19	Read first time	132
Jan.	20	Referred to Committee on Judiciary	141
Jan.	25	Notice of hearing	178
Feb.	11	Indefinitely postponed	469
Feb.	15	Motion. Laid over	509
Feb.	19	Motion renewed. Motion lost	572

LEGISLATIVE BILL 278 By Carpenter

Jan.	19	Read first time	132
Jan.	20	Referred to Committee on Judiciary	141
Jan.	29	Notice of hearing	264
Mar.	29	Placed on General File	1064
Apr.	16	Referred for review	1334
May	3	Placed on Select File	1604
May	4	Referred for engrossment	1630
May	6	Replaced on Select File	1690
May	7	Referred for engrossment	1728
May	12	Correctly engrossed	1862
May	17	Final Reading	1957
May	17	Correctly enrolled. President signed	1977
May	17	Presented to Governor	1981
May	25	Approved by Governor	2099

LEGISLATIVE BILL 279 By Hasebroock

Jan.	19	Read first time	133
Jan.	20	Referred to Committee on Public Health and Welfare	141
Jan.	27	Notice of hearing	224

Feb.	11	Indefinitely postponed	455
Feb.	16	Motion. Laid over	518
Feb.	17	Motion renewed. Placed on General File	535
Mar.	3	Co-introducer added. Referred for review	711
Mar.	11	Placed on Select File	818
Mar.	12	Referred for engrossment	850
Mar.	16	Correctly engrossed	896
Mar.	19	Final Reading	959
Mar.	22	Correctly enrolled. President signed	972
Mar.	23	Presented to Governor	1003
Mar.	29	Approved by Governor	1057

LEGISLATIVE BILL 280 By Waldo

Jan.	19	Read first time	133
Jan.	20	Referred to Committee on Constitutional Revision	141
Jan.	21	Notice of hearing	152
Feb.	3	Indefinitely postponed	307

LEGISLATIVE BILL 281 By Carpenter

Jan.	19	Read first time	133
Jan.	20	Referred to Committee on Appropriations	141
Feb.	17	Motion. Placed on General File	534
Feb.	18	Request. Referred for review	556
Feb.	18	Placed on Select File. Referred for engrossment	559
Feb.	19	Correctly engrossed	566
Feb.	24	Motion. Final Reading	613
Feb.	25	Correctly enrolled. President signed	627
Feb.	26	Presented to Governor	651
Mar.	2	Approved by Governor	676

LEGISLATIVE BILL 282 By Orme, Barnett, Swanson

Jan.	19	Read first time	133
Jan.	20	Referred to Committee on Urban Affairs	141
Jan.	26	Notice of hearing	184
Mar.	30	Placed on General File	1070
Apr.	15	Referred for review	1296
Apr.	20	Placed on Select File	1373
Apr.	21	Referred for engrossment	1393
Apr.	23	Correctly engrossed	1446
Apr.	28	Final Reading	1517
Apr.	29	Correctly enrolled	1546
Apr.	29	President signed	1547
Apr.	30	Presented to Governor	1582
May	5	Approved by Governor	1647

LEGISLATIVE BILL 283 By Orme, Barnett, Swanson

Jan.	19	Read first time	133
Jan.	20	Referred to Committee on Urban Affairs	141
Jan.	26	Notice of hearing	184
Mar.	16	Indefinitely postponed	890

LEGISLATIVE BILL 284 By Duis

Jan.	19	Read first time	135
Jan.	20	Referred to Committee on Revenue	141
Jan.	25	Notice of hearing	177
Feb.	4	Indefinitely postponed	328

LEGISLATIVE BILL 285 By Maresh

Jan.	19	Read first time	135
Jan.	20	Referred to Committee on Agriculture and Recreation	141
Mar.	3	Notice of hearing	715
May	7	Placed on General File	1744

LEGISLATIVE BILL 286 By Goodrich

Jan.	19	Read first time	136
Jan.	20	Referred to Committee on Labor	141
Feb.	10	Notice of hearing	438
Mar.	19	Indefinitely postponed	970

LEGISLATIVE BILL 287 By Stahmer

Jan.	19	Read first time	136
Jan.	20	Referred to Committee on Education	141
Jan.	25	Notice of hearing	170
Mar.	4	Placed on General File	728
Mar.	29	Change of Order	1066
Mar.	30	Motion. Indefinitely postponed	1083

LEGISLATIVE BILL 288 By Stahmer

Jan.	19	Read first time	136
Jan.	20	Referred to Committee on Education	141
Jan.	25	Notice of hearing	170
Feb.	19	Indefinitely postponed	582

LEGISLATIVE BILL 289 By Stahmer

Jan.	19	Read first time	136
Jan.	20	Referred to Committee on Miscellaneous Subjects	141

Jan. 25	Notice of hearing	178
Mar. 1	Indefinitely postponed	661

LEGISLATIVE BILL 290 By Stahmer

Jan. 19	Read first time	136
Jan. 20	Referred to Committee on Education	141
Jan. 25	Notice of hearing	170
Mar. 15	Indefinitely postponed	880

LEGISLATIVE BILL 291 By Ziebarth, Kennedy, Whitney

Jan. 19	Read first time	136
Jan. 20	Referred to Committee on Banking, Commerce and Insurance	141
Jan. 21	Notice of hearing	152
Feb. 2	Placed on General File	299
Feb. 3	Laid over	316
Feb. 10	Referred for review	448
Feb. 12	Placed on Select File	489
Feb. 15	Referred for engrossment	508
Feb. 17	Correctly engrossed	531
Feb. 23	Final Reading	593
Feb. 24	Correctly enrolled. Speaker signed	615
Feb. 25	Presented to Governor	638
Mar. 3	Approved by Governor	693
Mar. 3	Explanation of vote	693

LEGISLATIVE BILL 292 By Ziebarth, Kennedy

Jan. 19	Read first time	136
Jan. 20	Referred to Committee on Education	141
Jan. 25	Notice of hearing	170
Feb. 9	Placed on General File	428
Feb. 16	Referred for review	522
Feb. 18	Placed on Select File	543
Feb. 19	Referred for engrossment	572
Feb. 25	Placed on Select File	676
Feb. 26	Referred for engrossment	649
Mar. 2	Replaced on Select File	676
Mar. 3	Laid over	701
Mar. 3	Request	713
Mar. 4	Unbracketed. Referred for engrossment	722
Mar. 11	Replaced on Select File	818
Mar. 12	Referred for engrossment	850
Mar. 16	Replaced on Select File	893
Mar. 17	Referred for engrossment	923

Mar.	17	Motion. Return to Select File	925
Mar.	23	Correctly re-engrossed	991
Mar.	31	Final Reading	1099
Apr.	1	Correclty enrolled	1124
Apr.	1	President signed	1125
Apr.	2	Presented to Governor	1159
Apr.	13	Approved by Governor	1235

LEGISLATIVE BILL 293 By Carpenter

Jan.	20	Read first time	144
Jan.	21	Referred to Committee on Public Works	152
Feb.	1	Notice of hearing	270
Mar.	10	Placed on General File	809
Apr.	23	Motion lost	1361
Apr.	30	Laid over	1590
May	4	Referred for review	1642
May	7	Placed on Select File	1740
May	10	Referred for engrossment	1783
May	13	Correctly engrossed	1889
May	18	Motion. Returned to Select File	1989
May	18	Referred for engrossment	1999
May	19	Correctly re-engrossed	2035
May	26	Laid over	2129

LEGISLATIVE BILL 294 By Carpenter

Jan.	20	Read first time	144
Jan.	21	Referred to Committee on Judiciary	152
Jan.	29	Notice of hearing	264
Feb.	11	Placed on General File	469
Feb.	24	Referred for review	621
Feb.	26	Placed on Select File	647
Mar.	1	Referred for engrossment	668
Mar.	3	Correctly engrossed	694
Mar.	8	Final Reading	762
Mar.	9	Correctly enrolled	789
Mar.	9	President signed	790
Mar.	10	Presented to Governor	804
Mar.	12	Approved by Governor	858

LEGISLATIVE BILL 295 By Snyder, Keyes

Jan.	20	Read first time	144
Jan.	21	Referred to Committee on Public Works	152
Jan.	26	Notice of hearing	206
Mar.	15	Placed on General File	880

Apr.	23	Referred for review	1468
May	3	Placed on Select File	1608
May	4	Co-introducer added. Referred for engrossment	1631
May	7	Correctly engrossed	1741
May	11	Final Reading	1801
May	12	Correctly enrolled. President signed	1863
May	12	Presented to Governor	1872
May	17	Approved by Governor	1967

LEGISLATIVE BILL 296 By Waldron

Jan.	20	Read first time	144
Jan.	21	Referred to Committee on Government and Military Affairs	152
Jan.	26	Notice of hearing	206
Feb.	15	Indefinitely postponed	509

LEGISLATIVE BILL 297 By Craft

Jan.	20	Read first time	144
Jan.	21	Referred to Committee on Labor	152
Jan.	26	Notice of hearing	184
Mar.	19	Placed on General File	969
May	7	Referred for review	1737
May	11	Placed on Select File	1837
May	12	Referred for engrossment	1865
May	17	Correctly engrossed	1956
May	19	Final Reading	2037
May	19	Explanation of vote	2059
May	19	Correctly enrolled	2061
May	19	President signed	1062
May	19	Presented to Governor	2067
May	25	Approved by Governor	1097

LEGISLATIVE BILL 298 By Duis

Jan.	20	Read first time	144
Jan.	21	Referred to Committee on Miscellaneous Subjects	152
Feb.	15	Notice of hearing	498
Mar.	3	Placed on General File	708
Mar.	12	Referred for review	857
Mar.	16	Placed on Select File	896
Mar.	17	Referred for engrossment	925
Mar.	22	Correctly engrossed	972
Mar.	25	Final Reading	1026

Mar.	29	Correctly enrolled. Speaker signed	1062
Mar.	30	Presented to Governor	1081
Apr.	1	Approved by Governor	1134

LEGISLATIVE BILL 299 By Kokes

Jan.	20	Read first time	145
Jan.	21	Referred to Committee on Revenue	152
Jan.	25	Notice of hearing	177
Feb.	4	Placed on General File	328
Feb.	11	Referred for review	461
Feb.	15	Placed on Select File	500
Feb.	16	Referred for engrossment	519
Feb.	18	Correctly engrossed	555
Feb.	23	Failed on Final Reading	599
Feb.	24	Motion. Final Reading	616
Feb.	25	Correctly enrolled. President signed	627
Feb.	26	Presented to Governor	651
Mar.	3	Approved by Governor	693
Mar.	3	Explanation of vote	695

LEGISLATIVE BILL 300 By C. Carsten, F. Carstens

Jan.	20	Read first time	145
Jan.	21	Referred to Committee on Public Health and Welfare	152
Feb.	12	Notice of hearing	473
Mar.	8	Placed on General File	781
Mar.	19	Referred for review	966
Mar.	23	Placed on Select File	989
Mar.	24	Referred for engrossment	1012
Mar.	29	Correctly engrossed	1060
Apr.	1	Final Reading	1131
Apr.	2	Correctly enrolled	1158
Apr.	2	President signed	1159
Apr.	2	Explanation of vote	1168
Apr.	5	Presented to Governor	1175
Apr.	7	Approved by Governor	1224

LEGISLATIVE BILL 301 By Whitney, Syas, Hasebroock

Jan.	20	Read first time	145
Jan.	21	Referred to Committee on Constitutional Revision	152
Jan.	26	Notice of hearing	184
Feb.	11	Placed on General File	455
Feb.	19	Considered	585
Feb.	24	Referred for review	621
Feb.	26	Placed on Select File	647

Mar.	1	Referred for engrossment	668
Mar.	3	Correctly engrossed	694
Mar.	8	Final Reading	762
Mar.	9	Correctly enrolled. President signed	790
Mar.	10	Presented to Governor	804
Mar.	12	Approved by Governor	858

LEGISLATIVE BILL 302 By Whitney, Syas, Hasebroock

Jan.	20	Read first time	145
Jan.	21	Referred to Committee on Constitutional Revision	152
Jan.	26	Notice of hearing	184
Apr.	26	Placed on General File	1486

LEGISLATIVE BILL 303 By Hasebroock, Syas

Jan.	20	Read first time	145
Jan.	21	Referred to Committee on Constitutional Revision	152
Feb.	2	Notice of hearing	299
Feb.	16	Placed on General File	513
Mar.	1	Referred for review	670
Mar.	3	Placed on Select File	694
Mar.	4	Referred for engrossment	723
Mar.	8	Correctly engrossed	760
Mar.	11	Failed on Final Reading	834
Mar.	11	Motion. Motion. Returned to General File	840
Mar.	15	Explanation of vote	875
Apr.	23	Referred for review	1464
Apr.	27	Placed on Select File	1493
Apr.	28	Referred for engrossment	1533
May	3	Correctly engrossed	1608
May	6	Final Reading	1696
May	7	Correctly enrolled	1741
May	7	Speaker signed	1742
May	10	Presented to Governor	1784
May	17	Approved by Governor	1967

LEGISLATIVE BILL 304 By Hasebroock, Syas

Jan.	20	Read first time	146
Jan.	21	Referred to Committee on Constitutional Revision	152
Jan.	26	Notice of hearing	184
Feb.	17	Placed on General File	530
Mar.	3	Bracketed	712

LEGISLATIVE BILL 305 By Hasebroock, Syas

Jan. 20	Read first time	146
Jan. 21	Referred to Committee on Constitutional Revision	152
Jan. 26	Notice of hearing	184
Feb. 11	Placed on General File	455
Feb. 24	Referred for review	621
Feb. 26	Placed on Select File	647
Mar. 1	Referred for engrossment	668
Mar. 3	Correctly engrossed	694
Mar. 8	Final Reading	764
Mar. 9	Correctly enrolled. President signed	790
Mar. 10	Presented to Governor	804
Mar. 12	Approved by Governor	858

LEGISLATIVE BILL 306 By Hasebroock, Syas

Jan. 20	Read first time	146
Jan. 21	Referred to Committee on Constitutional Revision	152
Feb. 2	Notice of hearing	299
Feb. 17	Indefinitely postponed	531

LEGISALTIVE BILL 307 By Maresh

Jan. 20	Read first time	146
Jan. 21	Referred to Committee on Public Works	152
Jan. 26	Notice of hearing	206
Mar. 15	Placed on General File	881
Apr. 30	Change of order	1591

LEGISLATIVE BILL 308 By Wiltse, Holmquist

Jan. 20	Read first time	146
Jan. 21	Referred to Committee on Public Works	152
Jan. 26	Notice of hearing	206
Feb. 17	Placed on General File	538
Mar. 3	Referred for review	712
Mar. 5	Placed on Select File	732
Mar. 8	Referred for engrossment	769
Mar. 10	Correctly engrossed	801
Mar. 15	Final Reading	868
Mar. 16	Correctly enrolled. President signed	898
Mar. 17	Presented to Governor	926
Mar. 25	Approved by Governor	1022

LEGISLATIVE BILL 309 By Kremer, Johnson

Jan. 20	Read first time	147
Jan. 21	Referred to Committee on Revenue	152

Jan.	28	Notice of hearing	249
Feb.	17	Placed on General File	538
Mar.	3	Referred for review	712
Mar.	5	Placed on Select File	732
Mar.	8	Referred for engrossment	768
Mar.	10	Correctly engrossed	801
Mar.	15	Final Reading	869
Mar.	16	Correctly enrolled. President signed	898
Mar.	17	Presented to Governor	926
Mar.	25	Approved by Governor	1022

LEGISLATIVE BILL 310 By Moylan

Jan.	20	Read first time	147
Jan.	21	Referred to Committee on Public Works	152
Jan.	26	Notice of hearing	206
Feb.	17	Placed on General File	538
Mar.	3	Referred for review	712
Mar.	5	Placed on Select File	732
Mar.	8	Referred for engrossment	769
Mar.	10	Correctly engrossed	801
Mar.	15	Final Reading	870
Mar.	16	Correctly enrolled. President signed	898
Mar.	17	Presented to Governor	926
Mar.	25	Approved by Governor	1022

LEGISLATIVE BILL 311 By Stahmer

Jan.	20	Read first time	147
Jan.	21	Referred to Committee on Constitutional Revision	152
Feb.	2	Notice of hearing	300
Feb.	16	Placed on General File	513

LEGISLATIVE BILL 312 By Stahmer

Jan.	20	Read first time	147
Jan.	21	Referred to Committee on Revenue	152
Jan.	25	Notice of hearing	177
Jan.	26	Hearing cancelled	185
Feb.	17	Hearing reset	538
Mar.	22	Indefinitely postponed	971

LEGISLATIVE BILL 313 By Stahmer

Jan.	20	Read first time	147
Jan.	21	Referred to Committee on Revenue	152
Jan.	25	Notice of hearing	177
Jan.	26	Hearing cancelled	185

Feb.	17	Notice of hearing. Reset	538
Mar.	23	Indefinitely postponed	992

LEGISLATIVE BILL 314 By Proud

Jan.	20	Read first time	147
Jan.	21	Referred to Committee on Labor	152
Jan.	26	Notice of hearing	184
Feb.	16	Placed on General File	513
Mar.	2	Referred for review	688
Mar.	4	Placed on Select File	718
Mar.	5	Referred for engrossment	745
Mar.	9	Correctly engrossed	787
Mar.	12	Final Reading	848
Mar.	15	Correctly enrolled	862
Mar.	15	President signed	863
Mar.	15	Explanation of vote	875
Mar.	16	Presented to Governor	899
Mar.	17	Approved by Governor	923

LEGISLATIVE BILL 315 By Proud

Jan.	20	Read first time	147
Jan.	21	Referred to Committee on Agriculture and Recreation	153
Jan.	27	Notice of hearing	209
Mar.	3	Placed on General File	709
Apr.	7	Referred for review	1226
Apr.	14	Placed on Select File	1266
Apr.	15	Referred for engrossment	1286
Apr.	20	Correctly engrossed	1375
Apr.	23	Final Reading	1433
Apr.	26	Correctly enrolled	1474
Apr.	26	President signed	1475
Apr.	27	Presented to Governor	1504
Apr.	30	Approved by Governor	1582

LEGISLATIVE BILL 316 By Proud

Jan.	20	Read first time	148
Jan.	21	Referred to Committee on Judiciary	153
Jan.	25	Notice of hearing	178
Feb.	9	Placed on General File	435
Feb.	18	Bracketed	557
Mar.	5	Unbracketed. Referred for review	748
Mar.	9	Placed on Select File	797
Mar.	10	Referred for engrossment	805
Mar.	12	Correctly engrossed	846

Mar.	12	Motion. Returned to Select File	860
Mar.	15	Referred for engrossment	876
Mar.	16	Replaced on Select File	892
Mar.	17	Referred for engrossment	923
Mar.	22	Correctly re-engrossed	972
Mar.	25	Final Reading	1027
Mar.	29	Correctly enrolled. Speaker signed	1062
Mar.	30	Presented to Governor	1081
Apr.	1	Approved by Governor	1134

LEGISLATIVE BILL 317 By Skarda

Jan.	20	Read first time	148
Jan.	21	Referred to Committee on Banking, Commerce and Insurance	153
Jan.	29	Notice of hearing	252
Feb.	19	Placed on General File	576
Mar.	9	Referred for review	794
Mar.	11	Placed on Select File	842
Mar.	12	Referred for engrossment	852
Mar.	17	Correctly engrossed	921
Mar.	22	Final Reading	975
Mar.	22	Explanation of vote	986
Mar.	23	Correctly enrolled	991
Mar.	23	President signed	992
Mar.	24	Presented to Governor	1014
Mar.	29	Approved by Governor	1057

LEGISLATIVE BILL 318 By Johnson, Wallwey

Jan.	20	Read first time	148
Jan.	21	Referred to Committee on Government and Military Affairs	153
Jan.	26	Notice of hearing	207
Jan.	27	Hearing cancelled	211
Feb.	4	Motion. Laid over	346
Feb.	8	Motion renewed. Withdrawn	388

LEGISLATIVE BILL 319 By F. Carstens

Jan.	21	Read first time	153
Jan.	25	Referred to Committee on Revenue	165
Jan.	27	Notice of hearing	209
Mar.	29	Indefinitely postponed	1045

LEGISLATIVE BILL 320 By F. Carstens

Jan.	21	Read first time	153
Jan.	25	Referred to Committee on Labor	165

Feb. 4	Notice of hearing	325
Mar. 29	Placed on General File	1045
May 7	Referred for review	1761
May 12	Placed on Select File	1861
May 13	Referred for engrossment	1882
May 17	Correctly engrossed	1956
May 19	Final Reading	2038
May 19	Explanation of vote	2059
May 19	Correctly enrolled	2061
May 19	President signed	2062
May 19	Presented to Governor	2067
May 25	Approved by Governor	2097

LEGISLATIVE BILL 321 By Stull, Kime, Clark

Jan. 21	Read first time	154
Jan. 25	Referred to Committee on Agriculture and Recreation	165
Jan. 27	Notice of hearing	209
Mar. 1	Placed on General File	672
Mar. 12	Referred for review	856
Mar. 16	Placed on Select File	894
Mar. 17	Referred for engrossment	924
Mar. 19	Correctly engrossed	958
Mar. 29	Final Reading	1048
Mar. 30	Correctly enrolled	1075
Mar. 30	President signed	1076
Mar. 31	Presented to Governor	1109
Apr. 5	Approved by Governor	1183

LEGISLATIVE BILL 322 By Stull, Kime, Clark

Jan. 21	Read first time	154
Jan. 25	Referred to Committee on Agriculture and Recreation	165
Jan. 27	Notice of hearing	209
Mar. 1	Placed on General File	672
Mar. 12	Referred for review	856
Mar. 16	Placed on Select File	894
Mar. 17	Referred for engrossment	924
Mar. 19	Correctly engrossed	958
Mar. 29	Bracketed	1048
Mar. 30	Unbracketed. Final Reading	1079
Mar. 31	Correctly enrolled	1096
Mar. 31	Speaker signed	1097
Apr. 1	Presented to Governor	1123
Apr. 5	Approved by Governor	1183

LEGISLATIVE BILL 323 By Stull, Kime, Clark

Jan.	21	Read first time	154
Jan.	25	Referred to Committee on Agriculture and Recreation	165
Jan.	27	Notice of hearing	209
Mar.	1	Placed on General File	672
Mar.	12	Referred for review	856
Mar.	16	Placed on Select File	894
Mar.	17	Referred for engrossment	924
Mar.	23	Replaced on Select File	992
Mar.	24	Referred for engrossment	1011
Mar.	29	Correctly engrossed	1060
Apr.	1	Final Reading	1131
Apr.	2	Correctly enrolled	1158
Apr.	2	President signed	1159
Apr.	2	Explanation of vote	1168
Apr.	5	Presented to Governor	1175
Apr.	7	Approved by Governor	1224

LEGISLATIVE BILL 324 By Schmit

Jan.	21	Read first time	154
Jan.	25	Referred to Committee on Public Works	165
Jan.	26	Notice of hearing	206
Feb.	16	Indefinitely postponed	525

LEGISLATIVE BILL 325 By Maresh

Jan.	21	Read first time	154
Jan.	25	Referred to Committee on Miscellaneous Subjects	165
Jan.	28	Notice of hearing	227
Mar.	1	Placed on General File	661
Mar.	31	Motion. Indefinitely postponed	1120

LEGISLATIVE BILL 326 By DeCamp, Clark

Jan.	21	Read first time	155
Jan.	25	Referred to Public Health and Welfare	165
Feb.	8	Notice of hearing	405
Mar.	22	Placed on General File	982
Apr.	30	Change of order. Referred for review. Request	1590
May	6	Placed on Select File	1690
May	7	Referred for engrossment	1728
May	12	Replaced on Select File	1856
May	13	Referred for engrossment	1880
May	17	Correctly engrossed	1987

May	26	Final Reading	2129
May	26	Correctly enrolled. President signed	2140
May	26	Presented to Governor	2144
May	27	Approved by Governor	2170

LEGISLATIVE BILL 326A. By DeCamp

May	13	Read first time. Placed on General File	1879
May	13	Referred for review	1901
May	14	Placed on Select File	1918
May	14	Referred for engrossment	1945
May	17	Correctly engrossed	1956
May	25	Final Reading	2103
May	25	Correctly enrolled. President signed	2117
May	25	Presented to Governor	2119
May	26	Approved by Governor	2147

LEGISLATIVE BILL 327 By Warner

Jan.	21	Read first time	155
Jan.	25	Referred to Committee on Government and Military Affairs	165
Jan.	26	Notice of hearing	207
Feb.	15	Placed on General File	508
Feb.	26	Referred for review	654
Mar.	2	Placed on Select File	677
Mar.	3	Referred for engrossment	701
Mar.	5	Correctly engrossed	732
Mar.	10	Final Reading	803
Mar.	11	Correctly enrolled. President signed	821
Mar.	12	Presented to Governor	853
Mar.	17	Approved by Governor	923

LEGISLATIVE BILL 328 By Warner

Jan.	21	Read first time	155
Jan.	25	Referred to Committee on Public Works	165
Jan.	26	Notice of hearing	206
Feb.	17	Placed on General File	539
Mar.	3	Referred for review	713
Mar.	5	Placed on Select File	732
Mar.	8	Referred for engrossment	769
Mar.	10	Correctly engrossed	801
Mar.	15	Laid over	870
Mar.	16	Final Reading	891
Mar.	17	Correctly enrolled. President signed	926
Mar.	18	Presented to Governor	946
Mar.	25	Approved by Governor	1022

LEGISLATIVE BILL 329 By Luedtke

Jan.	21	Read first time	155
Jan.	25	Referred to Committee on Judiciary	165
Jan.	25	Notice of hearing	177
Feb.	8	Placed on General File	360
Feb.	10	Request	449
Feb.	12	Referred for review	496
Feb.	16	Placed on Select File	517
Feb.	17	Referred for engrossment	533
Feb.	19	Correctly engrossed	566
Feb.	25	Final Reading	636
Feb.	26	Correctly enrolled. Speaker signed	651
Mar.	1	Presented to Governor	659
Mar.	3	Approved by Governor	693

LEGISLATIVE BILL 330 By DeCamp

Jan.	21	Read first time	155
Jan.	25	Referred to Committee on Public Works	165
Jan.	26	Notice of hearing	206
Apr.	2	Placed on General File	1166
Apr.	21	Laid over	1401
Apr.	22	Bracketed	1426
Apr.	27	Request	1511
Apr.	28	Laid over	1534
Apr.	28	Referred for review	1538
May	5	Placed on Select File	1660
May	6	Referred for engrossment	1712
May	10	Replaced on Select File	1776
May	11	Referred for engrossment	1822
May	13	Replaced on Select File. Referred for engrossment	1892
May	17	Correctly engrossed	1956
May	19	Final Reading	2039
May	19	Explanation of vote	2059
May	19	Correctly enrolled	2061
May	19	President signed	2062
May	19	Presented to Governor	2067
May	25	Approved by Governor	2099

LEGISLATIVE BILL 330A By DeCamp

May	14	Read first time. Placed on General File	1923
May	17	Referred for review	1980
May	18	Placed on Select File	2017
May	18	Referred for engrossment	2020
May	19	Correctly engrossed	2066
May	26	Bracketed on Final Reading	2130

LEGISLATIVE BILL 331 By DeCamp

Jan.	21	Read first time	156
Jan.	25	Referred to Committee on Public Works	165
Jan.	26	Notice of hearing	206
Feb.	19	Placed on General File	563
Mar.	5	Referred for review	748
Mar.	11	Placed on Select File	819
Mar.	12	Referred for engrossment	851
Mar.	16	Correctly engrossed	896
Mar.	19	Final Reading	960
Mar.	22	Correctly enrolled. President signed	972
Mar.	23	Presented to Governor	1003
Mar.	25	Approved by Governor	1022

LEGISLATIVE BILL 332 By Whitney, Hasebroock

Jan.	21	Read first time	156
Jan.	25	Referred to Committee on Constitutional Revision	165
Feb.	2	Notice of hearing	299
Apr.	5	Indefinitely postponed	1176

LEGISLATIVE BILL 333 By Whitney, Syas, Hasebroock

Jan.	21	Read first time	156
Jan.	25	Referred to Committee on Constitutional Revision	165
Feb.	2	Notice of hearing	299
Feb.	16	Placed on General File	513
Feb.	24	Referred for review	621
Feb.	26	Placed on Select File	648
Mar.	1	Referred for engrossment	668
Mar.	3	Replaced on Select File	693
Mar.	4	Referred for engrossment	722
Mar.	8	Correctly engrossed	760
Mar.	11	Final Reading	835
Mar.	12	Correctly enrolled. President signed	853
Mar.	15	Presented to Governor	861
Mar.	15	Explanation of vote	875
Mar.	17	Approved by Governor	923

LEGISLATIVE BILL 334 By Kime, Epke

Jan.	21	Read first time	156
Jan.	25	Referred to Committee on Public Health and Welfare	165
Jan.	27	Notice of hearing	224
Feb.	12	Placed on General File	485

Feb.	23	Laid over	606
Feb.	25	Referred for review	643
Mar.	1	Placed on Select File	660
Mar.	2	Bracketed	686
Mar.	3	Unbracketed. Laid over	701
Mar.	4	Unbracketed. Referred for engrossment	723
Mar.	11	Replaced on Select File	818
Mar.	12	Referred for engrossment	850
Mar.	12	Motion. Returned to Select File. Referred for engrossment	854
Mar.	16	Replaced on Select File	892
Mar.	17	Referred for engrossment	923
Mar.	19	Correctly engrossed	958
Mar.	29	Final Reading	1049
Mar.	30	Correctly enrolled	1075
Mar.	30	President signed	1076
Mar.	31	Presented to Governor	1109
Apr.	5	Approved by Governor	1183

LEGISLATIVE BILL 335 By Kime

Jan.	21	Read first time	156
Jan.	25	Referred to Committee on Judiciary	165
Jan.	29	Notice of hearing	264
Feb.	11	Placed on General File	469
Feb.	19	Referred for review	585
Feb.	24	Placed on Select File	615
Feb.	25	Referred for engrossment	641
Mar.	2	Correctly engrossed	678
Mar.	5	Final Reading	740
Mar.	8	Correctly enrolled	760
Mar.	8	President signed	761
Mar.	9	Presented to Governor	792
Mar.	10	Approved by Governor	809

LEGISLATIVE BILL 336 By Kime, Epke

Jan.	21	Read first time	157
Jan.	25	Referred to Committee on Miscellaneous Subjects	165
Jan.	28	Notice of hearing	227
Feb.	15	Placed on General File	499
Feb.	23	Referred for review	606
Feb.	25	Placed on Select File	626
Feb.	26	Referred for engrossment	650
Mar.	2	Correctly engrossed	678
Mar.	5	Final Reading	741
Mar.	8	Correctly enrolled	760

Mar.	8	President signed	761
Mar.	9	Presented to Governor	792
Mar.	10	Approved by Governor	809

LEGISLATIVE BILL 337 By Kime, Epke

Jan.	21	Read first time	157
Jan.	25	Referred to Committee on Revenue	165
Jan.	27	Notice of hearing	209
Feb.	15	Placed on General File	508
Mar.	1	Considered	669
Mar.	2	Laid over	687
Mar.	3	Referred for review	711
Mar.	5	Placed on Select File	731
Mar.	8	Referred for engrossment	768
Mar.	10	Correctly engrossed	801
Mar.	15	Bracketed	870
Mar.	31	Unbracketed. Final Reading	1102
Apr.	1	Correctly enrolled	1124
Apr.	1	President signed	1125
Apr.	2	Presented to Governor	1159
Apr.	6	Approved by Governor	1196

LEGISLATIVE BILL 337A By Kime, Epke

Mar.	15	Read first time. Placed on General File	875
Mar.	16	Referred for review	900
Mar.	18	Placed on Select File	944
Mar.	19	Referred for engrossment	964
Mar.	23	Correctly engrossed	991
Mar.	31	Final Reading	1101
Apr.	1	Correctly enrolled	1124
Apr.	1	President signed	1125
Apr.	2	Presented to Governor	1159
Apr.	6	Approved by Governor	1196

LEGISLATIVE BILL 338 By Kime, Epke

Jan.	21	Read first time	157
Jan.	25	Referred to Committee on Miscellaneous Subjects	165
Feb.	2	Notice of hearing	286
Feb.	15	Placed on General File	499
Feb.	23	Referred for review	606
Feb.	25	Placed on Select File	626
Feb.	26	Referred for engrossment	650
Mar.	2	Correctly engrossed	678
Mar.	5	Final Reading	741
Mar.	8	Correctly enrolled	760

Mar.	8	President signed	761
Mar.	9	Presented to Governor	792
Mar.	10	Approved by Governor	809

LEGISLATIVE BILL 339 By Whitney, Syas, Hasebroock

Jan.	21	Read first time	159
Jan.	25	Referred to Committee on Constitutional Revision	165
Feb.	2	Notice of hearing	300
Feb.	17	Placed on General File	530
Feb.	24	Referred for review	621
Feb.	26	Placed on Select File	648
Mar.	1	Referred for engrossment	668
Mar.	3	Replaced on Select File	693
Mar.	4	Referred for engrossment	723
Mar.	8	Correctly engrossed	760
Mar.	11	Laid over	837
Mar.	11	Motion. Returned to General File	840
Apr.	23	Referred for review	1464
Apr.	27	Placed on Select File	1493
Apr.	28	Referred for engrossment	1533
May	3	Correctly engrossed	1608
May	6	Final Reading	1697
May	7	Correctly enrolled	1741
May	7	Speaker signed	1742
May	10	Presented to Governor	1784
May	17	Approved by Governor	1978

LEGISLATIVE BILL 340 By Whitney, Syas, Hasebroock

Jan.	21	Read first time	160
Jan.	25	Referred to Committee on Constitutional Revision	165
Feb.	2	Notice of hearing	300
Feb.	17	Placed on General File	530
Feb.	24	Referred for review	622
Feb.	26	Placed on Select File	648
Mar.	1	Referred for engrossment	668
Mar.	3	Correctly engrossed	694
Mar.	8	Final Reading	766
Mar.	9	Correctly enrolled. President signed	790
Mar.	10	Presented to Governor	804
Mar.	12	Approved by Governor	858

LEGISLATIVE BILL 341 By Whitney, Syas, Hasebroock

Jan.	21	Read first time	160
Jan.	25	Referred to Committee on Constitutional Revision	165

Feb.	2	Notice of hearing	300
Feb.	17	Placed on General File	530
Feb.	24	Referred for review	622
Feb.	26	Placed on Select File	648
Mar.	1	Referred for engrossment	668
Mar.	3	Correctly engrossed	694
Mar.	8	Final Reading	767
Mar.	9	Correctly enrolled. President signed	790
Mar.	10	Presented to Governor	804
Mar.	12	Approved by Governor	858

LEGISLATIVE BILL 342 By Duis

Jan.	21	Read first time	160
Jan.	25	Referred to Committee on Judiciary	165
Jan.	29	Notice of hearing	264
Feb.	11	Indefinitely postponed	469

LEGISLATIVE BILL 343 By Duis

Jan.	21	Read first time	160
Jan.	25	Referred to Committee on Revenue	165
Jan.	27	Notice of hearing	209
Feb.	8	Co-introducer added	407
May	19	Placed on General File	2067

LEGISLATIVE BILL 344 By Holmquist

Jan.	21	Read first time	161
Jan.	25	Referred to Committee on Government and Military Affairs	166
Jan.	26	Notice of hearing	207
Feb.	16	Placed on General File	513
Mar.	2	Referred for review	688
Mar.	4	Request. Laid over	720
Mar.	5	Request renewed. Withdrawn	738

LEGISLATIVE BILL 345 By Stahmer

Jan.	21	Read first time	161
Jan.	25	Referred to Committee on Urban Affairs	166
Feb.	9	Notice of hearing	420
Mar.	15	Placed on General File	862
Apr.	23	Bracketed	1467
May	7	Change of order	1732
May	14	Change of order	1917

LEGISLATIVE BILL 346 By Holmquist

Jan.	21	Read first time	161
Jan.	25	Referred to Committee on Public Works	166

Jan.	26	Notice of hearing	206
Feb.	17	Placed on General File	539
Mar.	3	Referred for review	713
Mar.	5	Placed on Select File	732
Mar.	8	Referred for engrossment	769
Mar.	10	Correctly engrossed	801
Mar.	15	Final Reading	871
Mar.	16	Correctly enrolled. President signed	898
Mar.	17	Presented to Governor	926
Mar.	25	Approved by Governor	1022

LEGISLATIVE BILL 347 By Elrod

Jan.	21	Read first time	161
Jan.	25	Referred to Committee on Constitutional Revision	166
Feb.	2	Notice of hearing	300
Feb.	25	Placed on General File	625

LEGISLATIVE BILL 348 By Holmquist

Jan.	21	Read first time	161
Jan.	25	Referred to Committee on Urban Affairs	166
Feb.	9	Notice of hearing	420
Mar.	15	Indefinitely postponed	862

LEGISLATIVE BILL 349 By Holmquist

Jan.	21	Read first time	161
Jan.	25	Referred to Committee on Public Works	166
Feb.	1	Notice of hearing	270
Mar.	15	Placed on General File	881
Apr.	30	Referred for review	1593
May	6	Placed on Select File	1694
May	7	Referred for engrossment	1729
May	12	Correctly engrossed	1862
May	17	Final Reading	1958
May	17	Correctly enrolled. President signed	1977
May	17	Presented to Governor	1981
May	19	Approved by Governor	2059

LEGISLATIVE BILL 350 By Clark, Kennedy, Holmquist

Jan.	21	Read first time	162
Jan.	25	Referred to Committee on Public Health and Welfare	166
Feb.	11	Notice of hearing	454
Mar.	8	Placed on General File	781

Apr.	20	Laid over	1386
Apr.	21	Laid over	1401
Apr.	22	Referred for review	1424
May	3	Placed on Select File	1606
May	4	Referred for engrossment	1630
May	6	Replaced on Select File	1690
May	7	Referred for engrossment	1728
May	11	Replaced on Select File	1824
May	12	Referred for engrossment	1864
May	17	Correctly engrossed	1956
May	19	Final Reading	2040
May	19	Explanation of vote	2059
May	19	Correctly enrolled	2061
May	19	President signed	2062
May	19	Presented to Governor	2067
May	25	Approved by Governor	2097

LEGISLATIVE BILL 351 By Elrod

Jan	21	Read first time	162
Jan.	25	Referred to Committee on Labor	166
Feb.	10	Notice of hearing	437
Mar.	5	Indefinitely postponed	753

LEGISLATIVE BILL 352 By Waldron

Jan.	21	Read first time	162
Jan.	25	Referred to Committee on Education	166
Jan.	29	Notice of hearing	253
Feb.	12	Indefinitely postponed	495

LEGISLATIVE BILL 353 By Waldron

Jan.	21	Read first time	162
Jan.	25	Referred to Committee on Public Works	166
Jan.	26	Notice of hearing	206
Feb.	17	Indefinitely postponed	539

LEGISLATIVE BILL 354 By Waldron

Jan.	21	Read first time	162
Jan.	25	Referred to Committee on Revenue	166
Jan.	27	Notice of hearing	209
Mar.	15	Placed on General File	362
Apr.	23	Motion lost. Laid over	1467
Apr.	30	Change of order	1593

LEGISLATIVE BILL 355 By Clark

Jan. 21	Read first time	162
Jan. 25	Referred to Committee on Miscellaneous Subjects	166
Feb. 2	Notice of hearing	286
Mar. 8	Placed on General File	774
Apr. 20	Referred for review	1384
Apr. 26	Placed on Select File	1474
Apr. 27	Referred for engrossment	1507
Apr. 29	Correctly engrossed	1546
May 4	Final Reading	1624
May 5	Correctly enrolled. Speaker signed	1662
May 5	Explanation of vote	1684
May 6	Presented to Governor	1721
May 11	Approved by Governor	1801

LEGISLATIVE BILL 356 By Waldron

Jan. 21	Read first time	162
Jan. 25	Referred to Committee on Judiciary	166
Jan. 29	Notice of hearing	264
Feb. 11	Placed on General File	469
Feb. 19	Motion lost	586
Feb. 25	Change of order	643
Mar. 10	Motion lost. Referred for review	806
Mar. 11	Placed on Select File	843
Mar. 12	Referred for engrossment	852
Mar. 17	Correctly engrossed	921
Mar. 22	Final Reading	976
Mar. 22	Explanation of vote	986
Mar. 23	Correctly enrolled	991
Mar. 23	President signed	992
Mar. 24	Presented to Governor	1014
Mar. 29	Approved by Governor	1057

LEGISLATIVE BILL 356A By Waldron

May 11	Read first time. Placed on General File	1840
May 13	Referred for review	1900
May 14	Placed on Select File	1918
May 14	Referred for engrossment	1944
May 17	Correctly engrossed	1956
May 19	FinalReading	2040
May 19	Explanation of vote	2059
May 19	Correctly enrolled	2061
May 19	President signed	2062
May 19	Presented to Governor	2067
May 25	Approved by Governor	2097

LEGISLATIVE BILL 357 By Waldron

Jan.	21	Read first time	163
Jan.	25	Referred to Committee on Judiciary	166
Jan.	29	Notice of hearing	264
Feb.	11	Placed on General File	469
Feb.	25	Change of order	643
Mar.	31	Referred for review	1120
Apr.	2	Placed on Select File	1154
Apr.	5	Referred for engrossment	1179
Apr.	7	Correctly engrossed	1218
Apr.	15	Final Reading	1281
Apr.	16	Correctly enrolled. President signed	1314
Apr.	19	Presented to Governor	1336
Apr.	21	Approved by Governor	1398

LEGISLATIVE BILL 358 By Duis

Jan.	21	Read first time	163
Jan.	25	Referred to Committee on Labor	166
Feb.	4	Notice of hearing	325
Mar.	19	Placed on General File	969
May	7	Referred for review. Change of order	1758
May	11	Placed on Select File	1837
May	12	Referred for engrossment	1865
May	12	Motion. Returned to Select File	1866
May	12	Referred for engrossment	1867
May	12	Motion. Returned to Select File. Referred for engrossment	1868
May	13	Replaced on Select File	1887
May	13	Referred for engrossment	1890
May	17	Correctly engrossed	1956
May	19	Final Reading	2041
May	19	Explanation of vote	2059
May	19	Correctly enrolled	2061
May	19	President signed	2062
May	19	Presented to Governor	2067
May	25	Approved by Governor	2097

LEGISLATIVE BILL 359 By Carpenter

Jan.	21	Read first time	163
Jan.	25	Referred to Committee on Banking, Commerce and Insurance	166
Jan.	29	Notice of hearing	252
Feb.	19	Placed on General File	576
Mar.	9	Referred for review	794
Mar.	11	Placed on Select File	821

Mar.	12	Referred for engrossment	852
Mar.	16	Correctly engrossed	896
Mar.	19	Final Reading	960
Mar.	22	Correctly enrolled. President signed	972
Mar.	23	Presented to Governor	1003
Mar.	25	Approved by Governor	1022

LEGISLATIVE BILL 360 By Carpenter

Jan.	21	Read first time	163
Jan.	25	Referred to Committee on Labor	166
Jan.	26	Notice of hearing	206
Feb.	16	Placed on General File	514
Mar.	2	Referred for review	688
Mar.	4	Placed on Select File	718
Mar.	5	Referred for engrossment	745
Mar.	9	Correctly engrossed	787
Mar.	12	Final Reading	849
Mar.	15	Correctly enrolled. President signed	863
Mar.	15	Explanation of vote	875
Mar.	15	Motion	877
Mar.	17	Motion. Returned to Select File	917
Mar.	17	Referred for engrossment	925
Mar.	19	Replaced on Select File	957
Mar.	22	Referred for engrossment	975
Mar.	24	Correctly re-engrossed	1009
Mar.	31	Final Reading	1101
Apr.	1	Correctly enrolled	1124
Apr.	1	President signed	1125
Apr.	2	Presented to Governor	1159
Apr.	7	Approved by Governor	1224

LEGISLATIVE BILL 361 By Hasebroock

Jan.	25	Read first time	172
Jan.	26	Referred to Committee on Labor	186
Feb.	12	Notice of hearing	496
Mar.	5	Indefinitely postponed	753

LEGISLATIVE BILL 362 By Carpenter

Jan.	25	Read first time	172
Jan.	26	Referred to Committee on Judiciary	186
Jan.	29	Notice of hearing	264
Feb.	17	Placed on General File	530
Mar.	3	Referred for review	712
Mar.	5	Placed on Select File	731
Mar.	8	Referred for engrossment	768
Mar.	10	Correctly engrossed	801
Mar.	15	Final Reading	871

Mar.	16	Correctly enrolled. President signed	898
Mar.	17	Presented to Governor	926
Mar.	25	Approved by Governor	1022

LEGISLATIVE BILL 363 By Duis

Jan.	25	Read first time	172
Jan.	26	Referred to Committee on Labor	186
Feb.	4	Notice of hearing	325
Feb.	25	Placed on General File	626
Mar.	5	Request. Laid over	745
Mar.	8	Request renewed. Withdrawn	761

LEGISLATIVE BILL 364 By DeCamp

Jan.	25	Read first time	172
Jan.	26	Referred to Committee on Public Works	186
Jan.	26	Notice of hearing	206
Feb.	19	Indefinitely postponed	564

LEGISLATIVE BILL 365 By DeCamp

Jan.	25	Read first time	172
Jan.	26	Referred to Committee on Public Works	186
Jan.	26	Notice of hearing	206
Mar.	4	Placed on General File	727
Apr.	13	Laid over	1260
Apr.	19	Referred for review	1354
May	3	Placed on Select File	1605
May	4	Referred for engrossment	1630
Mar.	6	Correctly engrossed	1696
May	10	Motion. Returned to Select File	1774
May	10	Referred for engrossment	1781
May	11	Replaced on Select File	1825
May	12	Referred for engrossment	1864
May	13	Replaced on Select File	1902
May	13	Referred for engrossment	1904
May	14	Correctly re-engrossed	1911
May	18	Final Reading	2005
May	18	Correctly enrolled. Speaker signed	2011
May	18	Presented to Governor	2019
May	25	Approved by Governor	2096

LEGISLATIVE BILL 366 By DeCamp

Jan.	25	Read first time	172
Jan.	26	Referred to Committee on Education	186
Jan.	29	Notice of hearing	253
Feb.	12	Indefinitely postponed	495

LEGISLATIVE BILL 367 By Keyes

Jan.	25	Read first time	173
Jan.	26	Referred to Committee on Revenue	186
Feb.	3	Notice of hearing	322
Feb.	18	Placed on General File	558
Mar.	5	Laid over	747
Mar.	5	Referred for review	748
Mar.	11	Placed on Select File	819
Mar.	12	Referred for engrossment	850
Mar.	16	Correctly engrossed	896
Mar.	19	Final Reading	961
Mar.	22	Correctly enrolled. President signed	972
Mar.	23	Presented to Governor	1003
Mar.	25	Approved by Governor	1022

LEGISLATIVE BILL 368 By Carpenter

Jan.	25	Read first time	173
Jan.	26	Referred to Committee on Government and Military Affairs	186
Jan.	29	Notice of hearing	253
Feb.	15	Placed on General File	508
Feb.	23	Referred for review	606
Feb.	25	Placed on Select File	627
Feb.	26	Request. Referred for engrossment	650
Mar.	4	Correctly engrossed	719
Mar.	9	Bracketed	789
Mar.	29	Motion. Returned to Select File. Bracketed	1062
Mar.	30	Unbracketed. Referred for engrossment	1081
Apr.	1	Replaced on Select File	1123
Apr.	2	Referred for engrossment	1169
Apr.	6	Correctly re-engrossed	1191
Apr.	14	Final Reading	1268
Apr.	15	Correctly enrolled. President signed	1281
Apr.	16	Presented to Governor	1323
Apr.	19	Approved by Governor	1353

LEGISLATIVE BILL 369 By Orme, Wiltse

Jan.	25	Read first time	173
Jan.	26	Referred to Committee on Public Works	186
Feb.	1	Notice of hearing	270
Mar.	4	Placed on General File	728
Apr.	13	Referred for review	1260
Apr.	15	Placed on Select File	1280
Apr.	16	Referred for engrossment	1317
Apr.	21	Replaced on Select File	1388
Apr.	22	Referred for engrossment	1415
May	3	Bracketed	1601
May	4	Motion. Returned to Select File	1631
May	4	Co-introducer added. Referred for engrossment. Motion lost	1632
May	5	Correctly engrossed	1662
May	10	Final Reading	1768
May	10	Explanation of vote	1786
May	11	Correctly enrolled	1838
May	11	President signed	1839
May	12	Presented to Governor	1870
May	14	Returned by Governor without approval	1921
May	14	Motion lost	1922

LEGISLATIVE BILL 370 By Klaver

Jan.	25	Read first time	173
Jan.	26	Referred to Committee on Public Works	187
Feb.	1	Notice of hearing	270
Feb.	19	Indefinitely postponed	564

LEGISLATIVE BILL 371 By Elrod

Jan.	25	Read first time	173
Jan.	26	Referred to Committee on Public Works	187
Feb.	1	Notice of hearing	270
Feb.	19	Placed on General File	563
Mar.	5	Referred for review	749
Mar.	11	Placed on Select File	819
Mar.	12	Referred for engrossment	851
Mar.	16	Correctly engrossed	896
Mar.	19	Final Reading	962
Mar.	22	Correctly enrolled. President signed	972
Mar.	23	Presented to Governor	1003
Mar.	25	Approved by Governor	1022

LEGISLATIVE BILL 372 By Holmquist

Jan. 25	Read first time	173
Jan. 26	Referred to Committee on Government and Military Affairs	187
Jan. 29	Notice of hearing	253
Mar. 8	Placed on General File	780
Mar. 19	Referred for review	966
Mar. 22	Placed on Select File	980
Mar. 23	Referred for engrossment	995
Mar. 25	Correctly engrossed	1022
Mar. 31	Final Reading	1103
Apr. 1	Correctly enrolled	1124
Apr. 1	President signed	1125
Apr. 2	Presented to Governor	1159
Apr. 6	Approved by Governor	1196

LEGISLATIVE BILL 373 By Holmquist

Jan. 25	Read first time	173
Jan. 26	Referred to Committee on Government and Military Affairs	187
Jan. 29	Notice of hearing	253
Apr. 6	Placed on General File	1188

LEGISLATIVE BILL 374 By Holmquist, Johnson

Jan. 25	Read first time	174
Jan. 26	Referred to Committee on Banking, Commerce and Insurance	187
Jan. 29	Notice of hearing	252
Feb. 19	Placed on General File	576
Mar. 9	Referred for review	794
Mar. 11	Placed on Select File	843
Mar. 12	Referred for engrossment	852
Mar. 18	Correctly engrossed	944
Mar. 31	Laid over	1103
Apr. 20	Unbracketed. Final Reading	1360
Apr. 21	Correctly enrolled. President signed	1391
Apr. 22	Presented to Governor	1425
Apr. 26	Approved by Governor	1485

LEGISLATIVE BILL 375 By Johnson, Holmquist

Jan. 25	Read first time	174
Jan. 26	Referred to Committee on Banking, Commerce and Insurance	187
Jan. 29	Notice of hearing	252
Apr. 13	Placed on General File	1253

May	7	Referred for review	1763
May	13	Placed on Select File	1888
May	13	Referred for engrossment	1890
May	17	Correctly engrossed	1956
May	20	Final Reading	2072
May	20	Correctly enrolled	2086
May	20	President signed	2087
May	20	Presented to Governor	2089
May	25	Approved by Governor	2097

LEGISLATIVE BILL 376 By Morgan, Marvel

Jan.	25	Read first time	174
Jan	26	Referred to Committee on Miscellaneous Subjects	187
Feb.	2	Notice of hearing	286
Mar.	1	Placed on General File	661
Mar.	10	Laid over	807
Mar.	16	Laid over	903
Mar.	17	Referred for review	940
Mar.	19	Placed on Select File	958
Mar.	22	Referred for engrossment	975
Mar.	24	Replaced on Select File	1007
Mar.	25	Referred for engrossment	1032
Mar.	30	Correctly engrossed	1075
Apr.	2	Laid over	1156
Apr.	6	Final Reading	1192
Apr.	7	Correctly enrolled. President signed	1219
Apr.	13	Presented to Governor	1235
Apr.	19	Approved by Governor	1353

LEGISLATIVE BILL 377 By Morgan

Jan.	25	Read first time	174
Jan.	26	Referred to Committee on Judiciary	187
Jan.	29	Notice of hearing	264
Feb.	11	Placed on General File	469
Feb.	23	Referred for review	606
Feb.	25	Placed on Select File	626
Feb.	26	Referred for engrossment	649
Mar.	2	Correctly engrossed	678
Mar.	5	Final Reading	742
Mar.	8	Correctly enrolled. President signed	761
Mar.	9	Presented to Governor	792
Mar.	10	Approved by Governor	809

LEGISLATIVE BILL 378 By F. Carstens, Ziebarth

Jan.	25	Read first time	174
Jan.	26	Referred to Committee on Miscellaneous Subjects	187
Feb.	2	Notice of hearing	286
Mar.	22	Motion. Laid over	977
Mar.	23	Motion renewed. Placed on General File	995
May	7	Bracketed	1737
May	10	Motion. Indefinitely postoned	1791

LEGISLATIVE BILL 379 By F. Carstens, Luedtke

Jan.	25	Read first time	174
Jan	26	Referred to Committee on Judiciary	187
Feb.	8	Notice of hearing	352
Feb.	16	Placed on General File	524
Mar.	2	Referred for review	689
Mar.	4	Placed on Select File	719
Mar.	5	Referred for engrossment	746
Mar.	9	Correctly engrossed	787
Mar.	12	Final Reading	849
Mar.	15	Correctly enrolled. President signed	863
Mar.	15	Explanation of vote	875
Mar.	16	Presented to Governor	899
Mar.	17	Approved by Governor	923

LEGISLATIVE BILL 380 By F. Carstens, Luedtke

Jan.	25	Read first time	175
Jan.	26	Referred to Committee on Judiciary	187
Feb.	8	Notice of hearing	352
Feb.	16	Placed on General File	525
Mar.	2	Referred for review	689
Mar.	4	Placed on Select File	719
Mar.	5	Referred for engrossment	746
Mar.	11	Correctly engrossed	821
Mar.	16	Final Reading	892
Mar.	17	Correctly enrolled. President signed	926
Mar.	18	Presented to Governor	947
Mar.	25	Approved by Governor	1022

LEGISLATIVE BILL 381 By F. Carstens, Luedtke

Jan.	25	Read first time	175
Jan.	26	Referred to Committee on Labor	187
Feb.	4	Notice of hearing	325
Feb.	23	Placed on General file	587
Mar.	12	Referred for review	854
Mar.	16	Placed on Select File	893
Mar.	17	Referred for engrossment	923
Mar.	22	Correctly engrossed	978
Mar.	23	Motion. Returned to Select File. Referred for engrossment	994
Mar.	25	Motion. Returned to Select File. Referred for engrossment	1035
Mar.	29	Correctly re-engrossed	1060
Apr.	1	Final Reading	1132
Apr.	2	Correctly enrolled	1158
Apr.	2	President signed	1159
Apr.	2	Explanation of vote	1168
Apr.	5	Presented to Governor	1175
Apr.	7	Approved by Governor	1224

LEGISLATIVE BILL 382 By F. Carstens, Luedtke

Jan.	25	Read first time	175
Jan.	26	Referred to Committee on Judiciary	187
Feb.	8	Notice of hearing	352
Feb.	26	Placed on General File	646
Mar.	12	Referred for review	856
Mar.	17	Placed on Select File	919
Mar.	18	Referred for engrossment	950
Mar.	23	Correctly engrossed	991
Mar.	31	Final Reading	1103
Apr.	1	Correctly enrolled	1124
Apr.	1	President signed	1125
Apr.	2	Presented to Governor	1159
Apr.	6	Approved by Governor	1196

LEGISLATIVE BILL 383 By F. Carstens, Luedtke

Jan.	25	Read first time	175
Jan.	26	Referred to Committee on Labor	187
Feb.	4	Notice of hearing	325
Feb.	23	Placed on General File	588
Mar.	12	Referred for review	855
Mar.	16	Placed on Select File	894
Mar.	17	Referred for engrossment	924

Mar.	19	Correctly engrossed	958
Mar.	29	Final Reading	1049
Mar.	30	Correctly enrolled	1075
Mar.	30	President signed	1076
Mar.	31	Presented to Governor	1109
Apr.	5	Approved by Governor	1183

LEGISLATIVE BILL 384 By F. Carstens, Luedtke

Jan.	25	Read first time	175
Jan.	26	Referred to Committee on Judiciary	187
Feb.	8	Notice of hearing	352
Feb.	26	Placed on General File	656
Mar.	12	Referred for review	856
Mar.	16	Placed on Select File	894
Mar.	17	Referred for engrossment	924
Mar.	19	Correctly engrossed	958
Mar.	29	Final Reading	1050
Mar.	30	Correctly enrolled	1075
Mar.	30	President signed	1076
Mar.	31	Presented to Governor	1109
Apr.	5	Approved by Governor	1183

LEGISLATIVE BILL 385 By F. Carstens, Luedtke

Jan.	25	Read first time	175
Jan.	26	Referred to Committee on Judiciary	187
Feb.	8	Notice of hearing	352
Feb.	16	Placed on General File	525
Mar.	2	Referred for review	689
Mar.	4	Placed on Select File	719
Mar.	5	Referred for engrossment	746
Mar.	10	Correctly engrossed	801
Mar.	15	Final Reading	872
Mar.	16	Correctly enrolled. President signed	898
Mar.	17	Presented to Governor	926
Mar.	25	Approved by Governor	1022

LEGISLATIVE BILL 386 By Waldo

Jan.	25	Read first time	175
Jan.	26	Referred to Committee on Education	187
Jan.	29	Notice of hearing	253
Feb.	12	Indefinitely postponed	495

LEGISLATIVE BILL 387 By C. Carsten, Waldo, Epke

Jan.	25	Read first time	176
Jan.	26	Referred to Committee on Agriculture and Recreation	187
Feb.	9	Notice of hearing	422
Mar.	3	Placed on General File	709
Apr.	13	Referred for review	1250
Apr.	15	Placed on Select File	1280
Apr.	16	Referred for engrossment	1317
Apr.	20	Correctly engrossed	1375
Apr.	23	Final Reading	1433
Apr.	26	Correctly enrolled	1474
Apr.	26	President signed	1475
Apr.	27	Presented to Governor	1504
Apr.	30	Approved by Governor	1582

LEGISLATIVE BILL 388 By Marvel

Jan.	25	Read first time	176
Jan.	25	Motion	177
Jan.	26	Placed on General File	187
Jan.	27	Referred for review	261
Feb.	3	Placed on Select File	308
Feb.	4	Referred for engrossment	329
Feb.	10	Correctly engrossed	440
Feb.	15	Final Reading	503
Feb.	16	Correctly enrolled. Speaker signed	517
Feb.	17	Presented to Governor	534
Feb.	19	Approved by Governor	575

LEGISLATIVE BILL 389 By Chambers

Jan.	25	Read first time	176
Jan.	26	Referred to Committee on Urban Affairs	187
Feb.	9	Notice of hearing	420
Mar.	5	Placed on General File	731
Apr.	20	Laid over	1381
Apr.	27	Request. Laid over	1509
Apr.	28	Request renewed. Withdrawn	1534

LEGISLATIVE BILL 390 By Luedtke

Jan.	25	Read first time	176
Jan.	26	Referred to Committee on Labor	187
Feb.	10	Notice of hearing	437
Mar.	5	Placed on General File	752
Mar.	10	Referred for review	808
Mar.	16	Placed on Select File	893

Mar.	17	Referred for engrossment	923
Mar.	22	Correctly engrossed	972
Mar.	30	Final Reading	1076
Mar.	31	Correctly enrolled	1096
Mar.	31	Speaker signed	1097
Apr.	1	Presented to Governor	1123
Apr.	5	Approved by Governor	1183

LEGISLATIVE BILL 390A By Luedtke

May	7	Read first time. Placed on General File	1742
May	13	Referred for review	1899
May	14	Placed on Select File	1918
May	14	Referred for engrossment	1944
May	17	Correctly engrossed	1956
May	26	Final Reading	2130
May	26	Correctly enrolled. President signed	2140
May	26	Presented to Governor	2144
May	26	Approved by Governor	2169

LEGISLATIVE BILL 391 By Luedtke

Jan.	25	Read first time	176
Jan.	26	Referred to Committee on Public Works	187
Feb.	1	Notice of hearing	270
Apr.	22	Placed on General File	1420

LEGISLATIVE BILL 392 By Stahmer

Jan.	25	Read first time	176
Jan.	26	Referred to Committee on Constitutional Revision	187
Feb.	2	Notice of hearing	300
Feb.	25	Indefinitely postponed	626

LEGISLATIVE BILL 393 By Stahmer

Jan.	25	Read first time	176
Jan.	26	Referred to Committee on Education	187
Jan.	29	Notice of hearing	252
Feb.	10	Indefinitely postponed	451

LEGISLATIVE BILL 394 By Stahmer

Jan.	25	Read first time	177
Jan.	26	Referred to Committee on Education	187
Jan.	29	Notice of hearing	252
Feb.	10	Indefinitely postponed	451

LEGISLATIVE BILL 395 By Stahmer

Jan.	25	Read first time	177
Jan.	26	Referred to Committee on Education	187
Jan.	29	Notice of hearing	252
Feb.	11	Indefinitely postponed	469

LEGISLATIVE BILL 396 By Luedtke, Wiltse

Jan.	25	Read first time	179
Jan.	26	Referred to Committee on Public Works	187
Feb.	1	Notice of hearing	270
Feb.	19	Placed on General File	564
Mar.	5	Referred for review	749
Mar.	11	Placed on Select File	820
Mar.	12	Referred for engrossment	851
Mar.	16	Replaced on Select File	893
Mar.	17	Referred for engrossment	923
Mar.	22	Correctly engrossed	978
Mar.	30	Final Reading	1077
Mar.	31	Correctly enrolled	1096
Mar.	31	Speaker signed	1097
Apr.	1	Presented to Governor	1123
Apr.	5	Approved by Governor	1183

LEGISLATIVE BILL 397 By Swanson

Jan.	25	Read first time	179
Jan.	26	Referred to Committee on Urban Affairs	187
Feb.	9	Notice of hearing	420
Feb.	24	Request. Withdrawn	617

LEGISLATIVE BILL 398 By Stull

Jan.	25	Read first time	179
Jan.	26	Referred to Committee on Miscellaneous Subjects	187
Feb.	2	Notice of hearing	286
Mar.	1	Placed on General File	661
Apr.	5	Motion lost	1182
Apr.	7	Referred for review	1224
Apr.	13	Placed on Select File	1242
Apr.	13	Referred for engrossment	1249
Apr.	19	Correctly engrossed	1344
Apr.	22	Final Reading	1405
Apr.	22	Explanation of vote	1418
Apr.	23	Correctly enrolled	1446
Apr.	23	President signed	1447
Apr.	26	Presented to Governor	1489
Apr.	28	Approved by Governor	1536

LEGISLATIVE BILL 399 By Duis

Jan.	25	Read first time	180
Jan.	26	Referred to Committee on Urban Affairs	187
Feb.	9	Notice of hearing	420
Mar.	1	Placed on General File	661
Mar.	12	Referred for review	856
Mar.	16	Placed on Select File	894
Mar.	17	Referred for engrossment	924
Mar.	22	Correctly engrossed	972
Mar.	30	Final Reading	1077
Mar.	31	Correctly enrolled	1096
Mar.	31	Speaker signed	1097
Apr.	1	Presented to Governor	1123
Apr.	5	Approved by Governor	1183

LEGISLATIVE BILL 400 By Stahmer

Jan.	25	Read first time	180
Jan.	26	Referred to Committee on Education	187
Jan.	29	Notice of hearing	252
Feb.	12	Indefinitely postponed	495

LEGISLATIVE BILL 401 By Waldron, DeCamp, Proud

Jan.	25	Read first time	180
Jan.	26	Referred to Committee on Judiciary	187
Feb.	1	Re-referred to Committee on Miscellaneous Subjects	271
Feb.	8	Notice of hearing	405
Mar.	1	Placed on General File	661
Apr.	6	Referred for review	1198
Apr.	13	Placed on Select File	1237
Apr.	13	Referred for engrossment	1246
Apr.	16	Correctly engrossed	1314
Apr.	20	Final Reading	1363
Apr.	21	Correctly enrolled. President signed	1391
Apr.	22	Presented to Governor	1425
Apr.	26	Approved by Governor	1485

LEGISLATIVE BILL 402 By Orme, Barnett, Warner

Jan. 25	Read first time	180
Jan. 26	Referred to Committee on Public Works	187
Feb. 1	Notice of hearing	270
Mar. 2	Placed on General File	691
Apr. 5	Laid over	1185
Apr. 7	Referred for review	1224
Apr. 14	Placed on Select File	1265
Apr. 15	Referred for engrossment	1285
Apr. 20	Replaced on Select File	1371
Apr. 21	Referred for engrossment	1392
Apr. 23	Correctly engrossed	1446
Apr. 28	Final Reading	1518
Apr. 29	Correctly enrolled	1546
Apr. 29	President signed	1547
Apr. 30	Presented to Governor	1582
May 5	Approved by Governor	1647

LEGISLATIVE BILL 403 By C. Carsten, Waldo, Epke

Jan. 25	Read first time	180
Jan. 26	Referred to Committee on Agriculture and Recreation	187
Feb. 9	Notice of hearing	422
Mar. 3	Placed on General File	709
Mar. 19	Referred for review	967
Mar. 23	Placed on Select File	990
Mar. 24	Referred for engrossment	1013
Mar. 29	Correctly engrossed	1060
Apr. 1	Final Reading	1134
Apr. 2	Correctly enrolled	1158
Apr. 2	President signed	1159
Apr. 2	Explanation of vote	1168
Apr. 5	Presented to Governor	1176
Apr. 7	Approved by Governor	1224

LEGISLATIVE BILL 404 By Swanson, Warner

Jan. 25	Read first time	180
Jan. 26	Referred to Committee on Miscellaneous Subjects	187
Feb. 2	Notice of hearing	286
Mar. 12	Placed on General File	859
Apr. 2	Bracketed	1170
Apr. 21	Laid over	1401
Apr. 28	Referred for review	1539

May	5	Placed on Select File	1661
May	6	Referred for engrossment	1712
May	10	Replaced on Select File	1776
May	11	Referred for engrossment	1822
May	14	Correctly engrossed	1911
May	17	Motion. Returned to Select File Referred for engrossment	1979
May	17	Replaced on Select File	1983
May	17	Referred for engrossment	1984
May	18	Correctly re-engrossed	2032
May	26	Final Reading	2131
May	26	Correctly enrolled. President signed	2140
May	26	Presented to Governor	2144
May	28	Approved by Governor	2170

LEGISLATIVE BILL 405 By F. Carstens, Luedtke, Proud, Waldron, DeCamp, Klaver

Jan.	25	Read first time	181
Jan.	25	Co-introducers added	179
Jan.	26	Referred to Committee on Appropriations	187

LEGISLATIVE BILL 406 By Proud

Jan.	25	Read first time	181
Jan.	26	Referred to Committee on Labor	187
Feb.	10	Notice of hearing	437
Mar.	5	Indefinitely postponed	753

LEGISLATIVE BILL 407 By Proud

Jan.	25	Read first time	181
Jan.	26	Referred to Committee on Agriculture and Recreation	187
Feb.	9	Notice of hearing	422
Mar.	3	Indefinitely postponed	709

LEGISLATIVE BILL 408 By Proud

Jan.	25	Read first time	181
Jan.	26	Referred to Committee on Education	187
Jan.	29	Notice of hearing	253
Mar.	10	Placed on General File	812
Apr.	22	Bracketed	1428
May	7	Referred for review	1734
May	11	Placed on Select File	1836
May	12	Referred for engrossment	1865
May	14	Motion. Returned to Select File	1914

May	14	Referred for engrossment	1916
May	14	Replaced on Select File	1917
May	14	Referred for engrossment	1943
May	14	Replaced on Select File	1955
May	17	Referred for engrossment	1975
May	17	Correctly engrossed	1977
May	20	Final Reading	2073
May	20	Correctly enrolled	2086
May	20	President signed	2087
May	20	Presented to Governor	2089
May	25	Approved by Governor	2099

LEGISALTIVE BILL 409 By Proud

Jan.	25	Read first time	181
Jan.	26	Referred to Committee on Revenue	187
Jan.	28	Notice of hearing	249
Mar.	4	Indefinitely postponed	721

LEGISLATIVE BILL 410 By DeCamp

Jan.	25	Read first time	181
Jan.	26	Referred to Committee on Government and Military Affairs	187
Jan.	29	Notice of hearing	253
Feb.	24	Indefinitely postponed	619

LEGISALTIVE BILL 411 By DeCamp

Jan.	25	Read first time	181
Jan.	26	Referred to Committee on Banking, Commerce and Insurance	187
Jan.	29	Notice of hearing	252
Feb.	19	Indefinitely postponed	577

LEGISLATIVE BILL 412 By Proud

Jan.	25	Read first time	182
Jan.	26	Referred to Committee on Judiciary	187
Feb.	8	Notice of hearing	352
Feb.	19	Placed on General File	562
Mar.	5	Referred for review	748
Mar.	9	Placed on Select File	797
Mar.	10	Referred for engrossment	805
Mar.	12	Correctly engrossed	846
Mar.	17	Final Reading	913
Mar.	18	Correctly enrolled	944
Mar.	18	President signed	945
Mar.	19	Presented to Governor	969
Mar.	25	Approved by Governor	1022

LEGISLATIVE BILL 413 By Whitney

Jan.	25	Read first time	202
Jan.	27	Referred to Committee on Public Works	209
Feb.	1	Notice of hearing	270
Feb.	19	Placed on General File	564
Mar.	5	Laid over	749
Mar.	8	Referred for review	772
Mar.	11	Placed on Select File	820
Mar.	12	Referred for engrossment	851
Mar.	16	Correctly engrossed	896
Mar.	25	Final Reading	1025
Mar.	29	Correctly enrolled. Speaker signed	1062
Mar.	30	Presented to Governor	1081
Apr.	6	Approved by Governor	1196

LEGISALTIVE BILL 414 By Carpenter

Jan.	26	Read first time	203
Jan.	27	Referred to Committee on Public Works	209
Feb.	9	Notice of hearing	421
Mar.	9	Placed on General File	795
Apr.	22	Motion lost	1426
Apr.	30	Request	1590
May	4	Referred for review	1641
May	6	Placed on Select File	1695
May	7	Referred for engrossment	1732
May	12	Correctly engrossed	1862
May	17	Final Reading	1959
May	17	Correctly enrolled. President signed	1977
May	17	Presented to Governor	1981
May	25	Approved by Governor	2096

LEGISLATIVE BILL 415 By Elrod, Kremer, Stromer

Jan.	26	Read first time	203
Jan.	27	Referred to Committee on Agriculture and Recreation	209
Feb.	12	Notice of hearing	494
Mar.	16	Placed on General File	905
Apr.	5	Laid over	1186
Apr.	7	Referred for review	1225
Apr.	14	Placed on Select File	1265
Apr.	15	Referred for engrossment	1285
Apr.	20	Correctly engrossed	1375
Apr.	23	Final Reading	1434
Apr.	26	Correctly enrolled	1474
Apr.	26	President signed	1475
Apr.	27	Presented to Governor	1504
Apr.	30	Approved by Governor	1582

LEGISLATIVE BILL 416 By Craft

Jan.	26	Read first time	203
Jan.	27	Referred to Committee on Miscellaneous Subjects	209
Feb.	2	Notice of hearing	286
Mar.	17	Placed on General File	921
Apr.	21	Request. Laid over	1395
Apr.	22	Request renewed. Withdrawn	1418

LEGISLATIVE BILL 417 By Craft

Jan.	26	Read first time	203
Jan.	27	Referred to Committee on Agriculture and Recreation	209
Feb.	9	Notice of hearing	422
Mar.	3	Placed on General File	709
Mar.	12	Referred for review	857
Mar.	17	Placed on Select File	920
Mar.	18	Referred for engrossment	951
Mar.	22	Correctly engrossed	978
Mar.	29	Final Reading	1051
Mar.	30	Correctly enrolled	1075
Mar.	30	President signed	1076
Mar.	31	Presented to Governor	1109
Apr.	5	Approved by Governor	1183

LEGISLATIVE BILL 418 By Craft

Jan.	26	Read first time	203
Jan.	27	Referred to Committee on Judiciary	209
Feb.	8	Notice of hearing	352
Feb.	19	Indefinitely postponed	563

LEGISLATIVE BILL 419 By Moylan

Jan.	26	Read first time	203
Jan.	27	Referred to Committee on Public Health and Welfare	209
Feb.	3	Notice of hearing	322
Feb.	18	Placed on General File	558
Mar.	3	Referred for review	713
Mar.	5	Placed on Select File	732
Mar.	8	Referred for engrossment	769
Mar.	10	Correctly engrossed	801
Mar.	11	Motion. Returned to Select File. Referred for review	840
Mar.	15	Correctly re-engrossed	862

Mar. 18	Final Reading	947
Mar. 19	Correctly enrolled	958
Mar. 19	President signed	959
Mar. 22	Presented to Governor	986
Mar. 25	Approved by Governor	1022

LEGISLATIVE BILL 420 By Ziebarth, Kennedy, Simpson, Whitney

Jan. 26	Read first time	204
Jan. 27	Referred to Committee on Education	209
Jan. 29	Notice of hearing	253
Feb. 12	Placed on General File	495
Feb. 23	Referred for review	606
Feb. 25	Placed on Select File	626
Feb. 26	Referred for engrossment	650
Mar. 2	Correctly engrossed	678
Mar. 5	Final Reading	743
Mar. 8	Correctly enrolled. President signed	761
Mar. 9	Presented to Governor	792
Mar. 10	Approved by Governor	809

LEGISLATIVE BILL 421 By Ziebarth, Kennedy, Simpson, Whitney

Jan. 26	Read first time	204
Jan. 27	Referred to Committee on Judiciary	209
Feb. 8	Notice of hearing	352
Feb. 19	Placed on General File	563
Mar. 5	Referred for review	748
Mar. 9	Placed on Select File	797
Mar. 10	Referred for engrossment	805
Mar. 12	Correctly engrossed	846
Mar. 17	Final Reading	914
Mar. 18	Correctly enrolled	944
Mar. 18	President signed	945
Mar. 19	Presented to Governor	969
Mar. 25	Approved by Governor	1022

LEGISLATIVE BILL 422 By Kremer

Jan. 26	Read first time	204
Jan. 27	Referred to Committee on Public Works	209
Feb. 1	Notice of hearing	270
Mar. 15	Placed on General File	882
Apr. 30	Referred for review	1593
May 5	Placed on Select File	1661A
May 6	Referred for engrossment	1713
May 10	Correctly engrossed	1779
May 12	Final Reading	1849

May	12	Correctly enrolled. President signed	1870
May	12	Presented to Governor	1872
May	17	Approved by Governor	1967

LEGISLATIVE BILL 423 By Morgan

Jan.	26	Read first time	204
Jan.	27	Referred to Committee on Miscellaneous Subjects	209
Feb.	2	Notice of hearing	286
Mar.	3	Placed on General File	708
Mar.	4	Change of order	729
Mar.	5	Request	749
Mar.	8	Motion. Indefinitely postponed	772

LEGISLATIVE BILL 424 By Morgan

Jan.	26	Read first time	204
Jan.	27	Referred to Committee on Miscellaneous Subjects	209
Feb.	2	Notice of hearing	286
Mar.	1	Placed on General File	661
Mar.	10	Motion. Indefinitely postponed	807

LEGISLATIVE BILL 425 By Orme

Jan.	26	Read first time	204
Jan.	27	Referred to Committee on Public Health and Welfare	209
Feb.	4	Re-referred to Committee on Judiciary	327
Feb.	11	Notice of hearing	462
Mar.	1	Hearing cancelled. Reset	662
Mar.	16	Placed on General File	884
May	4	Referred for review	1642
May	6	Placed on Select File	1695
May	7	Referred for engrossment	1732
May	13	Correctly engrossed	1889
May	18	Final Reading	1989
May	18	Correctly enrolled. President signed	2002
May	18	Presented to Governor	2011
May	25	Approved by Governor	2096

LEGISLATIVE BILL 426 By Ziebarth, Marvel

Jan.	26	Read first time	204
Jan.	27	Referred to Committee on Appropriations	209
Mar.	16	Notice of hearing	904
May	12	Placed on General File	1869
May	14	Change of order	1917
May	14	Referred for review	1919

May	14	Placed on Select File	1943
May	14	Referred for engrossment	1947
May	14	Replaced on Select File	1955
May	17	Referred for engrossment	1975
May	17	Correctly engrossed	1977
May	20	Final Reading	2074
May	20	Correctly enrolled	2086
May	20	President signed	2087
May	20	Presented to Governor	2089
May	26	Approved by Governor	2146

LEGISLATIVE BILL 427 By Carpenter

Jan.	26	Read first time	205
Jan.	27	Referred to Committee on Judiciary	209
Feb.	8	Notice of hearing	352
Mar.	16	Placed on General File	884
Apr.	6	Referred for review	1203
Apr.	13	Placed on Select File	1238
Apr.	13	Laid over	1247
Apr.	14	Referred for engrossment	1270
Apr.	19	Replaced on Select File	1340
Apr.	20	Referred for engrossment	1378
Apr.	22	Correctly engrossed	1404
Apr.	27	Final Reading	1499
Apr.	28	Correctly enrolled. President signed	1529
Apr.	29	Presented to Governor	1556
May	3	Approved by Governor	1610

LEGISLATIVE BILL 428 By Elrod

Jan.	26	Read first time	205
Jan.	27	Referred to Committee on Public Works	209
Feb.	1	Notice of hearing	270
Feb.	19	Indefinitely postponed	564

LEGISLATIVE BILL 429 By F. Carstens

Jan.	26	Read first time	205
Jan.	27	Referred to Committee on Public Works	209
Feb.	1	Notice of hearing	270
Feb.	19	Indefinitely postponed	564

LEGISLATIVE BILL 430 By F. Carstens

Jan.	26	Read first time	205
Jan.	27	Referred to Committee on Judiciary	209
Feb.	8	Notice of hearing	352

Feb. 17	Placed on General File	530
Mar. 3	Referred for review	712
Mar. 5	Placed on Select File	731
Mar. 8	Referred for engrossment	768
Mar. 10	Correctly engrossed	801
Mar. 15	Final Reading	873
Mar. 16	Correctly enrolled. President signed	898
Mar. 17	Presented to Governor	926
Mar. 25	Approved by Governor	1022

LEGISLATIVE BILL 431 By DeCamp

Jan. 26	Read first time	205
Jan. 27	Referred to Committee on Education	209
Jan. 29	Notice of hearing	253
Feb. 12	Indefinitely postponed	495

LEGISLATIVE BILL 432 By Ziebarth

Jan. 26	Read first time	205
Jan. 27	Referred to Committee on Urban Affairs	210
Feb. 8	Notice of hearing	420
Mar. 30	Placed on General File	1072
Apr. 15	Referred for review	1297
Apr. 20	Placed on Select File	1373
Apr. 21	Referred for engrossment	1393
Apr. 23	Correctly engrossed	1446
Apr. 28	Final Reading	1519
Apr. 29	Correctly enrolled	1546
Apr. 29	President signed	1547
Apr. 30	Presented to Governor	1582
May 5	Approved by Governor	1647

LEGISLATIVE BILL 433 By Maresh, Stahmer

Jan. 26	Read first time	205
Jan. 27	Referred to Committee on Revenue	210
Jan. 28	Notice of hearing	249
Mar. 5	Indefinitely postponed	751

LEGISLATIVE BILL 434 By Barnett, Morgan, Simpson

Jan. 26	Read first time	205
Jan. 27	Referred to Committee on Judiciary	210
Jan. 29	Re-referred to Committee on Urban Affairs	254
Feb. 9	Notice of hearing	420
Mar. 29	Indefinitely postponed	1044

LEGISLATIVE BILL 435 By Holmquist

Jan.	26	Read first time	206
Jan.	27	Referred to Committee on Urban Affairs	210
Feb.	9	Notice of hearing	420
Mar.	15	Placed on General File	862
Apr.	6	Referred for review	1202
Apr.	13	Placed on Select File	1238
Apr.	13	Referred for engrossment	1247
Apr.	16	Correctly engrossed	1314
Apr.	20	Final Reading	1364
Apr.	21	Correctly enrolled. President signed	1391
Apr.	22	Presented to Governor	1425
Apr.	26	Approved by Governor	1485

LEGISLATIVE BILL 436 By Stahmer

Jan.	26	Read first time	206
Jan.	27	Referred to Committee on Judiciary	210
Feb.	8	Notice of hearing	352
Feb.	19	Placed on General File	563
Mar.	5	Referred for review	748
Mar.	11	Placed on Select File	819
Mar.	12	Referred for engrossment	851
Mar.	16	Correctly engrossed	896
Mar.	19	Final Reading	962
Mar.	22	Correctly enrolled. President signed	972
Mar.	23	Presented to Governor	1003
Mar.	25	Motion	1034
Mar.	30	Motion	1080
Apr.	15	Motion. Returned to Select File	1282
Apr.	15	Referred for engrossment	1287
Apr.	19	Replaced on Select File	1340
Apr.	20	Referred for engrossment	1378
Apr.	22	Correctly engrossed	1404
Apr.	27	Final Reading	1500
Apr.	28	Correctly enrolled. President signed	1529
Apr.	29	Presented to Governor	1556
May	3	Approved by Governor	1610

LEGISLATIVE BILL 437 By DeCamp

Jan.	27	Read first time	217
Jan.	28	Referred to Committee on Labor	227
Feb.	10	Notice of hearing	437
Mar.	5	Placed on General File	753
Apr.	20	Motion. Indefinitely postponed	1383

LEGISLATIVE BILL 438 By DeCamp

Jan. 27 Read first time 217
Jan. 28 Referred to Committee on Labor 227
Feb. 10 Notice of hearing 437
Mar. 5 Indefinitely postponed 753

LEGISLATIVE BILL 439 By DeCamp

Jan. 27 Read first time 217
Jan. 28 Referred to Committee on Agriculture and Recreation 227
Mar. 3 Notice of hearing 715
May 7 Placed on General File 1750

LEGISLATIVE BILL 440 By Syas, DeCamp, Luedtke

Jan. 27 Read first time 218
Jan. 28 Referred to Committee on Urban Affairs 227
Feb. 9 Notice of hearing 420
Mar. 1 Placed on General File 661
Mar. 10 Referred for review 805
Mar. 10 Request 806
Mar. 10 Placed on Select File 815
Mar. 11 Referred for engrossment 838
Mar. 12 Correctly engrossed 846
Mar. 16 Motion. Returned to Select File. Request. Referred for engrossment 899
Mar. 18 Correctly re-engrossed 944
Mar. 23 Final Reading 993
Mar. 24 Correctly enrolled. President signed 1009
Mar. 25 Presented to Governor 1034
Mar. 29 Approved by Governor 1057

LEGISLATIVE BILL 441 By Elrod

Jan. 27 Read first time 218
Jan. 28 Referred to Committee on Judiciary 227
Feb. 11 Notice of hearing 462
Mar. 1 Hearing cancelled. Reset 662
Mar. 15 Placed on General File 878
Apr. 6 Referred for review 1202
Apr. 13 Placed on Select File 1238
Apr. 13 Referred for engrossment 1247
Apr. 16 Correctly engrossed 1314
Apr. 20 Final Reading 1365
Apr. 21 Correctly enrolled. President signed 1391
Apr. 22 Presented to Governor 1425
Apr. 28 Approved by Governor 1536

LEGISLATIVE BILL 442 By Savage, Snyder

Jan. 27	Read first time	218
Jan. 28	Referred to Committee on Miscellaneous Subjects	227
Feb. 2	Notice of hearing	286
Apr. 16	Placed on General File	1324
Apr. 22	Request	1423
Apr. 22	Referred for review	1426
May 3	Placed on Select File	1607
May 4	Referred for engrossment	1631
May 10	Correctly engrossed	1779
May 12	Final Reading	1849
May 12	Correctly enrolled. President signed	1870
May 12	Presented to Governor	1872
May 17	Approved by Governor	1967

LEGISLATIVE BILL 443 By Carpenter

Jan. 27	Read first time	218
Jan. 28	Referred to Committee on Public Health and Welfare	227
Feb. 8	Notice of hearing	405
Mar. 12	Placed on General File	845
Apr. 22	Motion. Indefinitely postponed	1429

LEGISLATIVE BILL 444 By DeCamp

Jan. 27	Read first time	218
Jan. 28	Referred to Committee on Miscellaneous Subjects	227
Feb. 2	Notice of hearing	286
Mar. 5	Indefinitely postponed	753

LEGISLATIVE BILL 445 By Holmquist

Jan. 27	Read first time	219
Jan. 28	Referred to Committee on Education	227
Feb. 8	Notice of hearing	352
Feb. 23	Placed on General File	607
Mar. 22	Referred for review	978
Mar. 24	Placed on Select File	1008
Mar. 25	Referred for engrossment	1033
Mar. 29	Correctly engrossed	1060
Apr. 1	Final Reading	1135
Apr. 2	Correctly enrolled	1158
Apr. 2	President signed	1159
Apr. 2	Explanation of vote	1168
Apr. 5	Presented to Governor	1176
Apr. 7	Approved by Governor	1224

LEGISLATIVE BILL 446 By Chambers, Orme

Jan.	27	Read first time	219
Jan.	28	Referred to Committee on Education	228
Feb.	8	Notice of hearing	352
Feb.	24	Placed on General File	614
Mar.	18	Motion lost	954
Mar.	22	Referred for review	978
Mar.	24	Placed on Select File	1008
Mar.	25	Motion	1033
Mar.	29	Referred for engrossment	1062
Mar.	29	Bracketed	1066
Apr.	5	Unbracketed	1180
Apr.	6	Correctly engrossed	1191
Apr.	14	Failed on Final Reading	1269

LEGISLATIVE BILL 447 By Ziebarth, Simpson, Kennedy

Jan.	27	Read first time	219
Jan.	28	Referred to Committee on Education	228
Feb.	8	Notice of hearing	352
Feb.	24	Placed on General File	622
Mar.	19	Referred for review	964
Mar.	23	Placed on Select File	988
Mar.	24	Referred for engrossment	1011
Mar.	29	Correctly engrossed	1060
Apr.	1	Final Reading	1136
Apr.	2	Correctly enrolled	1158
Apr.	2	President signed	1159
Apr.	2	Explanation of vote	1168
Apr.	5	Presented to Governor	1176
Apr.	7	Approved by Governor	1224

LEGISLATIVE BILL 448 By Ziebarth, Simpson, Kennedy

Jan.	27	Read first time	219
Jan.	28	Referred to Committee on Education	228
Feb.	8	Notice of hearing	352
Feb.	19	Indefinitely postponed	582

LEGISLATIVE BILL 449 By Ziebarth, Simpson, Kennedy

Jan.	27	Read first time	219
Jan.	28	Referred to Committee on Education	228
Feb.	8	Notice of hearing	352
Mar.	29	Indefinitely postponed	1067

LEGISLATIVE BILL 450 By Ziebarth, Simpson, Kennedy

Jan.	27	Read first time	219
Jan.	28	Referred to Committee on Education	228
Feb.	8	Notice of hearing	352
Feb.	23	Placed on General File	608
Mar.	18	Referred for review	954
Mar.	22	Placed on Select File	980
Mar.	23	Referred for engrossment	994
Mar.	24	Replaced on Select File	1007
Mar.	25	Referred for engrossment	1033
Mar.	29	Correctly engrossed	1060
Apr.	1	Final Reading	1136
Apr.	2	Correctly enrolled	1158
Apr.	2	President signed	1159
Apr.	2	Explanation of vote	1168
Apr.	5	Presented to Governor	1176
Apr.	7	Approved by Governor	1224

LEGISLATIVE BILL 451 By Waldron, Kremer, Craft

Jan.	27	Read first time	220
Jan.	28	Referred to Committee on Miscellaneous Subjects	228
Feb.	2	Notice of hearing	286
May	3	Placed on General File	1609

LEGISLATIVE BILL 452 By Holmquist

Jan.	27	Read first time	222
Jan.	29	Referred to Committee on Nebraska Retirement Systems Advisory	228
Mar.	3	Request. Laid over	713
Mar.	4	Request renewed. Withdrawn	720

LEGISLATIVE BILL 453 By Holmquist

Jan.	27	Read first time	222
Jan.	28	Referred to Committee on Nebraska Retirement Systems Advisory	228
Feb.	18	Notice of hearing	556
Mar.	4	Placed on General File	721
Mar.	12	Referred for review	858
Mar.	17	Placed on Select File	920
Mar.	18	Referred for engrossment	951
Mar.	23	Correctly engrossed	991
Mar.	31	Final Reading	1104
Apr.	1	Correctly enrolled	1124
Apr.	1	President signed	1125
Apr.	2	Presented to Governor	1159
Apr.	6	Approved by Governor	1196

LEGISLATIVE BILL 454 By Holmquist

Jan.	27	Read first time	223
Jan.	28	Referred to Committee on Nebraska Retirement Systems Advisory	228
Mar.	8	Notice of hearing	774

LEGISLATIVE BILL 455 By Waldron, Luedtke

Jan.	27	Read first time	223
Jan.	28	Referred to Committee on Education	228
Feb.	4	Re-referred to Committee on Nebraska Retirement Systems Advisory	328
Mar.	8	Notice of hearing	774
Apr.	14	Placed on General File	1265
May	10	Change of order	1789
May	13	Referred for review	1899
May	14	Placed on Select File	1941
May	14	Referred for engrossment	1946
May	17	Correctly engrossed	1984
May	20	Final Reading	2074
May	20	Correctly enrolled	2086
May	20	President signed	2087
May	20	Presented to Governor	2089
May	25	Approved by Governor	2100

LEGISLATIVE BILL 455A By Waldron

May	7	Read first time. Placed on General File	1761
May	13	Referred for review	1899
May	14	Placed on Select File	1918
May	14	Referred for engrossment	1944
May	17	Correctly engrossed	1956
May	19	Final Reading	2042
May	19	Explanation of vote	2059
May	19	Correctly enrolled	2061
May	19	President signed	2062
May	19	Presented to Governor	2067
May	25	Approved by Governor	2100

LEGISLATIVE BILL 456 By Waldron

Jan.	27	Read first time	223
Jan.	28	Referred to Committee on Agriculture and Recreation	228
Feb.	9	Notice of hearing	422
Mar.	3	Indefinitely postponed	709

LEGISLATIVE BILL 457 By Waldron

Jan.	27	Read first time	223
Jan.	28	Referred to Committee on Agriculture and Recreation	228
Feb.	9	Notice of hearing	422
Mar.	3	Indefinitely postponed	709

LEGISLATIVE BILL 458 By Barnett, Hasebroock

Jan.	27	Read first time	223
Jan.	28	Referred to Committee on Judiciary	228
Feb.	11	Notice of hearing	462
Mar.	1	Hearing cancelled. Reset	662
Apr.	2	Placed on General File	1154
Apr.	15	Referred for review	1297
Apr.	20	Placed on Select File	1374
Apr.	21	Referred for engrossment	1394
Apr.	23	Correctly engrossed	1446
Apr.	28	Final Reading	1519
Apr.	29	Correctly enrolled	1546
Apr.	29	President signed	1547
Apr.	30	Presented to Governor	1582
May	5	Approved by Governor	1647

LEGISLATIVE BILL 459 By Syas, Keyes

Jan.	27	Read first time	224
Jan.	28	Referred to Committee on Miscellaneous Subjects	228
Feb.	8	Notice of hearing	405
Mar.	1	Placed on General File	661
Mar.	19	Referred for review	967
Mar.	23	Placed on Select File	990
Mar.	24	Referred for engrossment	1012
Mar.	29	Correctly engrossed	1060
Apr.	1	Final Reading	1137
Apr.	2	Correctly enrolled	1158
Apr.	2	President signed	1159
Apr.	2	Explanation of vote	1168
Apr.	5	Presented to Governor	1176
Apr.	7	Approved by Governor	1224

LEGISLATIVE BILL 460 By Luedtke

Jan.	27	Read first time	224
Jan.	28	Referred to Committee on Banking, Commerce and Insurance	228
Feb.	8	Notice of hearing	420

Mar.	4	Placed on General File	728
Mar.	19	Referred for review	968
Mar.	23	Placed on Select File	990
Mar.	24	Referred for engrossment	1013
Mar.	29	Correctly engrossed	1060
Apr.	1	Final Reading	1138
Apr.	2	Correctly enrolled	1158
Apr.	2	President signed	1159
Apr.	2	Explanation of vote	1168
Apr.	5	Presented to Governor	1176
Apr.	7	Approved by Governor	1224

LEGISLATIVE BILL 461 By Syas, Kremer

Jan.	27	Read first time	224
Jan.	28	Referred to Committee on Agriculture and Recreation	228
Feb.	9	Notice of hearing	422
Apr.	20	Placed on General File	1381

LEGISLATIVE BILL 462 By Warner, Elrod

Jan.	28	Read first time	241
Jan.	29	Referred to Committee on Appropriations	253
Feb.	4	Re-referred to Committee on Education	328
Feb.	8	Notice of hearing	353
Mar.	4	Placed on General File	728
Apr.	13	Unbracketed	1250
Apr.	15	Change of order	1295
Apr.	16	Laid over	1318
Apr.	16	Co-introducers added. Referred for review	1320
Apr.	16	Motion. Laid over	1327
Apr.	19	Motion renewed. Motion lost	1351
Apr.	21	Placed on Select File	1389
Apr.	22	Referred for engrossment	1416
Apr.	26	Replaced on Select File	1471
Apr.	26	Motion lost	1481
Apr.	27	Referred for engrossment	1505
Apr.	29	Correctly engrossed	1546
Apr.	29	Motion. Returned to Select File	1555
Apr.	29	Referred for engrossment. Request	1556
May	3	Co-introducer withdrawn	1597
May	3	Replaced on Select File	1604
May	4	Referred for engrossment	1630
May	7	Correctly engrossed	1741
May	11	Failed on Final Reading	1802

LEGISLATIVE BILL 463 By Carpenter

Jan.	28	Read first time	241
Jan.	29	Referred to Committee on Education	253
Feb.	8	Notice of hearing	352
Feb.	23	Placed on General File	608
Mar.	10	Laid over	806
Mar.	11	Bracketed	839
Mar.	16	Referred for review	901
Mar.	18	Placed on Select File	944
Mar.	19	Referred for engrossment	964
Mar.	22	Bracketed	977
Mar.	23	Correctly engrossed	991
May	20	Unbracketed. Final Reading	2080
May	20	Correctly enrolled. President signed	2087
May	20	Presented to Governor	2089
May	25	Approved by Governor	2100

LEGISLATIVE BILL 463A By Carpenter

Mar.	15	Read first time. Placed on General File	877
Mar.	16	Referred for review	901
Mar.	18	Placed on Select File	944
Mar.	19	Referred for engrossment	964
Mar.	23	Correctly engrossed	991
May	20	Unbracketed	2080
May	20	Final Reading	2081
May	20	Correctly enrolled. President signed	2087
May	20	Presented to Governor	2089
May	25	Approved by Governor	2100

LEGISLATIVE BILL 464 By F. Carstens

Jan.	28	Read first time	241
Jan.	29	Referred to Committee on Judiciary	253
Feb.	11	Notice of hearing	462
Mar.	1	Hearing cancelled. Reset	662
Mar.	15	Placed on General File	878
Mar.	19	Referred for review	969
Mar.	24	Placed on Select File	1008
Mar.	25	Referred for engrossment	1033
Mar.	30	Correctly engrossed	1075
Apr.	2	Final Reading	1156
Apr.	5	Correctly enrolled	1176
Apr.	5	President signed	1177
Apr.	6	Presented to Governor	1197
Apr.	13	Approved by Governor	1235

LEGISLATIVE BILL 465 By Orme

Jan.	28	Read first time	242
Jan.	29	Referred to Committee on Judiciary	253
Feb.	11	Notice of hearing	462
Feb.	24	Request. Laid over	612
Feb.	25	Request renewed. Withdrawn	641

LEGISLATIVE BILL 466 By F. Carstens

Jan.	28	Read first time	242
Jan.	29	Referred to Committee on Miscellaneous Subjects	253
Feb.	2	Notice of hearing	286
Mar.	3	Placed on General File	708
Mar.	12	Referred for review	857
Mar.	17	Placed on Select File	919
Mar.	18	Referred for engrossment	951
Mar.	22	Correctly engrossed	978
Mar.	30	Final Reading	1078
Mar.	31	Correctly enrolled	1096
Mar.	31	Speaker signed	1097
Apr.	1	Presented to Governor	1123
Apr.	5	Approved by Governor	1183

LEGISLATIVE BILL 467 By Swanson

Jan.	28	Read first time	242
Jan.	29	Referred to Committee on Public Health and Welfare	253
Feb.	11	Notice of hearing	454
Mar.	18	Indefinitely postponed	953

LEGISLATIVE BILL 468 By Ziebarth

Jan.	28	Read first time	242
Jan.	29	Referred to Committee on Education	253
Feb.	8	Notice of hearing	352
Mar.	8	Placed on General File	775
Apr.	20	Referred for review	1384
May	3	Placed on Select File	1606
May	4	Referred for engrossment	1630
May	7	Correctly engrossed	1741
May	11	Final Reading	1803
May	12	Correctly enrolled. President signed	1863
May	12	Presented to Governor	1872
May	17	Approved by Governor	1967

LEGISLATIVE BILL 469 By Ziebarth, Whitney, Simpson, Kennedy

Jan.	28	Read first time	242
Jan.	29	Referred to Committee on Education	253
Feb.	8	Notice of hearing	352
Feb.	25	Placed on General File	639
Mar.	19	Referred for review	964
Mar.	23	Placed on Select File	988
Mar.	24	Referred for engrossment	1011
Mar.	29	Correctly engrossed	1060
Apr.	1	Final Reading	1138
Apr.	2	Correctly enrolled	1158
Apr.	2	President signed	1159
Apr.	2	Explanation of vote	1168
Apr.	5	Presented to Governor	1176
Apr.	7	Approved by Governor	1224

LEGISLATIVE BILL 470 By Ziebarth, Whitney, Simpson, Kennedy

Jan.	28	Read first time	243
Jan.	29	Referred to Committee on Education	253
Feb.	8	Notice of hearing	352
Feb.	24	Placed on General File	623
Mar.	19	Laid over	965
Mar.	22	Change of order. Referred for review	979
Mar.	24	Placed on Select File	1009
Mar.	25	Referred for engrossment	1033
Apr.	6	Correctly engrossed	1191
Apr.	14	Final Reading	1270
Apr.	15	Correctly enrolled. President signed	1281
Apr.	16	Presented to Governor	1323
Apr.	19	Approved by Governor	1353

LEGISLATIVE BILL 471 By Carpenter

Jan.	28	Read first time	243
Jan.	29	Referred to Committee on Judiciary	253
Feb.	11	Notice of hearing	462
Mar.	1	Hearing cancelled. Reset	662
Mar.	18	Indefinitely postponed	945

LEGISLATIVE BILL 472 By Kennedy

Jan.	28	Read first time	243
Jan.	29	Referred to Committee on Public Health and Welfare	253
Feb.	9	Notice of hearing	421
Mar.	29	Placed on General File	1058
May	11	Request. Laid over	1840
May	12	Request renewed. Withdrawn	1864

LEGISLATIVE BILL 473 By Duis

Jan.	28	Read first time	243
Jan.	29	Referred to Committee on Appropriations	253
Mar.	16	Notice of hearing	904

LEGISLATIVE BILL 474 By Duis

Jan.	28	Read first time	243
Jan.	29	Referred to Committee on Public Works	253
Feb.	9	Notice of hearing	421
Mar.	15	Placed on General File	882
Apr.	15	Referred for review	1298
Apr.	21	Placed on Select File	1389
Apr.	22	Referred for engrossment	1416
Apr.	26	Correctly engrossed	1474
Apr.	29	Final Reading	1548
Apr.	30	Correctly enrolled. President signed	1580
May	3	Presented to Governor	1610
May	5	Approved by Governor	1647

LEGISLATIVE BILL 475 By Holmquist

Jan.	28	Read first time	243
Jan.	29	Referred to Committee on Nebraska Retirement Systems Advisory	253
Feb.	18	Notice of hearing	556
Mar.	4	Placed on General File	721
Apr.	19	Referred for review	1353
Apr.	22	Placed on Select File	1404
Apr.	23	Referred for engrossment	1461
Apr.	27	Correctly engrossed	1494
Apr.	30	Final Reading	1571
May	3	Correctly enrolled	1608
May	3	President signed	1609
May	4	Presented to Governor	1643
May	11	Approved by Governor	1801

LEGISLATIVE BILL 476 By Holmquist

Jan.	28	Read first time	243
Jan.	29	Referred to Committee on Nebraska Retirement Systems Advisory	253
Feb.	18	Notice of hearing	556
Mar.	4	Placed on General File	721
Apr.	19	Referred for review	1354

Apr.	26	Placed on Select File	1473
Apr.	27	Referred for engrossment	1506
Apr.	29	Correctly engrossed	1546
May	4	Final Reading	1625
May	5	Correctly enrolled. Speaker signed	1662
May	5	Explanation of vote	1684
May	6	Presented to Governor	1721
May	11	Approved by Governor	1801

LEGISLATIVE BILL 477 By Holmquist

Jan.	28	Read first time	244
Jan.	29	Referred to Committee on Government and Military Affairs	253
Feb.	1	Notice of hearing	278
Feb.	15	Placed on General File	508
Feb.	23	Referred for review	607
Feb.	25	Placed on Select File	627
Feb.	26	Referred for engrossment	650
Mar.	2	Correctly engrossed	678
Mar.	5	Final Reading	743
Mar.	8	Correctly enrolled. President signed	761
Mar.	9	Presented to Governor	792
Mar.	10	Approved by Governor	809

LEGISLATIVE BILL 478 By Lewis, Clark

Jan.	28	Read first time	244
Jan.	29	Referred to Committee on Labor	253
Feb.	17	Notice of hearing	534
Mar.	5	Placed on General File	753
Mar.	19	Referred for review	965
Mar.	23	Placed on Select File	988
Mar.	24	Referred for engrossment	1011
Mar.	29	Correctly engrossed	1060
Apr.	1	Bracketed	1139
Apr.	7	Motion. Returned to Select File	1219
Apr.	13	Laid over	1245
Apr.	13	Referred for engrossment	1250
Apr.	20	Correctly re-engrossed	1375
Apr.	23	Final Reading	1435
Apr.	26	Correctly enrolled	1474
Apr.	26	President signed	1475
Apr.	27	Presented to Governor	1504
Apr.	30	Approved by Governor	1582

LEGISLATIVE BILL 479 By Keyes

Jan.	28	Read first time	244
Jan.	29	Referred to Committee on Revenue	253
Feb.	3	Notice of hearing	322
Feb.	18	Indefinitely postponed	559

LEGISLATIVE BILL 480 By Barnett, Luedtke, Simpson

Jan.	28	Read first time	244
Jan.	29	Referred to Committee on Public Health and Welfare	253
Feb.	8	Notice of hearing	421
Feb.	25	Hearing reset	642
Mar.	18	Indefinitely postponed	953

LEGISLATIVE BILL 481 By Barnett, Simpson

Jan.	28	Read first time	244
Jan.	29	Referred to Committee on Banking, Commerce and Insurance	253
Feb.	9	Notice of hearing	420
Feb.	24	Hearing cancelled. Reset	620
Apr.	1	Placed on General File	1125

LEGISLATIVE BILL 482 By Carpenter

Jan.	28	Read first time	244
Jan.	29	Referred to Committee on Revenue	253
Feb.	17	Notice of hearing	537
Apr.	15	Indefinitely postponed	1279

LEGISLATIVE BILL 483 By Luedtke

Jan.	28	Read first time	244
Jan.	29	Referred to Committee on Judiciary	253
Feb.	8	Notice of hearing	352
Feb.	26	Placed on General File	656
Mar.	19	Referred for review	967
Mar.	23	Placed on Select File	989
Mar.	24	Referred for engrossment	1012
Mar.	29	Correctly engrossed	1060
Apr.	1	Final Reading	1139
Apr.	2	Correctly enrolled	1158
Apr.	2	President signed	1159
Apr.	2	Explanation of vote	1168
Apr.	5	Presented to Governor	1176
Apr.	7	Approved by Governor	1224

LEGISLATIVE BILL 484 By Luedtke

Jan.	28	Read first time	245
Jan.	29	Referred to Committee on Judiciary	253
Feb.	8	Notice of hearing	352
Mar.	8	Placed on General File	757
Mar.	19	Referred for review	968
Mar.	23	Placed on Select File	990
Mar.	24	Referred for engrossment	1013
Mar.	29	Replaced on Select File	1061
Mar.	30	Referred for engrossment	1081
Apr.	1	Correctly engrossed	1124
Apr.	6	Final Reading	1192
Apr.	7	Correctly enrolled. President signed	1219
Apr.	13	Presented to Governor	1235
Apr.	14	Approved by Governor	1271

LEGISLATIVE BILL 485 By Luedtke

Jan.	28	Read first time	245
Jan.	29	Referred to Committee on Judiciary	253
Feb.	8	Notice of hearing	352
Feb.	26	Placed on General File	656
Mar.	19	Referred for review	967
Mar.	23	Placed on Select File	989
Mar.	24	Referred for engrossment	1012
Mar.	29	Correctly engrossed	1060
Apr.	1	Final Reading	1140
Apr.	2	Correctly enrolled	1158
Apr.	2	President signed	1159
Apr.	2	Explanation of vote	1168
Apr.	5	Presented to Governor	1176
Apr.	7	Approved by Governor	1224

LEGISLATIVE BILL 486 By Luedtke

Jan.	28	Read first time	245
Jan.	29	Referred to Committee on Miscellaneous Subjects	253
Feb.	2	Re-referred to Committee on Judiciary	288
Feb.	8	Notice of hearing	352
Feb.	26	Placed on General File	656
Mar.	19	Referred for review	967
Mar.	23	Placed on Select File	989
Mar.	24	Referred for engrossment	1012
Mar.	29	Correctly engrossed	1060
Apr.	1	Final Reading	1142
Apr.	2	Correctly enrolled	1158
Apr.	2	President signed	1159
Apr.	2	Explanation of vote	1168
Apr.	5	Presented to Governor	1176
Apr.	7	Approved by Governor	1224

LEGISLATIVE BILL 487 By Luedtke

Jan. 28	Read first time	245
Jan. 29	Referred to Committee on Miscellaneous Subjects	253
Feb. 2	Re-referred to Committee on Judiciary	288
Feb. 8	Notice of hearing	352
Feb. 26	Placed on General File	656
Mar. 19	Referred for review	967
Mar. 23	Placed on Select File	989
Mar. 24	Referred for engrossment	1012
Mar. 29	Correctly engrossed	1061
Apr. 1	Final Reading	1141
Apr. 2	Correctly enrolled	1158
Apr. 2	President signed	1159
Apr. 2	Explanation of vote	1168
Apr. 5	Presented to Governor	1176
Apr. 7	Approved by Governor	1224

LEGISLATIVE BILL 488 By Luedtke

Jan. 28	Read first time	245
Jan. 29	Referred to Committee on Judiciary	253
Feb. 8	Notice of hearing	352
Feb. 26	Placed on General File	656
Mar. 19	Referred for review	967
Mar. 23	Placed on Select File	989
Mar. 24	Referred for engrossment	1012
Mar. 29	Correctly engrossed	1061
Apr. 1	Final Reading	1142
Apr. 2	Correctly enrolled	1158
Apr. 2	President signed	1159
Apr. 2	Explanation of vote	1168
Apr. 5	Presented to Governor	1176
Apr. 7	Approved by Governor	1224

LEGISLATIVE BILL 489 By Luedtke

Jan. 28	Read first time	246
Jan. 29	Referred to Committee on Judiciary	253
Feb. 8	Notice of hearing	352
Feb. 26	Placed on General File	656
Mar. 19	Referred for review	967
Mar. 23	Placed on Select File	990
Mar. 24	Referred for engrossment	1012
Mar. 29	Correctly engrossed	1061
Apr. 1	Final Reading	1142
Apr. 2	Correctly enrolled	1158

Apr.	2	President signed	1159
Apr.	2	Explanation of vote	1168
Apr.	5	Presented to Governor	1176
Apr.	7	Approved by Governor	1224

LEGISLATIVE BILL 490 By Johnson, Proud

Jan.	28	Read first time	246
Jan.	29	Referred to Committee on Banking, Commerce, and Insurance	253
Feb.	9	Notice of hearing	420
Feb.	24	Hearing cancelled. Reset	620
Apr.	1	Placed on General File	1125
May	10	Laid over	1797
May	12	Referred for review	1874
May	13	Placed on Select File	1902
May	13	Referred for engrossment	1904
May	17	Replaced on Select File	1983
May	17	Referred for engrossment	1984
May	17	Correctly engrossed	1987
May	25	Bracketed on Final Reading	2104

LEGISLATIVE BILL 491 By Waldo, Kremer, Maresh

Jan.	28	Read first time	246
Jan.	29	Referred to Committee on Revenue	254
Feb.	3	Notice of hearing	322
Feb.	19	Placed on General File	562
Mar.	5	Referred for review	747
Mar.	10	Placed on Select File	801
Mar.	11	Referred for engrossment	838
Mar.	15	Correctly engrossed	862
Mar.	18	Final Reading	948
Mar.	19	Correctly enrolled. President signed	959
Mar.	22	Presented to Governor	986
Mar.	25	Approved by Governor	1022

LEGISLATIVE BILL 492 By Moylan

Jan.	28	Read first time	246
Jan.	29	Referred to Committee on Government and Military Affairs	254
Feb.	1	Notice of hearing	278
Feb.	15	Placed on General File	508
Feb.	23	Referred for review	607
Feb.	25	Placed on Select File	627
Feb.	26	Referred for engrossment	650

Mar.	2	Correctly engrossed	678
Mar.	5	Final Reading	744
Mar.	8	Correctly enrolled. President signed	761
Mar.	9	Presented to Governor	792
Mar.	10	Approved by Governor	809

LEGISLATIVE BILL 493 By Waldron, Proud, Hasebroock

Jan.	28	Read first time	249
Jan.	29	Referred to Committee on Revenue	254
Feb.	3	Notice of hearing	322
Feb.	18	Placed on General File	558
Mar.	5	Referred for review	747
Mar.	10	Placed on Select File	801
Mar.	11	Referred for engrossment	838
Mar.	15	Correctly engrossed	862
Mar.	18	Final Reading	949
Mar.	19	Correctly enrolled. President signed	959
Mar.	22	Presented to Governor	986
Mar.	25	Approved by Governor	1022

LEGISLATIVE BILL 494 By Hasebroock

Jan.	28	Read first time	249
Jan.	29	Referred to Committee on Public Works	254
Feb.	9	Notice of hearing	421
Mar.	2	Placed on General File	691
Mar.	12	Referred for review	857
Mar.	15	Placed on Select File	895
Mar.	17	Referred for engrossment	925
Mar	23	Replaced on Select File	988
Mar.	24	Referred for engrossment	1011
Mar.	29	Correctly engrossed	1061
Apr.	1	Final Reading	1143
Apr.	2	Correctly enrolled	1158
Apr.	2	President signed	1159
Apr.	2	Explanation of vote	1168
Apr.	5	Presented to Governor	1176
Apr.	7	Approved by Governor	1224

LEGISALTIVE BILL 495 By Moylan

Jan.	28	Read first time	250
Jan.	29	Referred to Committee on Judiciary	254
Feb.	11	Notice of hearing	462
Mar.	8	Placed on General File	759
Mar.	19	Referred for review	968
Mar.	23	Placed on Select File	991
Mar.	24	Referred for engrossment	1013

Mar.	29	Replaced on Select File	1061
Mar.	30	Referred for engrossment	1081
Apr.	2	Correctly engrossed	1154
Apr.	7	Final Reading	1219
Apr.	13	Correctly enrolled	1242
Apr.	13	President signed	1243
Apr.	14	Presented to Governor	1274
Apr.	16	Approved by Governor	1325

LEGISLATIVE BILL 496 By Moylan

Jan.	28	Read first time	250
Jan.	29	Referred to Committee on Public Health and Welfare	254
Feb.	12	Notice of hearing	473
Mar.	18	Placed on General File	952
Apr.	15	Referred for review	1296
Apr.	20	Placed on Select File	1372
Apr.	21	Laid over	1393
Apr.	22	Request. Laid over	1414
Apr.	23	Bracketed	1460
May	10	Considered	1786
May	11	Unbrackted. Referred for engrossment	1805
May	13	Correctly engrossed	1889
May	18	Final Reading	1990
May	18	Correctly enrolled. President signed	2001
May	18	Presented to Governor	2011
May	25	Approved by Governor	2096

LEGISLATIVE BILL 497 By C. Carsten

Jan.	28	Read first time	250
Jan.	29	Referred to Committee on Urban Affairs	254
Feb.	2	Co-introducer added	304
Feb.	9	Notice of hearing	420
Mar.	30	Placed on General File	1072
Apr.	15	Referred for review	1297
Apr.	20	Placed on Select File	1374
Apr.	21	Referred for engrossment	1393
Apr.	23	Correctly engrossed	1446
Apr.	28	Final Reading	1520
Apr.	29	Correctly enrolled	1546
Apr.	29	President signed	1547
Apr.	30	Presented to Governor	1582
May	5	Approved by Governor	1647

LEGISLATIVE BILL 498 By Stahmer

Jan.	28	Read first time	250
Jan.	29	Referred to Committee on Education	254
Feb.	8	Notice of hearing	352
Feb.	19	Placed on General File	582
Mar.	20	Motion. Indefinitely postponed	808

LEGISLATIVE BILL 499 By Luedtke, F. Carstens

Jan.	28	Read first time	250
Jan.	29	Referred to Committee on Labor	254
Feb.	12	Notice of hearing	496
Mar.	29	Placed on General File	1045
Apr.	7	Referred for review	1229
Apr.	14	Placed on Select File	1266
Apr.	15	Referred for engrossment	1286
Apr.	20	Correctly engrossed	1375
Apr.	23	Final Reading	1435
Apr.	26	Correctly enrolled	1474
Apr.	26	President signed	1475
Apr.	27	Presented to Governor	1504
Apr.	30	Approved by Governor	1582

LEGISLATIVE BILL 500 By Whitney, Hasebroock, Syas

Jan.	29	Read first time	257
Feb.	1	Referred to Committee on Constitutional Revision	270
Feb.	4	Notice of hearing	342
Mar.	3	Indefinitely postponed	695

LEGISLATIVE BILL 501 By Whitney, Hasebroock, Syas

Jan.	29	Read first time	257
Feb.	1	Referred to Committee on Constitutional Revision	270
Feb.	10	Re-referred to Committee on Nebraska Retirement Systems Advisory	440
Mar.	23	Notice of hearing	992
Apr.	13	Indefinitely postponed	1236

LEGISLATIVE BILL 502 By Whitney, Hasebroock, Syas

Jan.	29	Read first time	257
Feb.	1	Referred to Committee on Constitutional Revision	271
Feb.	4	Notice of hearing	342

Feb.	25	Placed on General File	625
Apr.	23	Referred for review	1464
Apr.	27	Placed on Select File	1493
Apr.	28	Referred for engrossment	1533
Apr.	30	Correctly engrossed	1579
May	5	Final Reading	1662
May	6	Correctly enrolled. Speaker signed	1721
May	7	Presented to Governor	1742
May	17	Approved by Governor	1967

LEGISLATIVE BILL 503 By Whitney, Hasebroock, Syas

Jan.	29	Read first time	257
Feb.	1	Referred to Committee on Constitutional Revision	271
Feb.	11	Notice of hearing	463
Mar.	2	Placed on General File	679

LEGISLATIVE BILL 504 By Whitney, Hasebroock, Syas

Jan.	29	Read first time	258
Feb.	1	Referred to Committee on Constitutional Revision	271
Feb.	11	Notice of hearing	463
Mar.	4	Placed on General File	721
Apr.	23	Referred for review	1465
Apr.	27	Placed on Select File	1494
Apr.	28	Referred for engrossment	1533
May	3	Correctly engrossed	1608
May	6	Final Reading	1700
May	7	Correctly enrolled	1741
May	7	Speaker signed	1742
May	10	Presented to Governor	1784
May	17	Approved by Governor	1967

LEGISALTIVE BILL 505 By Elrod

Jan.	29	Read first time	258
Feb.	1	Referred to Committee on Labor	271
Feb.	12	Notice of hearing	496
Mar.	29	Placed on General File	1045
May	13	Referred for review	1900
May	14	Placed on Select File	1941
May	14	Referred for engrossment	1946
May	17	Correctly engrossed	1987
May	20	Bracketed	2080
May	25	Final Reading	2104
May	25	Correctly enrolled. President signed	2117
May	25	Presented to Governor	2119
May	26	Approved by Governor	2146

LEGISLATIVE BILL 505A By Elrod

May	12	Read first time. Placed on General File	1855
May	13	Referred for review	1900
May	14	Placed on Select File	1918
May	14	Referred for engrossment	1945
May	17	Correctly engrossed	1956
May	20	Bracketed	2080
May	25	Final Reading	2104
May	25	Correctly enrolled. President signed	2117
May	25	Presented to Governor	2119
May	26	Approved by Governor	2146

LEGISLATIVE BILL 506 By DeCamp

Jan.	29	Read first time	258
Feb.	1	Referred to Committee on Judiciary	271
Feb.	11	Notice of hearing	462
Mar.	8	Placed on General File	760
Apr.	2	Referred for review	1171
Apr.	6	Placed on Select File	1189
Apr.	7	Referred for engrossment	1222
Apr.	13	Correctly engrossed	1242
Apr.	16	Final Reading	1315
Apr.	19	Correctly enrolled. President signed	1342
Apr.	20	Presented to Governor	1379
Apr.	21	Approved by Governor	1398

LEGISLATIVE BILL 507 By DeCamp

Jan.	29	Read first time	258
Feb.	1	Referred to Committee on Judiciary	271
Feb.	11	Notice of hearing	462
Mar.	8	Indefinitely postponed	760

LEGISLATIVE BILL 508 By DeCamp

Jan.	29	Read first time	258
Feb.	1	Referred to Committee on Judiciary	271
Feb.	11	Notice of hearing	462
Mar.	8	Placed on General File	760
Apr.	2	Referred for review	1172
Apr.	6	Placed on Select File	1189
Apr.	7	Referred for engrossment	1222
Apr.	13	Correctly engrossed	1242
Apr.	16	Final Reading	1315
Apr.	19	Correctly enrolled. President signed	1342
Apr.	20	Presented to Governor	1379
Apr.	21	Approved by Governor	1398

LEGISLATIVE BILL 509 By Carpenter

Jan.	29	Read first time	258
Feb.	1	Referred to Committee on Judiciary	271
Feb.	11	Notice of hearing	462
Mar.	8	Indefinitely postponed	760

LEGISLATIVE BILL 510 By Elrod

Jan.	29	Read first time	259
Feb.	1	Referred to Committee on Banking, Commerce, and Insurance	271
Feb.	9	Notice of hearing	420
Feb.	24	Notice of hearing. Reset	620
Apr.	13	Placed on General File	1253
Apr.	15	Referred for review	1298
Apr.	21	Placed on Select File	1389
Apr.	22	Referred for engrossment	1415
Apr.	26	Correctly engrossed	1474
Apr.	29	Final Reading	1549
Apr.	30	Correctly enrolled. President signed	1580
May	3	Presented to Governor	1610
May	5	Approved by Governor	1647

LEGISLATIVE BILL 511 By Snyder

Jan.	29	Read first time	259
Feb.	1	Referred to Committee on Urban Affairs	271
Feb.	9	Notice of hearing	420
Mar.	30	Placed on General File	1073
May	6	Co-introducer added	1724

LEGISLATIVE BILL 512 By Skarda

Jan.	29	Read first time	259
Feb.	1	Referred to Committee on Public Health and Welfare	271
Feb.	9	Notice of hearing	421
Feb.	25	Notice of hearing. Reset	642
Mar.	17	Placed on General File	938
Apr.	15	Referred for review	1299
Apr.	21	Placed on Select File	1389
Apr.	22	Referred for engrossment	1416
Apr.	26	Correctly engrossed	1473
Apr.	29	Final Reading	1549
Apr.	30	Correctly enrolled. President signed	1580
May	3	Presented to Governor	1610
May	5	Approved by Governor	1647

LEGISLATIVE BILL 513 By Wiltse, Johnson

Jan.	29	Read first time	259
Feb.	1	Referred to Committee on Agriculture and Recreation	271
Feb.	9	Notice of hearing	422
Mar.	3	Placed on General File	709
Apr.	13	Referred for review	1250
Apr.	15	Placed on Select File	1280
Apr.	16	Referred for engrossment	1317
Apr.	20	Correctly engrossed	1375
Apr.	23	Final Reading	1436
Apr.	26	Correctly enrolled	1474
Apr.	26	President signed	1475
Apr.	27	Presented to Governor	1504
Apr.	30	Approved by Governor	1582

LEGISLATIVE BILL 514 By Wiltse, Johnson

Jan.	29	Read first time	259
Feb.	1	Referred to Committee on Agriculture and Recreation	271
Feb.	9	Notice of hearing	422
Apr.	15	Placed on General File	1292
May	14	Change of order	1917
May	14	Referred for review	1920
May	14	Placed on Select File	1942
May	14	Referred for engrossment	1947
May	14	Replaced on Select File	1955
May	17	Referred for engrossment	1975
May	17	Correctly engrossed	1977
May	20	Final Reading	2075
May	20	Correctly enrolled	2086
May	20	President signed	2087
May	20	Presented to Governor	2089
May	25	Approved by Governor	2099

LEGISLATIVE BILL 515 By Barnett, Carpenter

Jan.	29	Read first time	259
Feb.	1	Referred to Committee on Miscellaneous Subjects	271
Feb.	15	Notice of hearing	498
Mar.	3	Indefinitely postponed	708

LEGISLATIVE BILL 516 By Waldron

Jan.	29	Read first time	260
Feb.	1	Referred to Committee on Revenue	271
Feb.	3	Notice of hearing	322
Feb.	18	Indefinitely postponed	559

LEGISLATIVE BILL 517 By Waldron

Jan.	29	Read first time	260
Feb.	1	Referred to Committee on Agriculture and Recreation	271
Feb.	9	Notice of hearing	422
Mar.	16	Placed on General File	907
Mar.	17	Co-introducer withdrawn. Motion. Indefinitely postponed	937

LEGISLATIVE BILL 518 By Waldron

Jan.	29	Read first time	260
Feb.	1	Referred to Committee on Agriculture and Recreation	271
Feb.	9	Notice of hearing	422
Mar.	10	Indefinitely postponed	813
Mar.	11	Request. Laid over	839
Mar.	17	Request renewed. Placed on General File	925
May	6	Referred for review	1719
May	11	Placed on Select File	1836
May	12	Bracketed	1865
May	17	Request. Laid over	1976
May	18	Request renewed. Unbracketed	2019
May	19	Referred for engrossment	2068
May	20	Correctly engrossed	2089
May	26	Failed on Final Reading	2132

LEGISLATIVE BILL 518A By Waldron

May	13	Read first time. Placed on General File	1879
May	13	Referred for review	1901
May	14	Placed on Select File	1918
May	14	Referred for engrossment	1945
May	17	Correctly engrossed	1956
May	25	Bracketed	2105
May	26	Branketed on Final Reading	2133

LEGISLATIVE BILL 519 By Stahmer

Jan.	29	Read first time	260
Feb.	1	Referred to Committee on Revenue	271
Feb.	17	Notice of hearing	537
Mar.	10	Indefinitely postponed	799

LEGISLATIVE BILL 520 By Stahmer

Jan.	29	Read first time	260
Feb.	1	Referred to Committee on Judiciary	271
Feb.	11	Notice of hearing	462
Mar.	9	Placed on General File	786
Apr.	21	Referred for review	1401
Apr.	27	Placed on Select File	1492
Apr.	28	Referred for engrossment	1532
Apr.	30	Replaced on Select File	1576
May	3	Referred for engrossment	1598
May	5	Correctly engrossed	1662
May	10	Final Reading	1768
May	11	Correctly enrolled	1838
May	11	President signed	1839
May	12	Presented to Governor	1870
May	17	Approved by Governor	1967

LEGISLATIVE BILL 521 By Stahmer

Jan.	29	Read first time	260
Feb.	1	Referred to Committee on Judiciary	271
Feb.	11	Notice of hearing	462
Mar.	8	Indefinitely postponed	760

LEGISLATIVE BILL 522 By Stahmer

Jan.	29	Read first time	260
Feb.	1	Referred to Committee on Public Health and Welfare	271
Feb.	9	Notice of hearing	421
Feb.	25	Notice of hearing. Reset	642
Mar.	11	Indefinitely postponed	842

LEGISLATIVE BILL 523 By Wiltse, C. Carsten

Jan.	29	Read first time	260
Feb.	1	Referred to Committee on Banking, Commerce and Insurance	271
Feb.	9	Notice of hearing	420
Feb.	24	Notice of hearing. Reset	620
Mar.	31	Placed on General File	1120
Apr.	15	Referred for review	1297
Apr.	20	Placed on Select File	1374
Apr.	21	Referred for engrossment	1394
Apr.	23	Correctly engrossed	1446
Apr.	28	Final Reading	1520

Apr.	29	Correctly enrolled	1546
Apr.	29	President signed	1547
Apr.	30	Presented to Governor	1582
May	5	Approved by Governor	1647

LEGISLATIVE BILL 524 By Proud, Morgan

Jan.	29	Read first time	261
Feb.	1	Referred to Committee on Education	271
Feb.	8	Notice of hearing	353
Feb.	26	Notice of hearing. Reset	655
Mar.	24	Placed on General File	1014
Apr.	6	Referred for review	1207
Apr.	13	Placed on Select File	1241
Apr.	13	Referred for engrossment	1249
Apr.	19	Correctly engrossed	1341
Apr.	22	Final Reading	1406
Apr.	22	Explanation of vote	1418
Apr.	23	Correctly enrolled	1446
Apr.	23	President signed	1447
Apr.	26	Presented to Governor	1489
Apr.	28	Approved by Governor	1536

LEGISLATIVE BILL 525 By Orme, Ziebarth

Jan.	29	Read first time	261
Feb.	1	Referred to Committee on Education	271
Feb.	8	Notice of hearing	353
Feb.	26	Notice of hearing. Reset	655
Mar.	22	Placed on General File	982
May	7	Referred for review	1760
May	11	Placed on Select File	1837
May	12	Referred for engrossment	1866
May	13	Correctly engrossed	1889
May	18	Final Reading	1990
May	18	Correctly enrolled. President signed	2001
May	18	Presented to Governor	2011
May	25	Approved by Governor	2096

LEGISLATIVE BILL 526 By Waldo

Jan.	29	Read first time	264
Feb.	1	Referred to Committee on Revenue	271
Feb.	17	Notice of hearing	537
Mar.	10	Placed on General File	813
Apr.	22	Bracketed	1428
May	3	Motion. Indefinitely postponed	1602
May	4	Motion. Laid over	1633
May	11	Motion renewed. Motion lost	1846

LEGISLATIVE BILL 527 By Waldo, Warner, Stromer

Jan.	29	Read first time	264
Feb.	1	Referred to Committee on Revenue	271
Feb.	3	Notice of hearing	322
Feb.	19	Placed on General File	562
Mar.	5	Referred for review	748
Mar.	9	Placed on Select File	796
Mar.	10	Referred for engrossment	805
Mar.	12	Correctly engrossed	846
Mar.	17	Final Reading	914
Mar.	18	Correctly enrolled	944
Mar.	18	President signed	945
Mar.	19	Presented to Governor	969
Mar.	25	Approved by Governor	1022

LEGISLATIVE BILL 528 By Waldo, Warner, Stromer

Jan.	29	Read first time	264
Feb.	1	Referred to Committee on Education	271
Feb.	8	Notice of hearing	353
Feb.	19	Placed on General File	582
Mar.	12	Referred for review	854
Mar.	16	Placed on Select File	893
Mar.	17	Referred for engrossment	923
Mar.	22	Correctly engrossed	972
Mar.	29	Final Reading	1052
Mar.	30	Correctly enrolled	1075
Mar.	30	President signed	1076
Mar.	31	Presented to Governor	1109
Apr.	5	Approved by Governor	1183

LEGISLATIVE BILL 529 By Proud

Jan.	29	Read first time	264
Feb.	1	Referred to Committee on Public Works	271
Feb.	9	Notice of hearing	421

LEGISLATIVE BILL 530 By Proud

Jan.	29	Read first time	265
Feb.	1	Referred to Committee on Public Works	271
Feb.	9	Notice of hearing	421
Mar.	2	Placed on General File	691
Apr.	5	Referred for review	1185
Apr.	7	Placed on Select File	1216
Apr.	13	Referred for engrossment	1245
Apr.	15	Correctly engrossed	1280
Apr.	19	Final Reading	1343
Apr.	20	Correctly enrolled	1375
Apr.	20	President signed	1376
Apr.	21	Presented to Governor	1396
Apr.	26	Approved by Governor	1485

LEGISLATIVE BILL 531 By Proud

Jan.	29	Read first time	265
Feb.	1	Referred to Committee on Constitutional Revision	271
Feb.	10	Re-referred to Committee on Nebraska Retirement Systems Advisory	440
Apr.	5	Notice of hearing	1176
May	3	Indefinitely postponed	1611

LEGISLATIVE BILL 532 By Proud

Jan.	29	Read first time	265
Feb.	1	Referred to Committee on Urban Affairs	271
Feb.	9	Notice of hearing	420
Mar.	1	Indefinitely postponed	661

LEGISLATIVE BILL 533 By Stromer, Waldron

Jan.	29	Read first time	265
Feb.	1	Referred to Committee on Constitutional Revision	271
Feb.	25	Notice of hearing	639
Mar.	29	Indefinitely postponed	1044

LEGISLATIVE BILL 534 By Luedtke, Simpson

Jan.	29	Read first time	265
Feb.	1	Referred to Committee on Government and Military Affairs	271
Feb.	3	Notice of hearing	322
Feb.	15	Placed on General File	509
Feb.	23	Motion lost	607
Feb.	26	Motion lost. Motion lost. Referred for review	654
Mar.	2	Placed on Select File	677
Mar.	3	Referred for engrossment	701
Mar.	8	Correctly engrossed	760
Mar.	15	Final Reading	873
Mar.	17	Correctly enrolled. President signed	926
Mar.	18	Presented to Governor	946
Mar.	18	Request. Laid over	955
Mar.	25	Approved by Governor	1022

LEGISLATIVE BILL 535 By Luedtke

Jan.	29	Read first time	266
Feb.	1	Referred to Committee on Judiciary	271
Feb.	11	Notice of hearing	462
Mar.	9	Placed on General File	794
Apr.	2	Referred for review	1173
Apr.	6	Placed on Select File	1189
Apr.	7	Referred for engrossment	1222
Apr.	14	Correctly engrossed	1268
Apr.	19	Final Reading	1336
Apr.	20	Correctly enrolled	1375
Apr.	20	President signed	1376
Apr.	21	Presented to Governor	1396
Apr.	26	Approved by Governor	1485

LEGISLATIVE BILL 536 By Burbach, Kremer, Kokes, Wiltse, Johnson, Nore

Jan.	29	Read first time	266
Feb.	1	Referred to Committee on Agriculture and Recreation	271
Feb.	24	Notice of hearing	612
Apr.	6	Indefinitely postponed	1200

LEGISLATIVE BILL 537 By Burbach, Kremer, Kokes, Wiltse, Johnson, Kennedy, Syas

Jan.	29	Read first time	266
Feb.	1	Referred to Committee on Agriculture and Recreation	271
Feb.	24	Notice of hearing	612
Apr.	30	Placed on General File	1583

LEGISLATIVE BILL 538 By Burbach, Kremer, Kokes, Wiltse, Johnson, Kennedy

Jan.	29	Read first time	266
Feb.	1	Referred to Committee on Agriculture and Recreation	271
Feb.	24	Notice of hearing	612
Apr.	30	Placed on General File	1584

May 12	Change of order	1876
May 13	Referred for review	1898
May 14	Placed on Select File	1934
May 14	Referred for engrossment	1946
May 17	Correctly engrossed	1977
May 20	Final Reading	2076
May 20	Correctly enrolled	2086
May 20	President signed	2087
May 20	Presented to Governor	2089
May 25	Approved by Governor	2099

LEGISLATIVE BILL 539 By Burbach, Kremer, Kokes, Wiltse, Johnson, Nore, Syas

Jan. 29	Read first time	266
Feb. 1	Referred to Committee on Agriculture and Recreation	271
Feb. 24	Notice of hearing	612
Apr. 27	Indefinitely postponed	1514

LEGISLATIVE BILL 540 By Burbach, Kremer, Kokes, Wiltse, Johnson, Kennedy, Syas

Jan. 29	Read first time	266
Feb. 1	Referred to Committee on Agriculture and Recreation	271
Feb. 24	Notice of hearing	612
Apr. 30	Placed on General File	1584

LEGISLATIVE BILL 541 By Burbach, Kremer, Kokes, Wiltse, Johnson, Nore, Syas

Jan. 29	Read first time	267
Feb. 1	Referred to Committee on Agriculture and Recreation	271
Feb. 24	Notice of hearing	612
Apr. 30	Placed on General File	1585

LEGISLATIVE BILL 542 By Burbach, Kremer, Kokes, Wiltse, Johnson, Nore

Jan. 29	Read first time	267
Feb. 1	Referred to Committee on Agriculture and Recreation	271
Feb. 24	Notice of hearing	612
Apr. 30	Placed on General File	1585

LEGISLATIVE BILL 543 By Burbach, Kremer, Kokes, Wiltse, Johnson, Nore, Kennedy

Jan. 29	Read first time	267
Feb. 1	Referred to Committee on Agriculture and Recreation	271
Feb. 24	Notice of hearing	612
Apr. 30	Placed on General File	1587

LEGISLATIVE BILL 544 By Burbach, Kremer, Wiltse, Johnson, Nore, Syas

Jan. 29	Read first time	267
Feb. 1	Referred to Committee on Agriculture and Recreation	271
Feb. 24	Notice of hearing	612
Apr. 30	Placed on General File	1589
May 12	Change of order	1876
May 13	Referred for review	1899
May 14	Placed on Select File	1935
May 14	Referred for engrossment	1946
May 14	Replaced on Select File	1956
May 17	Referred for engrossment	1975
May 17	Correctly engrossed	1987
May 25	Final Reading	2105
May 25	Correctly enrolled. President signed	2117
May 25	Presented to Governor	2119
May 26	Approved by Governor	2146

LEGISLATIVE BILL 545 By Wallwey

Feb. 1	Read first time	275
Feb. 2	Referred to Committee on Judiciary	287
Feb. 19	Notice of hearing	561
May 5	Placed on General File	1678
May 12	Change of order	1872
May 13	Motion. Referred for review	1894
May 14	Placed on Select File	1933
May 14	Referred for engrossment	1946
May 17	Replaced on Select File	1983
May 17	Referred for engrossment	1984
May 17	Correctly engrossed	1987
May 25	Final Reading	2106
May 25	Correctly enrolled. President signed	2117
May 25	Presented to Governor	2119
May 26	Approved by Governor	2146

LEGISLATIVE BILL 546 By Carpenter

Feb.	1	Read first time	275
Feb.	2	Referred to Committee on Miscelleneous Subjects	287
Feb.	8	Notice of hearing	405
Mar.	3	Indefinitely postponed	708

LEGISLATIVE BILL 547 By Keyes

Feb.	1	Read first time	275
Feb.	2	Referred to Committee on Judiciary	287
Feb.	19	Notice of hearing	561
Mar.	12	Placed on General File	845
Apr.	6	Referred for review	1202
Apr.	13	Placed on Select File	1238
Apr.	13	Referred for engrossment	1247
Apr.	16	Correctly engrossed	1314
Apr.	20	Final Reading	1365
Apr.	21	Correctly enrolled. President signed	1391
Apr.	22	Presented to Governor	1425
Apr.	26	Approved by Governor	1485

LEGISLATIVE BILL 548 By Waldron

Feb.	1	Read first time	275
Feb.	2	Referred to Committee on Appropriations	287
Mar.	16	Notice of hearing	905

LEGISLATIVE BILL 549 By Ziebarth

Feb.	1	Read first time	275
Feb.	2	Referred to Committee on Urban Affairs	287
Feb.	25	Notice of hearing	638
Mar.	23	Placed on General File	992
Apr.	16	Motion. Referred for review	1330
Apr.	26	Placed on Select File	1472
Apr.	27	Referred for engrossment	1504
Apr.	29	Replaced on Select File	1544
Apr.	30	Referred for engrossment	1581
May	4	Correctly engrossed	1623
May	6	Final Reading	1706
May	7	Correctly enrolled. Speaker signed	1742
May	10	Presented to Governor	1784
May	17	Approved by Governor	1967

LEGISLATIVE BILL 550 By Ziebarth

Feb.	1	Read first time	275
Feb.	2	Referred to Committee on Urban Affairs	287
Feb.	25	Notice of hearing	638
Mar.	30	Placed on General File	1073

LEGISLATIVE BILL 551 By Carpenter

Feb.	1	Read first time	276
Feb.	2	Referred to Committee on Revenue	287
Feb.	17	Notice of hearing	538
Mar.	22	Indefinitely postponed	971

LEGISLATIVE BILL 552 By C. Carsten, Wiltse

Feb.	1	Read first time	276
Feb.	2	Referred to Committee on Miscellaneous Subjects	287
Feb.	8	Notice of hearing	405
Mar.	1	Indefinitely postponed	661

LEGISLATIVE BILL 553 By Simpson

Feb.	1	Read first time	276
Feb.	2	Referred to Committee on Public Health and Welfare	287
Feb.	12	Notice of hearing	473
Mar.	8	Indefinitely postponed	783

LEGISLATIVE BILL 554 By Holmquist

Feb.	1	Read first time	276
Feb.	2	Referred to Committee on Public Works	287
Feb.	9	Notice of hearing	421
Mar.	2	Placed on General File	691
Apr.	5	Referred for review	1185
Apr.	7	Placed on Select File	1216
Apr.	13	Referred for engrossment	1245
Apr.	15	Correctly engrossed	1280
Apr.	19	Final Reading	1334
Apr.	20	Correctly enrolled	1375
Apr.	20	President signed	1376
Apr.	21	Presented to Governor	1396
Apr.	26	Approved by Governor	1485

LEGISLATIVE BILL 555 By F. Carstens

Feb.	1	Read first time	276
Feb.	2	Referred to Committee on Nebraska Retirement Systems Advisory	287

Apr.	5	Notice of hearing	1176
May	3	Indefinitely postponed	1611

LEGISLATIVE BILL 556 By Marvel

Feb.	1	Read first time	276
Feb.	2	Referred to Committee on Agriculture and Recreation	287
Feb.	9	Notice of hearing	422
Mar.	3	Placed on General File	709
Mar.	12	Referred for review	857
Mar.	17	Placed on Select File	920
Mar.	18	Referred for engrossment	951
Mar.	22	Correctly engrossed	978
Mar.	29	Motion. Returned to Select File	1055
Mar.	29	Request. Request	1062
Mar.	31	Laid over	1104

LEGISLATIVE BILL 557 By Swanson

Feb.	1	Read first time	280
Feb.	2	Referred to Committee on Government and Military Affairs	287
Feb.	3	Notice of hearing	322
Feb.	15	Placed on General File	508
Feb.	26	Referred for Review	655
Mar.	2	Placed on Select File	677
Mar.	3	Referred for engrossment	701
Mar.	5	Correctly engrossed	732
Mar.	10	Final Reading	803
Mar.	11	Correctly enrolled. President signed	821
Mar.	12	Presented to Governor	853
Mar.	17	Approved by Governor	923

LEGISLATIVE BILL 558 By Swanson

Feb.	1	Read first time	280
Feb.	2	Referred to Committee on Government and Military Affairs	287
Feb.	3	Notice of hearing	322
Apr.	6	Indefinitely postponed	1188

LEGISLATIVE BILL 559 By Swanson

Feb.	1	Read first time	280
Feb.	2	Referred to Committee on Government and Military Affairs	287
Feb.	3	Notice of hearing	322
Feb.	15	Placed on General File	508
Feb.	26	Referred for Review	655
Mar.	2	Placed on Select File	677

Mar.	3	Referred for engrossment	701
Mar.	5	Correctly engrossed	732
Mar.	10	Final Reading	804
Mar.	11	Correctly enrolled. President signed	821
Mar.	12	Presented to Governor	853
Mar.	17	Approved by Governor	923

LEGISLATIVE BILL 560 By Elrod

Feb.	1	Read first time	280
Feb.	2	Referred to Committee on Urban Affairs	287
Feb.	25	Notice of hearing	638
Mar.	17	Placed on General File	939
May	14	Change of Order	1917
May	14	Referred for review	1920
May	14	Placed on Select File	1942
May	14	Referred for engrossment	1947
May	17	Correctly engrossed	1956
May	19	Final Reading	2042
May	19	Explanation of vote	2059
May	19	Correctly enrolled	2061
May	19	President signed	2062
May	19	Presented to Governor	2067
May	25	Approved by Governor	2097

LEGISLATIVE BILL 561 By DeCamp

Feb.	1	Read first time	281
Feb.	2	Referred to Committee on Public Works	287
Feb.	9	Notice of hearing	421
Mar.	2	Indefinitely postponed	691

LEGISLATIVE BILL 562 By Elrod

Feb.	1	Read first time	281
Feb.	2	Referred to Committee on Nebraska Retirement Systems Advisory	287
Mar.	23	Notice of hearing	992
Apr.	13	Placed on General File	1236
May	7	Referred for review	1763
May	11	Placed on Select File	1838
May	12	Referred for engrossment	1866
May	14	Replaced on Select File	1917
May	14	Referred for engrossment	1943
May	17	Correctly engrossed	1956
May	19	Final Reading	2043
May	19	Explanation of vote	2059
May	19	Correctly enrolled	1061
May	19	President signed	2062
May	19	Presented to Governor	2067
May	25	Approved by Governor	2097

LEGISLATIVE BILL 563 By Swanson

Feb.	1	Read first time	281
Feb.	2	Referred to Committee on Banking, Commerce and Insurance	287
Feb.	9	Notice of hearing	420
Mar.	1	Indefinitely postponed	674

LEGISLATIVE BILL 564 By Luedtke

Feb.	1	Read first time	281
Feb.	2	Referred to Committee on Judiciary	287
Feb.	11	Notice of hearing	462
Mar.	16	Placed on General File	886
Apr.	6	Referred for review	1204
Apr.	13	Placed on Select File	1238
Apr.	13	Referred for engrossment	1247
Apr.	16	Correctly engrossed	1314
Apr.	20	Final Reading	1366
Apr.	21	Correctly enrolled. President signed	1391
Apr.	22	Presented to Governor	1425
Apr.	26	Approved by Governor	1485

LEGISLATIVE BILL 565 By Luedtke

Feb.	1	Read first time	281
Feb.	2	Referred to Committee on Labor	287
Feb.	12	Notice of hearing	496
Mar.	29	Placed on General File	1045
Apr.	7	Referred for review	1230
Apr.	14	Placed on Select File	1266
Apr.	15	Referred for engrossment	1286
Apr.	20	Correctly engrossed	1375
Apr.	23	Final Reading	1437
Apr.	26	Correctly enrolled	1474
Apr.	26	President signed	1475
Apr.	27	Presented to Governor	1504
Apr.	30	Approved by Governor	1582

LEGISLATIVE BILL 566 By Luedtke, Simpson

Feb.	1	Read first time	281
Feb.	2	Referred to Committee on Public Works	287
Feb.	9	Notice of hearing	421
Mar.	2	Placed on General File	691
Mar.	4	Change of order. Motion	729
Mar.	5	Request	750
Mar.	8	Referred for review	771
Mar.	11	Placed on Select File	821
Mar.	12	Referred for engrossment	851
Mar.	16	Correctly engrossed	896

Mar.	19	Final Reading	963
Mar.	22	Correctly enrolled. President signed	972
Mar.	23	Presented to Governor	1003
Mar.	25	Approved by Governor	1022

LEGISLATIVE BILL 566A By Luedtke, Simpson

Mar.	16	Read first time. Placed on General File	897
May	4	Referred for review	1642
May	6	Placed on Select File	1695
May	7	Referred for engrossment	1732
May	12	Correctly engrossed	1862
May	17	Final Reading	1959
May	17	Correctly enrolled. President signed	1977
May	17	Presented to Governor	1981
May	25	Approved by Governor	2096

LEGISLATIVE BILL 567 By Skarda, Kennedy, Mahoney

Feb.	1	Read first time	281
Feb.	2	Referred to Committee on Revenue	288
Feb.	17	Notice of hearing	538
Mar.	4	Message from Governor	725
Apr.	15	Change of order	1295
Apr.	19	Motion. Placed on General File. Request	1349
Apr.	26	Referred for review. Motion. Indefinitely postponed	1489

LEGISLATIVE BILL 568 By Luedtke

Feb.	1	Read first time	282
Feb.	2	Referred to Committee on Judiciary	288
Feb.	11	Notice of hearing	462
Mar.	9	Placed on General File	786
Apr.	2	Referred for review	1173
Apr.	6	Placed on Select File	1190
Apr.	7	Referred for engrossment	1222
Apr.	14	Correctly engrossed	1268
Apr.	19	Final Reading	1336
Apr.	20	Correctly enrolled	1375
Apr.	20	President signed	1376
Apr.	21	Presented to Governor	1396
Apr.	26	Approved by Governor	1485

LEGISLATIVE BILL 569 By Swanson

Feb.	1	Read first time	282
Feb.	2	Referred to Committee on Education	288
Feb.	8	Notice of hearing	353
Feb.	26	Hearing cancelled. Reset	655
Mar.	22	Indefinitely postponed	982

LEGISLATIVE BILL 570 By Barnett, Hasebroock

Feb.	1	Read first time	282
Feb.	2	Referred to Committee on Government and Military Affairs	288
Feb.	3	Notice of hearing	322
Feb.	15	Placed on General File	509
Feb.	26	Laid over	655
Mar.	1	Referred for review	670
Mar.	3	Placed on Select File	694
Mar.	4	Referred for engrossment	723
Mar.	8	Correctly engrossed	760
Mar.	11	Final Reading	837
Mar.	12	Correctly enrolled. President signed	853
Mar.	15	Presented to Governor	861
Mar.	15	Explanation of vote	875
Mar.	17	Approved by Governor	923

LEGISLATIVE BILL 571 By F. Carstens

Feb.	1	Read first time	282
Feb.	2	Referred to Committee on Labor	288
Feb.	12	Notice of hearing	496
Mar.	29	Placed on General File	1045
May	13	Change of order	1894
May	13	Referred for review	1902
May	14	Placed on Select File	1942
May	14	Referred for engrossment	1947
May	17	Correctly engrossed	1987
May	25	Final Reading	2107
May	25	Correctly enrolled. President signed	2117
May	25	Presented to Governor	2119
May	26	Approved by Governor	2146

LEGISLATIVE BILL 572 By F. Carstens

Feb.	1	Read first time	282
Feb.	2	Referred to Committee on Labor	288
Feb.	12	Notice of hearing	496
Mar.	29	Placed on General File	1045
May	13	Change of order	1894
May	13	Referred for review	1901
May	14	Placed on Select File	1941
May	14	Referred for engrossment	1947
May	14	Correctly engrossed	1987
May	25	Final Reading	2107
May	25	Correctly enrolled. President signed	2117
May	25	Presented to Governor	2119
May	26	Approved by Governor	2146

LEGISLATIVE BILL 572A By Morgan, F. Carstens, Luedtke, Carpenter, Chambers, DeCamp, Epke, Simpson

May 13	Read first time. Placed on General File	1896
May 13	Referred for review	1901
May 14	Placed on Select File	1917
May 14	Referred for engrossment	1944
May 17	Correctly engrossed	1956
May 25	Final Reading	2108
May 25	Correctly enrolled. President signed	2117
May 25	Presented to Governor	2119
May 26	Approved by Governor	2146

LEGISLATIVE BILL 573 By Burbach, Warner, DeCamp, Waldo, Epke

Feb. 1	Read first time	283
Feb. 2	Referred to Committee on Revenue	288
Feb. 17	Notice of hearing	537
Mar. 10	Placed on General File	799
Apr. 14	Considered	1272
Apr. 14	Motion lost. Referred for review	1274
Apr. 16	Placed on Select File	1312
Apr. 19	Laid over	1349
Apr. 20	Referred for engrossment	1377
Apr. 20	Motion lost	1379
Apr. 22	Replaced on Select File	1404
Apr. 23	Referred for engrossment	1460
Apr. 27	Correctly engrossed	1494
Apr. 30	Laid over	1571
Apr. 30	Request	1594
May 3	Motion. Returned to Select File	1596
May 3	Referred for engrossment. Motion lost	1599
May 3	Correctly re-engrossed	1619
May 6	Final Reading	1700
May 6	Request	1721
May 6	Correctly enrolled. Speaker signed	1724
May 7	Presented to Governor	1726
May 12	Returned without Governor approval	1867
May 12	Motion laid over	1868
May 18	Motion renewed. Motion failed	1997

LEGISLATIVE BILL 574 By Burbach

Feb. 1	Read first time	283
Feb. 2	Referred to Committee on Labor	288
Feb. 19	Notice of hearing	575
Apr. 13	Placed on General File	1256
May 14	Motion. Motion lost. Referred for review	1930
May 17	Placed on Select File	1952
May 17	Referred for engrossment	1974
May 18	Correctly engrossed	2032

May	25	Final Reading	2109
May	25	Correctly enrolled. President signed	2117
May	25	Presented to Governor	2119
May	26	Approved by Governor	2146

LEGISLATIVE BILL 575 By Syas

Feb.	2	Read first time	290
Feb.	4	Referred to Committee on Constitutional Revision	326
Mar.	3	Notice of hearing	695
Apr.	2	Placed on General File	1160

LEGISLATIVE BILL 576 By F. Carstens

Feb.	2	Read first time	290
Feb.	4	Referred to Committee on Judiciary	326
Feb.	19	Notice of hearing	561
Mar.	12	Placed on General File	845
Apr.	6	Referred for review	1202
Apr.	13	Placed on Select File	1237
Apr.	13	Referred for engrossment	1247
Apr.	19	Correctly engrossed	1341
Apr.	22	Final Reading	1406
Apr.	22	Explanation of vote	1418
Apr.	23	Correctly enrolled. President signed	1447
Apr.	26	Presented to Governor	1489
Apr.	28	Approved by Governor	1536

LEGISLATIVE BILL 576A By F. Carstens, Luedtke, Simpson, DeCamp, Epke, Morgan, Chambers, Carpenter

May	11	Read first time. Placed on General File	1842
May	13	Referred for review	1900
May	14	Placed on Select File	1918
May	14	Referred for engrossment	1944
May	17	Correctly engrossed	1956
May	20	Final Reading	2076
May	20	Correctly enrolled	2080
May	20	President signed	2087
May	20	Presented to Governor	2089
May	25	Approved by Governor	2097

LEGISLATIVE BILL 577 By F. Carstens

Feb.	2	Read first time	290
Feb.	4	Referred to Committee on Judiciary	326
Feb.	19	Notice of hearing	561
Mar.	15	Placed on General File	878
Apr.	6	Request. Laid over	1202
Apr.	7	Request renewed. Withdrawn	1224

LEGISLATIVE BILL 578 By F. Carstens

Feb.	2	Read first time	290
Feb.	4	Referred to Committee on Judiciary	326
Feb.	19	Notice of hearing	561
Mar.	15	Placed on General File	878
Apr.	23	Referred for review	1467
Apr.	28	Placed on Select File	1529
Apr.	29	Referred for engrossment	1555
May	3	Correctly engrossed	1608
May	6	Final Reading	1701
May	7	Correctly enrolled	1741
May	7	Speaker signed	1742
May	10	Presented to Governor	1784
May	17	Approved by Governor	1967

LEGISLATIVE BILL 579 By F. Carstens

Feb.	2	Read first time	290
Feb.	4	Referred to Committee on Judiciary	326
Feb.	19	Notice of hearing	562
Mar.	15	Placed on General File	878
Apr.	6	Referred for review	1203
Apr.	13	Placed on Select File	1238
Apr.	13	Referred for engrossment	1247
Apr.	16	Correctly engrossed	1314
Apr.	20	Final Reading	1367
Apr.	21	Correctly enrolled. President signed	1391
Apr.	22	Presented to Governor	1425
Apr.	26	Approved by Governor	1486

LEGISLATIVE BILL 580 By F. Carstens

Feb.	2	Read first time	291
Feb.	4	Referred to Committee on Judiciary	326
Feb.	19	Notice of hearing	562
Mar.	12	Indefinitely postponed	845

LEGISLATIVE BILL 581 By Kime, Lewis

Feb.	2	Read first time	291
Feb.	4	Referred to Committee on Public Works	326
Feb.	9	Notice of hearing	421
Mar.	2	Placed on General File	691
Mar.	19	Referred for review	967
Mar.	23	Placed on Select File	990
Mar.	24	Referred for engrossment	1013
Mar.	29	Correctly engrossed	1061
Apr.	1	Final Reading	1144
Apr.	2	Correctly enrolled	1158
Apr.	2	President signed	1159

Apr.	2	Explanation of vote	1168
Apr.	5	Presented to Governor	1176
Apr.	7	Approved by Governor	1224

LEGISLATIVE BILL 582 By Keyes

Feb.	2	Read first time	291
Feb.	4	Referred to Committee on Education	326
Feb.	8	Notice of hearing	353
Mar.	1	Placed on General File	674
Apr.	5	Referred for review	1184
Apr.	7	Placed on Select File	1216
Apr.	13	Referred for engrossment	1245
Apr.	15	Replaced on Select File	1279
Apr.	16	Referred for engrossment	1316
Apr.	20	Replaced on Select File	1372
Apr.	21	Referred for engrossment	1393
Apr.	23	Correctly engrossed	1446
Apr.	28	Final Reading	1521
Apr.	29	Correctly enrolled	1546
Apr.	29	President signed	1547
Apr.	30	Presented to Governor	1582
May	5	Approved by Governor	1647

LEGISLATIVE BILL 583 By Keyes

Feb.	2	Read first time	291
Feb.	4	Referred to Committee on Urban Affairs	326
Feb.	25	Notice of hearing	638
Mar.	17	Placed on General File	939
Apr.	6	Referred for review	1204
Apr.	13	Placed on Select File	1239
Apr.	13	Referred for engrossment	1248
Apr.	19	Correctly engrossed	1341
Apr.	22	Final Reading	1407
Apr.	22	Explanation of vote	1418
Apr.	23	Correctly enrolled. President signed	1447
Apr.	26	Presented to Governor	1489
Apr.	28	Approved by Governor	1536

LEGISLATIVE BILL 584 By DeCamp

Feb.	2	Read first time	291
Feb.	4	Referred to Committee on Constitutional Revision	326
Feb.	10	Notice of hearing	450
Feb.	25	Indefinitely postponed	626

LEGISLATIVE BILL 585 By Waldo, C. Carsten

Feb.	2	Read first time	292
Feb.	4	Referred to Committee on Agriculture and Recreation	326
Feb.	16	Notice of hearing	526
Mar.	10	Placed on General File	813
Mar.	19	Referred for review	967
Mar.	23	Placed on Select File	989
Mar.	24	Referred for engrossment	1012
Mar.	29	Correctly engrossed	1061
Apr.	1	Final Reading	1145
Apr.	2	Correctly enrolled	1158
Apr.	2	President signed	1159
Apr.	2	Explanation of vote	1168
Apr.	5	Presented to Governor	1176
Apr.	7	Approved by Governor	1224

LEGISLATIVE BILL 586 By Kennedy

Feb.	2	Read first time	292
Feb.	4	Referred to Committee on Miscellaneous Subjects	326
Feb.	15	Notice of hearing	499
Mar.	8	Placed on General File	774
Apr.	16	Referred for review	1327
Apr.	23	Placed on Select File	1443
Apr.	26	Referred for engrossment	1479
Apr.	27	Replaced on Select File	1490
Apr.	28	Referred for engrossment	1531
Apr.	30	Replaced on Select File	1576
May	3	Referred for engrossment	1598
May	4	Motion. Returned to Select File	1631
May	4	Referred for engrossment	1632
May	10	Correctly engrossed	1779
May	12	Final Reading	1850
May	12	Correctly enrolled. President signed	1870
May	12	Presented to Governor	1872
May	17	Approved by Governor	1967

LEGISLATIVE BILL 587 By Swanson

Feb.	2	Read first time	292
Feb.	4	Referred to Committee on Public Health and Welfare	326
Feb.	11	Notice of hearing	454
Mar.	8	Placed on General File	782
Apr.	16	Referred for review	1328
Apr.	23	Placed on Select File	1444
Apr.	26	Laid over	1479
Apr.	27	Referred for engrossment	1505

Apr.	29	Replaced on Select File	1544
Apr.	30	Referred for engrossment	1580
May	4	Correctly engrossed	1623
May	6	Final Reading	1707
May	7	Correctly enrolled. Speaker signed	1742
May	10	Presented to Governor	1784
May	17	Approved by Governor	1967

LEGISLATIVE BILL 588 By Swanson

Feb.	2	Read first time	292
Feb.	4	Referred to Committee on Public Works	326
Feb.	9	Notice of hearing	421
Mar.	2	Placed on General File	691
Apr.	5	Motion. Laid over	1186
Apr.	7	Motion renewed. Motion lost. Referred for review	1225
Apr.	14	Placed on Select File	1266
Apr.	15	Referred for engrossment	1286
Apr.	19	Replaced on Select File	1341
Apr.	20	Referred for engrossment	1378
Apr.	22	Correctly engrossed	1405
Apr.	23	Motion. Return to Select File	1462
Apr.	23	Referred for engrossment	1463
Apr.	27	Replaced on Select File	1491
Apr.	28	Referred for engrossment	1531
Apr.	30	Correctly re-engrossed	1579
May	5	Final Reading	1664
May	6	Correctly enrolled. Speaker signed	1721
May	7	Presented to Governor	1742
May	17	Approved by Governor	1967

LEGISLATIVE BILL 589 By Swanson

Feb.	2	Read first time	292
Feb.	4	Referred to Committee on Government and Military Affairs	326
Feb.	9	Notice of hearing	420
Feb.	24	Placed on General File	619
Mar.	12	Referred for review	855
Mar.	16	Placed on Select File	894
Mar.	17	Referred for engrossment	924
Mar.	22	Correctly engrossed	972
Mar.	30	Final Reading	1079
Mar.	31	Correctly enrolled	1096
Mar.	31	Speaker signed	1097
Apr.	1	Presented to Governor	1123
Apr.	6	Approved by Governor	1196

LEGISLATIVE BILL 590 By Swanson

Feb.	2	Read first time	293
Feb.	4	Referred to Committee on Government and Military Affairs	326
Feb.	9	Notice of hearing	420
Feb.	24	Placed on General File	619
Mar.	12	Referred for review	855
Mar.	16	Placed on Select File	894
Mar.	17	Referred for engrossment	924
Mar.	22	Correctly engrossed	972
Mar.	31	Final Reading	1104
Apr.	1	Correctly enrolled	1124
Apr.	1	President signed	1125
Apr.	2	Presented to Governor	1159
Apr.	6	Approved by Governor	1196

LEGISLATIVE BILL 591 By Swanson

Feb.	2	Read first time	293
Feb.	4	Referred to Committee on Government and Military Affairs	326
Feb.	9	Notice of hearing	420
Feb.	24	Placed on General File	619
Mar.	12	Referred for review	855
Mar.	16	Placed on Select File	894
Mar.	17	Referred for engrossment	924
Mar.	22	Correctly engrossed	972
Mar.	29	Final Reading	1052
Mar.	30	Motion. Laid over	1080
Apr.	5	Motion renewed. Motion. Returned to Select File	1178
Apr.	5	Referred for engrossment	1179
Apr.	7	Replaced on Select File	1215
Apr.	13	Referred for engrossment	1245
Apr.	15	Correctly re-engrossed	1280
Apr.	19	Final Reading	1344
Apr.	20	Correctly enrolled	1375
Apr.	20	President signed	1376
Apr.	21	Presented to Governor	1396
Apr.	26	Approved by Governor	1485

LEGISLATIVE BILL 592 By Klaver, Carpenter

Feb.	2	Read first time	293
Feb.	4	Referred to Committee on Constitutional Revision	326
Mar.	3	Notice of hearing	695
Apr.	2	Placed on General File	1160

LEGISLATIVE BILL 593 By Carpenter

Feb.	2	Read first time	293
Feb.	4	Referred to Committee on Revenue	326
Feb.	17	Notice of hearing	537
Mar.	25	Placed on General File	1036
Apr.	15	Referred for review	1295
Apr.	19	Placed on Select File	1341
Apr.	20	Referred for engrossment	1378
Apr.	22	Correctly engrossed	1405
Apr.	27	Final Reading	1503
Apr.	28	Correctly enrolled. President signed	1529
Apr.	29	Presented to Governor	1556
May	3	Approved by Governor	1610

LEGISLATIVE BILL 594 By Carpenter

Feb.	3	Read first time	293
Feb.	4	Referred to Committee on Urban Affairs	326
Feb.	25	Notice of hearing	638
Mar.	29	Placed on General File	1057
Apr.	15	Referred for review	1296
Apr.	20	Placed on Select File	1372
Apr.	21	Referred for engrossment	1393
Apr.	23	Replaced on Select File	1443
Apr.	26	Referred for engrossment	1479
Apr.	28	Replaced on Select File	1528
Apr.	29	Referred for engrossment	1554
May	3	Correctly engrossed	1608
May	6	Final Reading	1701
May	7	Correctly enrolled	1741
May	7	Speaker signed	1742
May	7	Motion. Returned to Select File	1743
May	7	Referred for engrossment	1744
May	11	Motion. Returned to Select File	1805
May	11	Referred for engrossment	1823
May	11	Correctly re-engrossed	1838
May	12	Replaced on Select File	1856
May	13	Referred for engrossment	1880
May	17	Correctly re-engrossed	1956
May	19	Final Reading	2044
May	19	Explanation of vote	2059
May	19	Correctly enrolled	2061
May	19	President signed	2062
May	19	Presented to Governor	2067
May	25	Approved by Governor	2097

LEGISLATIVE BILL 595 By Carpenter

Feb.	2	Read first time	293
Feb.	4	Referred to Committee on Judiciary	326
Feb.	19	Notice of hearing	562
Mar.	18	Indefinitely postponed	945

LEGISLATIVE BILL 596 By Waldo, Warner, Keyes

Feb.	2	Read first time	294
Feb.	4	Referred to Committee on Public Works	326
Feb.	9	Notice of hearing	421
Mar.	5	Placed on General File	752
Mar.	19	Referred for review	968
Mar.	23	Placed on Select File	990
Mar.	24	Referred for engrossment	1013
Mar.	29	Correctly engrossed	1061
Apr.	1	Final Reading	1145
Apr.	2	Correctly enrolled	1158
Apr.	2	President signed	1159
Apr.	2	Explanation of vote	1168
Apr.	5	Presented to Governor	1176
Apr.	13	Approved by Governor	1235

LEGISLATIVE BILL 597 By Savage, Morgan, Snyder

Feb.	2	Read first time	294
Feb.	4	Referred to Committee on Banking, Commerce and Insurance	326
Feb.	9	Notice of hearing	420
Mar.	1	Placed on General File	673
Mar.	12	Referred for review	857
Mar.	16	Placed on Select File	895
Mar.	17	Referred for engrossment	924
Mar.	23	Correctly engrossed	991
Mar.	31	Final Reading	1105
Apr.	1	Correctly enrolled	1124
Apr.	1	President signed	1125
Apr.	2	Presented to Governor	1159
Apr.	6	Approved by Governor	1196

LEGISLATIVE BILL 598 By Stull, Klaver, Simpson, Wiltse, Burbach, Elrod, Swanson

Feb.	2	Read first time	294
Feb.	4	Referred to Committee on Revenue	326
Feb.	10	Notice of hearing	451
Mar.	9	Indefinitely postponed	787

LEGISLATIVE BILL 599 By Stull

Feb.	2	Read first time	294
Feb.	4	Referred to Committee on Public Health and Welfare	326
Feb.	12	Notice of hearing	473
Mar.	8	Placed on General File	782
Apr.	2	Referred for review	1173
Apr.	6	Placed on Select File	1190
Apr.	7	Referred for engrossment	1223
Apr.	14	Correctly engrossed	1268
Apr.	19	Final Reading	1337
Apr.	20	Correctly enrolled	1375
Apr.	20	President signed	1376
Apr.	21	Presented to Governor	1396
Apr.	26	Approved by Governor	1486

LEGISLATIVE BILL 600 By Kremer

Feb.	2	Read first time	294
Feb.	4	Referred to Committee on Agriculture and Recreation	306
Feb.	16	Notice of hearing	526
Apr.	15	Placed on General File	1279
May	14	Bracketed	1924
May	17	Referred for review	1979
May	18	Placed on Select File	1998
May	18	Referred for engrossment	2000
May	19	Correctly engrossed	2066
May	19	Bracketed	2067
May	20	Motion. Returned to Select File. Referred for engrossment	2083

LEGISLATIVE BILL 601 By Stahmer

Feb.	2	Read first time	294
Feb.	4	Referred to Committee on Public Works	326
Feb.	9	Notice of hearing	421
Mar.	2	Indefinitely postponed	691

LEGISLATIVE BILL 602 By Morgan, Proud

Feb.	2	Read first time	295
Feb.	4	Referred to Committee on Urban Affairs	326
Feb.	25	Notice of hearing	638
Mar.	16	Indefinitely postponed	897

LEGISLATIVE BILL 603 By Luedtke, Simpson

Feb.	2	Read first time	295
Feb.	4	Referred to Committee on Judiciary	326

Feb.	11	Notice of hearing	462
Feb.	23	Withdrawn	607

LEGISLATIVE BILL 604 By Hasebroock, Syas, Whitney

Feb.	2	Read first time	.295
Feb.	4	Referred to Committee on Constitutional Revision	.326
Feb.	10	Notice of hearing	.450
Feb.	25	Placed on General File	.625
Apr.	23	Referred for review	1465
Apr.	28	Placed on Select File	1528
Apr.	29	Referred for engrossment	1554
May	3	Correctly engrossed	1608
May	6	Final Reading	1702
May	7	Correctly enrolled. Speaker signed	1742
May	10	Presented to Governor	1784
May	17	Approved by Governor	1967

LEGISLATIVE BILL 605 By Hasebroock, Syas

Feb.	2	Read first time	.295
Feb.	4	Referred to Committee on Nebraska Retirement Systems Advisory	.326
Apr.	5	Notice of hearing	1176
May	3	Indefinitely postponed	1611

LEGISLATIVE BILL 606 By Hasebroock

Feb.	2	Read first time	295
Feb.	4	Referred to Committee on Revenue	326
Feb.	10	Notice of hearing	451
Feb.	19	Placed on General File	562
Mar.	5	Referred for review	748
Mar.	9	Placed on Select File	796
Mar.	10	Referred for engrossment	805
Mar.	12	Correctly engrossed	846
Mar.	17	Final Reading	915
Mar.	18	Correctly enrolled	944
Mar.	18	President signed	945
Mar.	19	Presented to Governor	969
Mar.	25	Approved by Governor	.1022

LEGISLATIVE BILL 607 By Hasebroock

Feb.	2	Read first time	296
Feb.	4	Referred to Committee on Revenue	326
Feb.	10	Notice of hearing	451
Mar.	9	Indefinitely postponed	787

LEGISLATIVE BILL 608 By Hasebroock

Feb.	2	Read first time	296
Feb.	4	Referred to Committee on Revenue	326
Feb.	10	Notice of hearing	451
Feb.	19	Indefinitely postponed	562

LEGISLATIVE BILL 609 By Kremer, F. Carstens, Ziebarth

Feb.	2	Read first time	296
Feb.	4	Referred to Committee on Agriculture and Recreation	326
Feb.	9	Co-introducers added	430
Mar.	3	Notice of hearing	715
Mar.	12	Placed on General File	859
Mar.	19	Referred for review	969
Mar.	23	Placed on Select File	991
Mar.	24	Referred for engrossment	1013
Mar.	29	Correctly engrossed	1061
Apr.	1	Final Reading	1146
Apr.	2	Correctly enrolled	1158
Apr.	2	President signed	1159
Apr.	2	Explanation of vote	1168
Apr.	5	Presented to Governor	1176
Apr.	7	Approved by Governor	1224

LEGISLATIVE BILL 610 By Syas, Hasebroock

Feb.	2	Read first time	300
Feb.	4	Referred to Committee on Constitutional Revision	326
Feb.	25	Notice of hearing	639
Mar.	15	Placed on General File	878

LEGISLATIVE BILL 611 By Syas, Hasebroock

Feb.	2	Read first time	300
Feb.	4	Referred to Committee on Constitutional Revision	326
Feb.	25	Notice of hearing	639
Mar.	15	Placed on General File	878

LEGISLATIVE BILL 612 By Skarda

Feb.	2	Read first time	300
Feb.	4	Referred to Committee on Government and Military Affairs	326
Feb.	9	Notice of hearing	420
Mar.	17	Placed on General File	930
May	6	Referred for review	1717
May	10	Placed on Select File	1778

May 11 Referred for engrossment 1823
May 13 Motion. Returned to Select File 1882
May 13 Referred for engrossment. Motion. Returned to Select File. Referred for engrossment. Motion lost 1883
May 13 Replaced on Select File 1902
May 13 Referred for engrossment 1904
May 14 Motion. Returned to Select File 1913
May 14 Referred for engrossment 1916
May 14 Replaced on Select File 1932
May 14 Referred for engrossment 1945
May 17 Correctly engrossed 1956
May 19 Motion. Returned to Select File. Indefinitely postponed 2067

LEGISLATIVE BILL 613 By Elrod

Feb. 2 Read first time 301
Feb. 4 Referred to Committee on Miscellaneous Subjects 326
Feb. 15 Notice of hearing 498
Mar. 3 Indefinitely postponed 708

LEGISLATIVE BILL 614 By Carpenter

Feb. 2 Read first time 301
Feb. 4 Referred to Committee on Public Health and Welfare 327
Feb. 12 Notice of hearing 473
Mar. 8 Placed on General File 783
Apr. 2 Referred for review 1173
Apr. 6 Placed on Select File 1190
Apr. 7 Referred for engrossment 1223
Apr. 13 Replaced on Select File 1236
Apr. 13 Referred for engrossment 1246
Apr. 15 Correctly engrossed 1280
Apr. 19 Final Reading 1345
Apr. 20 Correctly enrolled 1375
Apr. 20 President signed .1376
Apr. 21 Presented to Governor 1396
Apr. 26 Approved by Governor 1486

LEGISLATIVE BILL 615 By Carpenter

Feb. 2 Read first time 301
Feb. 4 Referred to Committee on Appropriations 327
Feb. 23 Notice of hearing 608
Mar. 9 Placed on General File 794
Apr. 2 Referred for review 1173
Apr. 6 Placed on Select File 1190
Apr. 7 Referred for engrossment 1223

Apr.	14	Correctly engrossed	1268
Apr.	19	Final Reading	1338
Apr.	20	Correctly enrolled	1375
Apr.	20	President signed	1376
Apr.	21	Presented to Governor	1396
Apr.	26	Approved by Governor	1486

LEGISLATIVE BILL 616 By Proud

Feb.	2	Read first time	301
Feb.	4	Referred to Committee on Public Health and Welfare	327
Feb.	11	Notice of hearing	454
Mar.	8	Indefinitely postponed	783

LEGISLATIVE BILL 617 By Burbach, Ziebarth

Feb.	2	Read first time	301
Feb.	4	Referred to Committee on Agriculture and Recreation	327
Feb.	12	Notice of hearing	494
Apr.	13	Indefinitely postponed	1258

LEGISLATIVE BILL 618 By Burbach

Feb.	2	Read first time	301
Feb.	4	Referred to Committee on Public Works	327
Feb.	9	Notice of hearing	421
Mar.	3	Placed on General File	715
Mar.	12	Referred for review	858
Mar.	17	Placed on Select File	920
Mar.	18	Referred for engrossment	951
Mar.	23	Correctly engrossed	991
Mar.	31	Final Reading	1106
Apr.	1	Correctly enrolled	1124
Apr.	1	President signed	1125
Apr.	2	Presented to Governor	1159
Apr.	6	Approved by Governor	1196

LEGISLATIVE BILL 619 By Kremer, Syas

Feb.	2	Read first time	302
Feb.	4	Referred to Committee on Agriculture and Recreation	327
Feb.	9	Notice of hearing	422
Apr.	15	Placed on General File	1279

LEGISLATIVE BILL 620 By Kremer, Syas

Feb.	2	Read first time	302
Feb.	4	Referred to Committee on Agriculture and Recreation	327
Feb.	9	Notice of hearing	422
Mar.	4	Placed on General File	729
Mar.	12	Laid over	858
Apr.	19	Motion lost. Referred for review	1354
Apr.	26	Placed on Select File	1473
Apr.	27	Referred for engrossment	1507
Apr.	29	Correctly engrossed	1546
May	4	Final Reading	1625
May	5	Correctly enrolled. Speaker signed	1662
May	5	Explanation of vote	1684
May	6	Presented to Governor	1721
May	11	Approved by Governor	1801

LEGISLATIVE BILL 621 By Whitney, Syas, Hasebroock

Feb.	2	Read first time	302
Feb.	4	Referred to Committee on Constitutional Revision	302 327
Feb.	10	Notice of hearing	450
Feb.	25	Placed on General File	625
Apr.	23	Referred for review	1465
Apr.	28	Placed on Select File	1528
Apr.	29	Referred for engrossment	1554
May	4	Correctly engrossed	1623
May	6	Final Reading	1708
May	7	Correctly enrolled. Speaker signed	1742
May	10	Presented to Governor	1784
May	17	Approved by Governor	1967

LEGISLATIVE BILL 622 By Whitney, Hasebroock

Feb.	2	Read first time	302
Feb.	4	Referred to Committee on Constitutional Revision	327
Feb.	17	Notice of hearing	534
Mar.	9	Indefinitely postponed	786

LEGISLATIVE BILL 623 By Syas, Hasebroock

Feb.	2	Read first time	302
Feb.	4	Referred to Committee on Constitutional Revision	327
Feb.	11	Notice of hearing	463
Apr.	6	Placed on General File	1188

LEGISLATIVE BILL 624 By Swanson, Luedtke

Feb.	2	Read first time	303
Feb.	4	Referred to Committee on Revenue	327
Feb.	12	Notice of hearing	472
Feb.	23	Notice of hearing. Reset	607
Apr.	7	Indefinitely postponed	1215

LEGISLATIVE BILL 625 By Swanson, Luedtke

Feb.	2	Read first time	303
Feb.	4	Referred to Committee on Revenue	327
Feb.	12	Notice of hearing	472
Feb.	23	Notice of hearing. Reset	607
Apr.	2	Placed on General File	1159

LEGISLATIVE BILL 626 By Duis, Craft, Ziebarth

Feb.	2	Read first time	303
Feb.	4	Referred to Committee on Public Works	327
Feb.	9	Notice of hearing	421
Mar.	4	Placed on General File	728
Apr.	7	Referred for review	1232
Apr.	14	Placed on Select File	1268
Apr.	15	Referred for engrossment	1287
Apr.	21	Correctly engrossed	1391
Apr.	26	Final Reading	1475
Apr.	27	Correctly enrolled. President signed	1494
Apr.	28	Presented to Governor	1528
May	3	Approved by Governor	1610

LEGISLATIVE BILL 627 By Syas, Hasebroock

Feb.	2	Read first time	303
Feb.	4	Referred to Committee on Constitutional Revision	327
Feb.	25	Notice of hearing	639
Mar.	17	Indefinitely postponed	913

LEGISLATIVE BILL 628 By Stromer

Feb.	3	Read first time	309
Feb.	3	Co-introducer added	321
Feb.	4	Referred to Committee on Constitutional Revision	327
Feb.	17	Notice of hearing	534
Mar.	9	Indefinitely postponed	786

LEGISLATIVE BILL 629 By Carpenter

Feb.	3	Read first time	309
Feb.	4	Referred to Committee on Judiciary	327
Feb.	19	Notice of hearing	562
Apr.	1	Indefinitely postponed	1151

LEGISLATIVE BILL 630 By Moylan, Klaver, Proud, Goodrich, Stahmer, Snyder, Chambers, Syas, Skarda, Morgan

Feb.	3	Read first time	309
Feb.	4	Referred to Committee on Judiciary	327
Feb.	11	Notice of hearing	462
Apr.	6	Placed on General File	1189
Apr.	15	Referred for review	1298
Apr.	21	Placed on Select File	1189
Apr.	22	Referred for engrossment	1415
Apr.	26	Correctly engrossed	1474
Apr.	29	Final Reading	1550
Apr.	30	Correctly enrolled. President signed	1580
May	3	Presented to Governor	1610
May	5	Approved by Governor	1647

LEGISLATIVE BILL 631 By Ziebarth, Carpenter

Feb.	3	Read first time	309
Feb.	4	Referred to Committee on Banking, Commerce, and Insurance	327
Feb.	9	Notice of hearing	420
Mar.	22	Indefinitely postponed	982

LEGISLATIVE BILL 632 By Carpenter

Feb.	3	Read first time	310
Feb.	4	Referred to Committee on Public Works	327
Feb.	9	Notice of hearing	421
Mar.	9	Indefinitely postponed	796

LEGISLATIVE BILL 633 By Stull

Feb.	3	Read first time	310
Feb.	4	Referred to Committee on Public Works	327
Feb.	9	Notice of hearing	421
Mar.	9	Placed on General File	795
Apr.	2	Motion lost. Laid over	1173
Apr.	7	Referred for review	1231
Apr.	14	Placed on Select File	1267
Apr.	15	Referred for engrossment	1287
Apr.	20	Correctly engrossed	1375
Apr.	23	Final Reading	1437
Apr.	26	Correctly enrolled	1474

Apr.	26	President signed	1475
Apr.	27	Presented to Governor	1504
Apr.	30	Approved by Governor	1582

LEGISLATIVE BILL 634 By Maresh

Feb.	3	Read first time	310
Feb.	4	Referred to Committee on Urban Affairs	327
Feb.	25	Notice of hearing	638
Mar.	23	Placed on General File	992
Apr.	6	Referred for review	1206
Apr.	13	Placed on Select File	1240
Apr.	13	Referred for engrossment	1248
Apr.	20	Correctly engrossed	1375
Apr.	23	Final Reading	1438
Apr.	26	Correctly enrolled	1474
Apr.	26	President signed	1475
Apr.	27	Presented to Governor	1504
Apr.	30	Approved by Governor	1582

LEGISLATIVE BILL 635 By Clark

Feb.	3	Read first time	310
Feb.	4	Referred to Committee on Education	327
Feb.	8	Notice of hearing	353
Mar.	1	Indefinitely postponed	674

LEGISLATIVE BILL 636 By Clark

Feb.	3	Read first time	310
Feb.	4	Referred to Committee on Revenue	327
Feb.	12	Notice of hearing	472
Feb.	23	Hearing cancelled. Reset	607
Apr.	2	Placed on General File	1159
Apr.	16	Referred for review	1328
Apr.	22	Placed on Select File	1404
Apr.	23	Referred for engrossment	1460
Apr.	27	Replaced on Select File	1491
Apr.	28	Referred for engrossment	1531
Apr.	30	Correctly engrossed	1580
May	5	Final Reading	1664
May	6	Correctly enrolled. Speaker signed	1721
May	7	Presented to Governor	1742
May	17	Approved by Governor	1967

LEGISLATIVE BILL 637 By Marvel

Feb.	3	Read first time	310
Feb.	4	Referred to Committee on Government and Military Affairs	327

Feb.	9	Notice of hearing	420
Feb.	24	Placed on General File	619
Mar.	12	Referred for review	855
Mar.	16	Placed on Select File	894
Mar.	17	Referred for engrossment	924
Mar.	19	Correctly engrossed	958
Mar.	29	Final Reading	1051
Mar.	30	Correctly enrolled	1075
Mar.	30	President signed	1076
Mar.	31	Presented to Governor	1109
Apr.	5	Approved by Governor	1183

LEGISLATIVE BILL 638 By Marvel, Clark, Nore

Feb.	3	Read first time	310
Feb.	4	Referred to Committee on Public Works and Welfare	327
Feb.	16	Notice of hearing	527
Mar.	11	Indefinitely postponed	842

LEGISLATIVE BILL 639 By Wallwey, Whitney

Feb.	3	Read first time	318
Feb.	4	Referred to Committee on Public Health and Welfare	327
Feb.	16	Notice of hearing	527
Mar.	10	Placed on General File	813
Mar.	11	Motion lost. Referred for review	841
Mar.	12	Placed on Select File	859
Mar.	15	Bracketed	876
Mar.	18	Referred for engrossment	942
Mar.	18	Motion. Returned to Select File	942
Mar.	18	Referred for engrossment	943
Mar.	18	Co-introducers added	946
Mar.	18	Replaced on Select File	949
Mar.	18	Referred for engrossment	950
Mar.	19	Correctly engrossed	958
Mar.	23	Motion. Laid over	1003
Mar.	24	Motion renewed. Laid over	1011
Mar.	24	Motion. Returned to Select File	1015
Mar.	24	Request. Referred for review. Motion lost	1016
Mar.	24	Co-introducers withdrawn	1018
Mar.	25	Replaced on Select File	1022
Mar.	25	Referred for engrossment	1034
Mar.	25	Correctly re-engrossed	1036
Mar.	31	Final Reading. Request	1098
Mar.	31	Correctly enrolled. President signed	1100
Mar.	31	Presented to Governor	1109
Apr.	1	Approved by Governor	1133

LEGISLATIVE BILL 639A By Wallwey, Whitney

Mar.	12	Read first time. Placed on General File	859
Mar.	16	Laid over	900
Mar.	18	Co-introducer added. Co-introducer withdrawn. Referred for review	954
Mar.	22	Placed on Select File	980
Mar.	23	Referred for engrossment	994
Mar.	24	Co-introducers withdrawn	1018
Mar.	25	Correctly engrossed	1022
Mar.	31	Final Reading	1097
Mar.	31	Correctly enrolled. President signed	1100
Mar.	31	Presented to Governor	1109
Apr.	1	Motion lost	1126
Apr.	7	Returned from Governor without approval	1225
Apr.	7	Became law without Governor's approval	1229

LEGISLATIVE BILL 640 By Clark, Marvel

Feb.	3	Read first time	318
Feb.	4	Referred to Committee on Public Health and Welfare	327
Feb.	16	Notice of hearing	527
Mar.	15	Placed on General File	878
Apr.	23	Referred for review	1468
May	4	Placed on Select File	1622
May	5	Referred for engrossment	1671
May	10	Correctly engrossed	1779
May	12	Final Reading	1851
May	12	Correctly enrolled. President signed	1870
May	12	Presented to Governor	1872
May	17	Approved by Governor	1967

LEGISLATIVE BILL 641 By Marvel, Ziebarth

Feb.	3	Read first time	318
Feb.	4	Referred to Committee on Appropriations	327
Mar.	16	Notice of hearing	904
Mar.	25	Placed on General File	1042
Apr.	6	Referred for review	1210
Apr.	13	Placed on Select File	1242
Apr.	13	Referred for engrossment	1249
Apr.	19	Correctly engrossed	1341
Apr.	22	Final Reading	1408
Apr.	23	Explanation of vote	1418
Apr.	23	Correctly enrolled. President signed	1447
Apr.	26	Presented to Governor	1489
Apr.	28	Approved by Governor	1536

LEGISLATIVE BILL 642 By Orme, Nore

Feb. 3	Read first time	318
Feb. 4	Referred to Committee on Appropriations	327
Mar. 16	Notice of hearing	905

LEGISLATIVE BILL 643 By Warner, Marvel, Ziebarth

Feb. 3	Read first time	318
Feb. 4	Referred to Committee on Education	327
Feb. 8	Notice of hearing	353
Feb. 12	Hearing cancelled. Reset	494
Apr. 2	Indefinitely postponed	1160

LEGISLATIVE BILL 644 By Johnson, Barnett

Feb. 3	Read first time	319
Feb. 4	Referred to Committee on Public Works	327
Feb. 9	Notice of hearing	421
Mar. 9	Placed on General File	796
Apr. 22	Referred for review	1426
May 5	Placed on Select File	1648
May 6	Laid over	1713
May 7	Referred for engrossment	1727
May 11	Replaced on Select File	1824
May 12	Referred for engrossment	1864
May 17	Correctly engrossed	1956
May 19	Final Reading	2044
May 19	Explanation of vote	2059
May 19	Correctly enrolled	2061
May 19	President signed	2062
May 19	Presented to Governor	2067
May 25	Approved by Governor	2099

LEGISLATIVE BILL 645 By Luedtke

Feb. 3	Read first time	319
Feb. 4	Referred to Committee on Judiciary	327
Feb. 19	Notice of hearing	562
Mar. 16	Placed on General File	890
Apr. 6	Referred for review	1204
Apr. 13	Placed on Select File	1239
Apr. 13	Referred for engrossment	1247
Apr. 16	Correctly engrossed	1314
Apr. 20	Final Reading	1367
Apr. 21	Correctly enrolled. President signed	1391
Apr. 22	Presented to Governor	1425
Apr. 26	Approved by Governor	1486

LEGISLATIVE BILL 646 By Luedtke

Feb.	3	Read first time	319
Feb.	4	Referred to Committee on Judiciary	327
Feb.	19	Notice of hearing	562
Mar.	18	Placed on General File	952

LEGISLATIVE Bill 647 By Luedtke

Feb.	3	Read first time	319
Feb.	4	Referred to Committee on Banking, Commerce and Insurance	327
Feb.	9	Notice of hearing	420
Mar.	11	Indefinitely postponed	842

LEGISLATIVE BILL 648 By F. Carstens

Feb.	3	Read first time	319
Feb.	4	Referred to Committee on Judiciary	327
Feb.	19	Notice of hearing	562
Mar.	15	Placed on General File	878
Mar.	19	Referred for review	969
Mar.	23	Placed on Select File	991
Mar.	24	Referred for engrossment	1013
Mar.	25	Motion. Returned to Select File	1034
Mar.	25	Referred for engrossment	1035
Mar.	29	Replaced on Select File	1062
Mar.	30	Referred for engrossment	1081
Apr.	1	Correctly engrossed	1124
Apr.	6	Final Reading	1193
Apr.	7	Correctly enrolled. President signed	1219
Apr.	13	Presented to Governor	1235
Apr.	14	Approved by Governor	1271

LEGISLATIVE BILL 648A By Luedtke, F. Carstens, Epke, Simpson, DeCamp, Carpenter

Apr.	6	Read first time. Placed on General File	1197
May	13	Referred for review	1899
May	14	Placed on Select File	1917
May	14	Referred for engrossment	1944
May	17	Correctly engrossed	1956
May	19	Final Reading	2045
May	19	Explanation of vote	2059
May	19	Correctly enrolled	2061
May	19	President signed	2062
May	19	Presented to Governor	2067
May	25	Approved by Governor	2097

LEGISLATIVE BILL 649 By Barnett

Feb.	3	Read first time	319
Feb.	4	Referred to Committee on Labor	327
Feb.	8	Co-introducer added	388
Feb.	19	Notice of hearing	575
Mar.	19	Request. Laid over	969
Mar.	22	Request renewed. Withdrawn	977

LEGISLATIVE BILL 650 By Luedtke, Kokes, Ziebarth

Feb.	3	Read first time	320
Feb.	4	Referred to Committee on Revenue	327
Feb.	12	Notice of hearing	473
Mar.	29	Indefinitely postponed	1045
Apr.	1	Motion. Laid over	1151
Apr.	7	Motion renewed . Placed on General File	1223
May	6	Change of order. Motion lost. Referred for review	1724
May	10	Placed on Select File	1779
May	11	Bracketed	1823
May	18	Motion failed	2025

LEGISLATIVE BILL 651 By Syas, Marvel, Warner

Feb.	3	Read first time	320
Feb.	4	Referred to Committee on Labor	327
Feb.	19	Notice of hearing	575
Apr.	13	Placed on General File	1257
Apr.	27	Placed on General File (corrected)	1512
May	13	Referred for review. Request	1894
May	13	Placed on Select File	1903
May	13	Referred for engrossment	1904
May	17	Replaced on Select File	1983
May	17	Referred for engrossment	1984
May	18	Correctly engrossed	2032
May	26	Final Reading	2133
May	26	Correctly enrolled. President signed	2140
May	26	Presented to Governor	2144
May	27	Approved by Governor	2170

LEGISLATIVE BILL 652 By DeCamp

Feb.	3	Read first time	320
Feb.	4	Referred to Committee on Judiciary	327
Feb.	17	Motion. Laid over	535
Feb.	18	Motion renewed. Withdrawn	556

LEGISLATIVE BILL 653 By Luedtke

Feb.	3	Read first time	320
Feb.	4	Referred to Committee on Judiciary	327
Feb.	19	Notice of hearing	562
Mar.	16	Placed on General File	890
Apr.	6	Referred for review	1204
Apr.	13	Placed on Select File	1239
Apr.	13	Referred for engrossment	1247
Apr.	16	Replaced on Select File	1312
Apr.	19	Referred for engrossment	1349
Apr.	21	Correctly engrossed	1391
Apr.	26	Final Reading	1476
Apr.	27	Correctly enrolled. President signed	1494
Apr.	28	Presented to Governor	1528
May	3	Approved by Governor	1610

LEGISLATIVE BILL 654 By Carpenter

Feb.	3	Read first time	320
Feb.	4	Referred to Committee on Public Works	327
Feb.	9	Notice of hearing	421
Mar.	5	Placed on General File	752
Apr.	2	Referred for review	1171
Apr.	6	Placed on Select File	1190
Apr.	7	Referred for engrossment	1223
Apr.	14	Correctly engrossed	1268
Apr.	19	Final Reading	1338
Apr.	20	Correctly enrolled	1375
Apr.	20	President signed	1376
Apr.	21	Presented to Governor	1396
Apr.	26	Approved by Governor	1486

LEGISLATIVE BILL 655 By Swanson

Feb.	3	Read first time	321
Feb.	4	Referred to Committee on Appropriations	327
Mar.	16	Notice of hearing	904
Mar.	17	Hearing cancelled. Reset	938
May	10	Placed on General File	1795
May	14	Change of order	1950
May	17	Referred for review	1986
May	18	Placed on Select File	2018
May	18	Referred for engrossment	2024
May	20	Correctly engrossed	2089
May	26	Final Reading	2134
May	26	Correctly enrolled. President signed	2140
May	26	Presented to Governor	2144
May	26	Approved by Governor	2169

LEGISLATIVE BILL 656 By Whitney, Hasebroock, Syas

Feb.	3	Read first time	321
Feb.	4	Referred to Committee on Constitutional Revision	327
Feb.	10	Notice of hearing	450
Apr.	23	Placed on General File	1450

LEGISLATIVE BILL 657 By Proud

Feb.	3	Read first time	321
Feb.	4	Referred to Committee on Banking, Commerce and Insurance	327
Feb.	9	Notice of hearing	420
Mar.	4	Placed on General File	728
Mar.	19	Referred for review	968
Mar.	23	Placed on Select File	990
Mar.	24	Referred for engrossment	1013
Mar.	29	Correctly engrossed	1061
Apr.	1	Final Reading	1147
Apr.	2	Correctly enrolled	1158
Apr.	2	President signed	1159
Apr.	2	Explanation of vote	1168
Apr.	5	Presented to Governor	1176
Apr.	7	Approved by Governor	1224

LEGISLATIVE BILL 658 By Simpson

Feb.	3	Read first time	321
Feb.	4	Referred to Committee on Education	327
Feb.	8	Notice of hearing	353
Mar.	3	Placed on General File	710
Apr.	13	Motion	1250
Apr.	19	Laid over	1353
Apr.	20	Laid over	1380
May	4	Request. Laid over	1642
May	5	Request renewed. Withdrawn	1672

LEGISLATIVE BILL 659 By Carpenter

Feb.	4	Read first time	337
Feb.	8	Referred to Committee on Education	353
Feb.	26	Notice of hearing	655
Apr.	13	Placed on General File	1252
May	6	Motion. Referred for review	1716
May	10	Placed on Select File	1778
May	11	Referred for engrossment	1822
May	14	Correctly engrossed	1911

May	18	Final Reading	2006
May	18	Correctly enrolled. Speaker signed	2011
May	18	Presented to Governor	2019
May	25	Approved by Governor	2096

LEGISLATIVE BILL 660 By Stromer

Feb.	4	Read first time	337
Feb.	8	Referred to Committee on Education	353
Feb.	16	Notice of hearing	525
Mar.	8	Placed on General File	779
Apr.	5	Referred for review	1185
Apr.	7	Placed on Select File	1216
Apr.	13	Referred for engrossment	1245
Apr.	15	Correctly engrossed	1280
Apr.	19	Final Reading	1346
Apr.	19	Explanation of vote	1348
Apr.	20	Correctly enrolled	1375
Apr.	20	President signed	1376
Apr.	21	Presented to Governor	1396
Apr.	26	Approved by Governor	1486

LEGISLATIVE BILL 660A By Stromer, Luedtke

Mar.	15	Read first time. Placed on General File	876
Apr.	5	Referred for review	1185
Apr.	7	Placed on Select File	1217
Apr.	13	Referred for engrossment	1245
Apr.	15	Correctly engrossed	1281
Apr.	19	Final Reading	1346
Apr.	20	Correctly enrolled. President signed	1376
Apr.	21	Presented to Governor	1396
Apr.	26	Approved by Governor	1486

LEGISLATIVE BILL 661 By Wallwey, F. Carstens

Feb.	4	Read first time	337
Feb.	8	Referred to Committee on Government and Military Affairs	353
Feb.	9	Notice of hearing	421
Mar.	17	Placed on General File	930
May	6	Referred for review	1718
May	12	Placed on Select File	1856
May	13	Laid over	1880
May	14	Referred for engrossment	1912
May	14	Motion lost	2135
May	14	Placed on Select File	1942

May	14	Referred for engrossment	1947
May	18	Replaced on Select File	1998
May	18	Referred for engrossment	1999
May	18	Correctly engrossed	2019
May	26	Motion. Returned to Select File	2135

LEGISLATIVE BILL 662 By Maresh, Epke, Ziebarth

Feb.	4	Read first time	338
Feb.	8	Referred to Committee on Public Works	353
Feb.	16	Notice of hearing	512
Mar.	30	Placed on General File	1073
Apr.	30	Referred for review	1591
May	6	Placed on Select File	1693
May	7	Referred for engrossment	1729
May	11	Correctly engrossed	1838
May	13	Motion. Returned to Select File	1882
May	13	Referred for engrossment	1883
May	14	Correctly re-engrossed	1911
May	18	Final Reading	2007
May	19	Correctly enrolled. President signed	2035
May	19	Presented to Governor	2058
May	25	Approved by Governor	2096

LEGISLATIVE BILL 663 By Ziebarth, Maresh, Lewis

Feb.	4	Read first time	338
Feb.	8	Referred to Committee on Education	353
Feb.	16	Notice of hearing	525
Mar.	5	Indefinitely postponed	751

LEGISLATIVE BILL 664 By Ziebarth

Feb.	4	Read first time	338
Feb.	8	Referred to Committee on Public Works	353
Feb.	16	Notice of hearing	512
Apr.	2	Placed on General File	1167

LEGISLATIVE BILL 665 By Barnett

Feb.	4	Read first time	338
Feb.	8	Referred to Committee on Government and Military Affairs	353
Feb.	9	Notice of hearing	421
Feb.	11	Request. Laid over	457
Feb.	12	Request renewed. Withdrawn	490

LEGISLATIVE BILL 666 By Skarda

Feb.	4	Read first time	337
Feb.	8	Referred to Committee on Miscellaneous Subjects	353
Feb.	15	Notice of hearing	499
Mar.	5	Placed on General File	753
Apr.	16	Referred for review	1328
Apr.	22	Placed on Select File	1404
Apr.	23	Referred for engrossment	1460
Apr.	27	Correctly engrossed	1494
Apr.	30	Final Reading	1571
May	3	Correctly enrolled	1608
May	3	President signed	1609
May	4	Presented to Governor	1643
May	11	Approved by Governor	1801

LEGISLATIVE BILL 667 By Stromer, Craft, Clark

Feb.	4	Read first time	338
Feb.	8	Referred to Committee on Revenue	353
Feb.	12	Notice of hearing	472
Feb.	17	Hearing cancelled. Re-referred to Committee on Nebraska Retirement Systems Advisory	539
Mar.	23	Notice of hearing. Reset	992
Apr.	13	Placed on General File	1236
May	10	Referred for review	1798
May	13	Placed on Select File	1888
May	13	Referred for engrossment	1890
May	17	Correctly engrossed	1956
May	19	Final Reading	2046
May	19	Explanation of vote	2059
May	19	Correctly enrolled	2061
May	19	President signed	2062
May	19	Presented to Governor	2067
May	26	Approved by Governor	2146

LEGISLATIVE BILL 668 By Hasebroock

Feb.	4	Read first time	339
Feb.	8	Referred to Committee on Judiciary	353
Feb.	24	Notice of hearing	619
Mar.	24	Indefinitely postponed	1019

LEGISLATIVE BILL 669 By Hasebroock

Feb.	4	Read first time	339
Feb.	8	Referred to Committee on Public Works	353
Feb.	16	Notice of hearing	512
Mar.	8	Indefinitely postponed	779

LEGISLATIVE BILL 670 By F. Carstens

Feb.	4	Read first time	339
Feb.	8	Referred to Committee on Judiciary	353
Feb.	24	Notice of hearing	619
Mar.	25	Placed on General File	1041
Apr.	6	Referred for review	1210
Apr.	21	Placed on Select File	1388
Apr.	22	Referred for engrossment	1415
Apr.	23	Replaced on Select File	1443
Apr.	26	Referred for engrossment	1479
Apr.	28	Correctly engrossed	1517
May	3	Final Reading	1596
May	4	Correctly enrolled. President signed	1623
May	5	Presented to Governor	1671
May	11	Approved by Governor	1801

LEGISLATIVE BILL 671 By Carpenter

Feb.	4	Read first time	339
Feb.	8	Referred to Committee on Public Works	353
Feb.	16	Notice of hearing	512
Mar.	8	Indefinitely postponed	779

LEGISLATIVE BILL 672 By Klaver

Feb.	4	Read first time	339
Feb.	8	Referred to Committee on Labor	353
Feb.	19	Notice of hearing	576
Apr.	13	Indefinitely postponed	1257

LEGISLATIVE BILL 673 By Duis, Luedtke

Feb.	4	Read first time	340
Feb.	8	Referred to Committee on Public Works	353
Feb.	16	Notice of hearing	512
Mar.	9	Placed on General File	796
Apr.	22	Referred for review	1427
Apr.	27	Placed on Select File	1493

Apr.	28	Referred for engrossment	1532
Apr.	30	Correctly engrossed	1580
May	5	Final Reading	1665
May	6	Correctly enrolled. Speaker signed	1721
May	7	Presented to Governor	1742
May	17	Approved by Governor	1967

LEGISLATIVE BILL 674 By Barnett, Warner

Feb.	4	Read first time	340
Feb.	8	Referred to Committee on Revenue	353
Feb.	12	Notice of hearing	472
Mar.	31	Placed on General File	1096

LEGISLATIVE BILL 675 By Clark, Duis

Feb.	4	Read first time	340
Feb.	8	Referred to Committee on Government and Military Affairs	353
Feb.	9	Notice of hearing	421
Mar.	2	Placed on General File	678
Apr.	5	Referred for review	1184
Apr.	7	Placed on Select File	1217
Apr.	13	Referred for engrossment	1245
Apr.	15	Correctly engrossed	1281
Apr.	19	Final Reading	1347
Apr.	20	Correctly enrolled. President signed	1376
Apr.	21	Presented to Governor	1396
Apr.	26	Approved by Governor	1486

LEGISLATIVE BILL 676 By F. Carstens

Feb.	4	Read first time	340
Feb.	8	Referred to Committee on Judiciary	353
Feb.	24	Notice of hearing	619
Mar.	25	Placed on General File	1041
Apr.	6	Referred for review	1210
Apr.	13	Placed on Select File	1241
Apr.	13	Referred for engrossment	1249
Apr.	19	Correctly engrossed	1341
Apr.	22	Final Reading	1408
Apr.	22	Explanation of vote	1418
Apr.	23	Correctly enrolled. President signed	1447
Apr.	26	Presented to Governor	1489
Apr.	28	Approved by Governor	1536

LEGISLATIVE BILL 677 By F. Carstens

Feb.	4	Read first time	340
Feb.	8	Referred to Committee on Miscellaneous Subjects	353
Feb.	15	Notice of hearing	498
Mar.	3	Placed on General File	708
Mar.	12	Referred for review	857
Mar.	17	Placed on Select File	920
Mar.	18	Referred for engrossment	951
Mar.	22	Correctly engrossed	978
Mar.	29	Final Reading	1053
Mar.	30	Correctly enrolled. President signed	1076
Mar.	31	Presented to Governor	1109
Apr.	5	Approved by Governor	1183

LEGISLATIVE BILL 678 By Carpenter

Feb.	4	Read first time	341
Feb.	8	Referred to Committee on Public Works	353
Feb.	16	Notice of hearing	512
Mar.	8	Placed on General File	779
Mar.	19	Laid over	966
Apr.	2	Referred for review	1172
Apr.	7	Placed on Select File	1217
Apr.	13	Referred for engrossment	1246
Apr.	19	Replaced on Select File	1340
Apr.	20	Referred for engrossment	1378
Apr.	22	Correctly engrossed	1425
Apr.	27	Final Reading	1500
Apr.	28	Correctly enrolled. President signed	1529
Apr.	29	Presented to Governor	1556
May	3	Approved by Governor	1610

LEGISLATIVE BILL 679 By Carpenter

Feb.	4	Read first time	341
Feb.	8	Referred to Committee on Public Health and Welfare	353
Feb.	16	Notice of hearing	527
Mar.	15	Placed on General File	880
Apr.	16	Referred for review	1329
Apr.	26	Placed on Select File	1471
Apr.	27	Referred for engrossment	1506
Apr.	29	Replaced on Select File	1544
Apr.	30	Referred for engrossment	1581
May	4	Replaced on Select File	1621
May	5	Referred for engrossment	1671
May	7	Replaced on Select File	1737
May	10	Referred for engrossment	1782
May	12	Correctly engrossed	1862

May	17	Final Reading	1960
May	17	Correctly enrolled. President signed	1977
May	17	Presented to Governor	1981
May	25	Approved by Governor	2096

LEGISLATIVE BILL 679A By Carpenter

Mar.	18	Read first time. Placed on General File	952
Apr.	27	Change of order. Referred for review	1508
Apr.	30	Placed on Select File	1577
May	3	Referred for engrossment	1598
May	4	Motion. Returned to Select File	1631
May	4	Referred for engrossment	1632
May	5	Replaced on Select File	1648
May	6	Referred for engrossment	1712
May	10	Correctly engrossed	1779
May	12	Final Reading	1852
May	12	Correctly enrolled. President signed	1870
May	12	Presented to Governor	1872
May	17	Approved by Governor	1967

LEGISLATIVE BILL 680 By Carpenter

Feb.	4	Read first time	341
Feb.	8	Referred to Committee on Judiciary	353
Feb.	24	Notice of hearing	619
Mar.	25	Placed on General File	1022
Apr.	6	Referred for review	1208
Apr.	13	Placed on Select File	1241
Apr.	13	Referred for engrossment	1249
Apr.	20	Correctly engrossed	1375
Apr.	23	Final Reading	1439
Apr.	26	Correctly enrolled	1474
Apr.	26	President signed	1475
Apr.	27	Presented to Governor	1504
Apr.	30	Approved by Governor	1582

LEGISLATIVE BILL 680A By Carpenter

Apr.	13	Read first time. Placed on General File	1260
Apr.	27	Change of order. Referred for review	1508
Apr.	30	Placed on Select File	1577
May	3	Referred for engrossment	1598
May	5	Correctly engrossed	1662
May	10	Final Reading	1769
May	11	Correctly enrolled	1838
May	11	President signed	1839
May	12	Presented to Governor	1870
May	17	Approved by Governor	1967

LEGISLATIVE BILL 681 By Goodrich

Feb.	4	Read first time	341
Feb.	8	Referred to Committee on Revenue	353
Feb.	17	Notice of hearing	538
Mar.	24	Indefinitely postponed	1007

LEGISLATIVE BILL 682 By Wiltse

Feb.	4	Read first time	342
Feb.	8	Referred to Committee on Urban Affairs	353
Feb.	25	Notice of hearing	638
Mar.	24	Placed on General File	1019
Apr.	6	Referred for review	1207
Apr.	13	Placed on Select File	1241
Apr.	13	Referred for engrossment	1249
Apr.	19	Correctly engrossed	1341
Apr.	22	Final Reading	1409
Apr.	22	Explanation of vote	1418
Apr.	23	Correctly enrolled. President signed	1447
Apr.	26	Presented to Governor	1489
Apr.	28	Approved by Governor	1536

LEGISLATIVE BILL 683 By Lewis

Feb.	4	Read first time	343
Feb.	8	Referred to Committee on Miscellaneous Subjects	353
Feb.	15	Notice of hearing	499
Mar.	3	Indefinitely postponed	708

LEGISLATIVE BILL 684 By Johnson, Hasebroock

Feb.	4	Read first time	343
Feb.	8	Referred to Committee on Banking, Commerce, and Insurance	353
Feb.	9	Notice of hearing	420
Mar.	4	Placed on General File	728
Mar.	12	Referred for review	858
Mar.	17	Placed on Select File	920
Mar.	18	Referred for engrossment	951
Mar.	23	Correctly engrossed	991
Mar.	31	Motion. Returned to Select File	1107
Mar.	31	Referred for engrossment	1111
Apr.	2	Correctly re-engrossed	1154
Apr.	7	Final Reading	1220
Apr.	13	Correctly enrolled. President signed	1243
Apr.	14	Presented to Governor	1274
Apr.	20	Motion	1383

May	14	Motion. Returned to Select File	1915
May	14	Referred for engrossment	1916
May	17	Correctly re-engrossed	1956
May	19	Final Reading	2047
May	19	Explanation of vote	2059
May	19	Correctly enrolled	2061
May	19	President signed	2062
May	19	Presented to Governor	2067
May	25	Approved by Governor	2097

LEGISLATIVE BILL 685 By Hasebroock, Whitney, Syas

Feb.	4	Read first time	343
Feb.	8	Referred to Committee on Constitutional Revision	353
Mar.	3	Notice of hearing	695
Mar.	29	Indefinitely postponed	1059

LEGISLATIVE BILL 686 By Whitney, Hasebroock

Feb.	4	Read first time	344
Feb.	8	Referred to Committee on Constitutional Revision	354
Feb.	11	Notice of hearing	463
Mar.	3	Indefinitely postponed	695

LEGISLATIVE BILL 687 By Hasebroock, Whitney, Syas

Feb.	4	Read first time	344
Feb.	8	Referred to Committee on Constitutional Revision	354
Feb.	11	Notice of hearing	463
Mar.	2	Indefinitely postponed	679

LEGISLATIVE BILL 688 By Hasebroock, Whitney

Feb.	4	Read first time	344
Feb.	8	Referred to Committee on Constitutional Revision	354
Feb.	11	Notice of hearing	463
Mar.	2	Placed on General File	679
Apr.	23	Referred for review	1465
Apr.	28	Placed on Select File	1528
Apr.	29	Referred for engrossment	1555
May	3	Correctly engrossed	1608
May	6	Final Reading	1703
May	7	Correctly enrolled. Speaker signed	1742
May	10	Presented to Governor	1784
May	17	Approved by Governor	1967

LEGISLATIVE BILL 689 By Syas, Snyder

Feb.	4	Read first time	344
Feb.	8	Referred to Committee on Government and Military Affairs	354
Feb.	9	Notice of hearing	421
Mar.	2	Indefinitely postponed	679

LEGISLATIVE BILL 690 By Ziebarth, Simpson

Feb.	4	Read first time	345
Feb.	8	Referred to Committee on Public Health and Welfare	354
Feb.	16	Notice of hearing	527
May	7	Placed on General File	1760

LEGISLATIVE BILL 691 By Warner

Feb.	4	Read first time	345
Feb.	8	Referred to Committee on Government and Military Affairs	354
Feb.	9	Notice of hearing	421
Feb.	24	Placed on General File	619
Mar.	31	Referred for review	1119
Apr.	2	Placed on Select File	1154
Apr.	5	Referred for engrossment	1179
Apr.	7	Correctly engrossed	1218
Apr.	15	Final Reading	1282
Apr.	16	Correctly enrolled. President signed	1314
Apr.	19	Presented to Governor	1336
Apr.	21	Approved by Governor	1398

LEGISLATIVE Bill 692 By Warner, Schmit

Feb.	4	Read first time	345
Feb.	8	Referred to Committee on Agriculture and Recreation	354
Feb.	16	Notice of hearing	527
Mar.	16	Placed on General File	908
Apr.	30	Referred for review	1594
May	6	Placed on Select File	1694
May	7	Referred for engrossment	1729
May	12	Correctly engrossed	1863
May	17	Final Reading	1961
May	17	Correctly enrolled. President signed	1977
May	17	Presented to Governor	1981
May	19	Approved by Governor	2059

LEGISLATIVE BILL 693 By Warner

Feb.	4	Read first time	345
Feb.	8	Referred to Committee on Urban Affairs	354
Feb.	25	Notice of hearing	638
Mar.	23	Placed on General File	992

LEGISLATIVE BILL 694 By Warner

Feb.	4	Read first time	345
Feb.	8	Referred to Committee on Revenue	354
Feb.	17	Notice of hearing	537
Mar.	4	Placed on General File	721
Apr.	13	Referred for review	1259
Apr.	15	Placed on Select File	1280
Apr.	16	Referred for engrossment	1317
Apr.	20	Correctly engrossed	1375
Apr.	23	Final Reading	1439
Apr.	26	Correctly enrolled	1474
Apr.	26	President signed	1475
Apr.	27	Presented to Governor	1504
Apr.	30	Approved by Governor	1582

LEGISLATIVE BILL 695 By Warner

Feb.	4	Read first time	346
Feb.	8	Referred to Committee on Banking, Commerce and Insurance	354
Feb.	9	Notice of hearing	420
Mar.	11	Placed on General File	842
Mar.	19	Laid over	969
Apr.	22	Referred for review	1428
Apr.	27	Placed on Select File	1493
Apr.	28	Referred for engrossment	1532
Apr.	30	Correctly engrossed	1580
May	5	Final Reading	1665
May	6	Correctly enrolled. Speaker signed	1721
May	7	Presented to Governor	1742
May	17	Approved by Governor	1967

LEGISLATIVE BILL 696 By Warner

Feb.	4	Read first time	346
Feb.	8	Referred to Committee on Public Works	354
Feb.	16	Notice of hearing	512
Mar.	8	Indefinitely postponed	780
Mar.	10	Request. Laid over	816

LEGISLATIVE BILL 697 By Warner

Feb.	4	Read first time	346
Feb.	8	Referred to Committee on Banking, Commerce and Insurance	354
Feb.	9	Notice of hearing	420
Mar.	4	Indefinitely postponed	728
Mar.	8	Motion. Laid over	783
Mar.	15	Motion renewed. Motion lost	877

LEGISLATIVE BILL 698 By Luedtke

Feb.	4	Read first time	346
Feb.	8	Referred to Committee on Government and Military Affairs	354
Feb.	9	Notice of hearing	421
Feb.	24	Placed on General File	619
Mar.	19	Referred for review	967
Mar.	23	Placed on Select File	989
Mar.	24	Referred for engrossment	1012
Mar.	29	Correctly engrossed	1061
Apr.	1	Final Reading	1147
Apr.	2	Correctly enrolled. President signed	1159
Apr.	2	Explanation of vote	1168
Apr.	5	Presented to Governor	1176
Apr.	7	Approved by Governor	1224

LEGISLATIVE BILL 699 By Warner, Kokes, C. Carsten

Feb.	4	Read first time	346
Feb.	8	Referred to Committee on Banking, Commerce nd Insurance	354
Feb.	9	Notice of hearing	420
Mar.	18	Placed on General File	946
Apr.	29	Bracketed	1547
May	5	Motion lost. Referred for review	1677
May	10	Placed on Select File	1777
May	11	Referred for engrossment	1822
May	14	Correctly engrossed	1911
May	18	Final Reading	2012
May	18	Correctly enrolled	2031
May	18	President signed	2032
May	19	Presented to Governor	2058
May	25	Approved by Governor	2096

LEGISLATIVE BILL 700 By Simpson

Feb.	8	Read first time	360
Feb.	9	Referred to Committee on Public Works	422
Feb.	16	Notice of hearing	512
Mar.	8	Indefinitely postponed	780

LEGISLATIVE BILL 701 By C. Carsten

Feb.	8	Read first time	361
Feb.	9	Referred to Committee on Miscellaneous Subjects	422
Feb.	15	Notice of hearing	499
Mar.	3	Indefinitely postponed	709

LEGISLATIVE BILL 702 By C. Carsten

Feb.	8	Read first time	361
Feb.	9	Referred to Committee on Miscellaneous Subjects	422
Feb.	15	Notice of hearing	499
Mar.	3	Indefinitely postponed	709

LEGISLATIVE BILL 703 By C. Carsten

Feb.	8	Read first time	361
Feb.	9	Referred to Committee on Revenue	422
Feb.	17	Notice of hearing	537
Mar.	10	Indefinitely postponed	799

LEGISLATIVE BILL 704 By C. Carsten

Feb.	8	Read first time	361
Feb.	9	Referred to Committee on Miscellaneous Subjects	422
Feb.	15	Notice of hearing	499
Mar.	3	Indefinitely postponed	709

LEGISLATIVE BILL 705 By C. Carsten

Feb.	8	Read first time	361
Feb.	9	Referred to Committee on Miscellaneous Subjects	422
Feb.	15	Notice of hearing	499
Mar.	3	Indefinitely postponed	709

LEGISLATIVE BILL 706 By Maresh

Feb.	8	Read first time	361
Feb.	9	Referred to Committee on Agriculture and Recreation	422
Feb.	12	Notice of hearing	494
Mar.	3	Placed on General File	709
Mar.	19	Referred for review	965
Mar.	22	Placed on Select File	980

Mar.	23	Referred for engrossment	995
Mar.	24	Replaced on Select File	1007
Mar.	25	Referred for engrossment	1033
Mar.	29	Correctly engrossed	1061
Apr.	1	Final Reading	1148
Apr.	2	Correctly enrolled. President signed	1159
Apr.	2	Explanation of vote	1168
Apr.	5	Presented to Governor	1176
Apr.	7	Approved by Governor	1224

LEGISLATIVE BILL 707 By Burbach

Feb.	8	Read first time	361
Feb.	9	Referred to Committee on Revenue	422
Feb.	17	Notice of hearing	537
Mar.	30	Placed on General File	1087
May	14	Change of order. Referred for review	1920
May	14	Placed on Select File	1943
May	14	Referred for engrossment	1947
May	14	Replaced on Select File	1955
May	17	Referred for engrossment	1975
May	17	Correctly engrossed	1977
May	20	Final Reading	2077
May	20	Correctly enrolled	2086
May	20	President signed	2087
May	20	Presented to Governor	2089
May	20	Returned by Governor without approval	2125
May	26	Motion. Passed over Governor's veto	2153

LEGISLATIVE BILL 708 By Burbach, Johnson

Feb.	8	Read first time	362
Feb.	9	Referred to Committee on Judiciary	422
Feb.	19	Notice of hearing	562
Mar.	15	Indefinitely postponed	878

LEGISLATIVE BILL 709 By Nore

Feb.	8	Read first time	362
Feb.	9	Referred to Committee on Agriculture and Recreation	422
Feb.	12	Notice of hearing	494
Apr.	6	Indefinitely postponed	1201

LEGISLATIVE BILL 710 By Waldron

Feb.	8	Read first time	362
Feb.	9	Referred to Committee on Government and Military Affairs	422
Feb.	26	Notice of hearing	655
Mar.	17	Placed on General File	934

LEGISLATIVE BILL 711 By Waldron

Feb.	8	Read first time	362
Feb.	9	Referred to Committee on Public Works	422
Feb.	16	Notice of hearing	512
Mar.	30	Indefinitely postponed	1075

LEGISLATIVE BILL 712 By Waldron

Feb.	8	Read first time	362
Feb.	9	Referred to Committee on Appropriations	422
Mar.	16	Notice of hearing	905

LEGISLATIVE BILL 713 By Waldron

Feb.	8	Read first time	362
Feb.	9	Referred to Committee on Government and Military Affairs	422
Feb.	11	Notice of hearing	462
Mar.	2	Placed on General File	678
Mar.	12	Referred for review	857
Mar.	16	Placed on Select File	895
Mar.	17	Referred for engrossment	925
Mar.	22	Correctly engrossed	972
Mar.	29	Final Reading	1054
Mar.	30	Correctly enrolled. President signed	1076
Mar.	31	Presented to Governor	1109
Apr.	5	Approved by Governor	1183

LEGISLATIVE BILL 714 By Waldron

Feb.	8	Read first time	362
Feb.	9	Referred to Committee on Miscellaneous Subjects	422
Feb.	15	Notice of hearing	499
Apr.	7	Request. Laid over	1223
Apr.	13	Request renewed. Withdrawn	1245

LEGISLATIVE BILL 715 By Waldron

Feb.	8	Read first time	363
Feb.	9	Referred to Committee on Revenue	422
Feb.	17	Notice of hearing	537
Mar.	30	Request. Laid over	1086
Mar.	31	Request renewed. Withdrawn	1108

LEGISLATIVE BILL 716 By Kremer, Hasebroock

Feb.	8	Read first time	363
Feb.	9	Referred to Committee on Revenue	422

Feb.	17	Notice of hearing	537
Mar.	30	Placed on General File	1088

LEGISLATIVE BILL 717 By Kremer

Feb.	8	Read first time	363
Feb.	9	Referred to Committee on Agriculture and Recreation	422
Mar.	10	Notice of hearing	799
May	10	Placed on General File	1788

LEGISLATIVE BILL 718 By Kremer

Feb.	8	Read first time	363
Feb.	9	Referred to Committee on Public Works	422
Feb.	16	Notice of hearing	513
Apr.	2	Indefinitely postponed	1168

LEGISLATIVE BILL 719 By Kremer, Hasebroock

Feb.	8	Read first time	363
Feb.	9	Referred to Committee on Revenue	422
Feb.	17	Notice of hearing	537
Mar.	30	Placed on General File	1090

LEGISLATIVE bILL 720 By Hasebroock

Feb.	8	Read first time	364
Feb.	9	Referred to Committee on Banking, Commerce and Insurance	422
Feb.	15	Notice of hearing	498
Mar.	11	Placed on General File	842
Apr.	6	Referred for review	1204
Apr.	13	Placed on Select File	1238
Apr.	13	Referred for engrossment	1247
Apr.	16	Correctly engrossed	1314
Apr.	20	Final Reading	1368
Apr.	21	Correctly enrolled. President signed	1391
Apr.	22	Presented to Governor	1425
Apr.	26	Approved by Governor	1486

LEGISLATIVE BILL 721 By Hasebroock

Feb.	8	Read first time	364
Feb.	9	Referred to Committee on Banking, Commerce and Insurance	422
Feb.	15	Notice of hearing	498
Mar.	11	Placed on General File	842

Apr.	22	Referred for review	1428
Apr.	27	Placed on Select File	1493
Apr.	28	Referred for engrossment	1533
Apr.	30	Correctly engrossed	1580
May	5	Final Reading	1666
May	6	Correctly enrolled. Speaker signed	1721
May	7	Presented to Governor	1742
May	17	Approved by Governor	1967

LEGISLATIVE BILL 722 By Duis

Feb.	8	Read first time	364
Feb.	9	Referred to Committee on Banking, Commerce and Insurance	422
Feb.	15	Notice of hearing	498
Apr.	13	Placed on General File	1253
May	7	Change of order	1758
May	11	Bracketed	1846
May	17	Laid over	1976
May	17	Laid over	1979
May	17	Referred for review	1981
May	18	Placed on Select File	2017
May	18	Laid over. Referred for engrossment	2024
May	18	Replaced on Select File. Referred for engrossment	2031
May	20	Replaced on Select File	2083
May	20	Referred for engrossment	2085
May	20	Correctly engrossed	2089
May	26	Final Reading	2136
May	26	Correctly enrolled. President signed	2140
May	26	Presented to Governor	2144
May	26	Approved by Governor	2169

LEGISLATIVE BILL 723 By Hasebroock

Feb.	8	Read first time	364
Feb.	9	Referred to Committee on Revenue	422
Feb.	17	Notice of hearing	537
Mar.	10	Placed on General File	799
Mar.	19	Referred for review	966
Mar.	23	Placed on Select File	989
Mar.	24	Referred for engrossment	1012
Mar.	29	Correctly engrossed	1061
Apr.	1	Final Reading	1149
Apr.	2	Correctly enrolled. President signed	1159
Apr.	2	Explanation of vote	1168
Apr.	5	Presented to Governor	1176
Apr.	7	Approved by Governor	1224

LEGISLATIVE BILL 724 By Keyes

Feb. 8	Read first time	364
Feb. 9	Referred to Committee on Miscellaneous Subjects	422
Feb. 15	Notice of hearing	498
Mar. 3	Placed on General File	708
Mar. 19	Referred for review	968
Mar. 23	Placed on Select File	990
Mar. 24	Referred for engrossment	1013
Mar. 29	Correctly engrossed	1061
Apr. 1	Final Reading	1149
Apr. 2	Correctly enrolled. President signed	1159
Apr. 2	Explanation of vote	1168
Apr. 5	Presented to Governor	1176
Apr. 7	Approved by Governor	1224

LEGISLATIVE BILL 725 By Maresh

Feb. 8	Read first time	364
Feb. 9	Referred to Committee on Public Works	422
Feb. 9	Co-introducers added	430
Feb. 16	Notice of hearing	512
Mar. 15	Placed on General File	882
Mar. 24	Change of order	1009
Mar. 24	Laid over	1014
Mar. 29	Laid over	1066
Mar. 30	Referred for review	1082
Apr. 1	Placed on Select File	1123
Apr. 2	Bracketed	1169
Apr. 13	Unbracketed. Referred for engrossment	1259
Apr. 15	Replaced on Select File	1279
Apr. 15	Request. Referred for engrossment	1287
Apr. 16	Replaced on Select File	1312
Apr. 16	Referred for engrossment	1317
Apr. 16	Correctly engrossed	1334
Apr. 20	Final Reading	1362
Apr. 21	Correctly enrolled. President signed	1391
Apr. 22	Presented to Governor	1425
Apr. 26	Approved by Governor	1486

LEGISLATIVE BILL 725A By Maresh

Apr. 2	Read first time. Placed on General File	1168
Apr. 6	Referred for review	1200
Apr. 13	Placed on Select File	1237
Apr. 13	Referred for engrossment	1247
Apr. 15	Request	1287
Apr. 16	Correctly engrossed	1334

Apr. 20	Final Reading	1363
Apr. 21	Correctly enrolled. President signed	1391
Apr. 21	Motion. Bracketed	1395
Apr. 21	Unbracketed. Final Reading	1400
Apr. 22	Correctly re-enrolled. President signed	1425
Apr. 23	Presented to Governor	1469
Apr. 26	Approved by Governor	1486

LEGISLATIVE BILL 726 By Stull

Feb. 8	Read first time	365
Feb. 9	Referred to Committee on Education	423
Feb. 16	Notice of hearing	525
Mar. 8	Placed on General File	779
Apr. 2	Referred for review	1172
Apr. 6	Placed on Select File	1190
Apr. 7	Referred for engrossment	1223
Apr. 13	Motion. Returned to Select File. Referred for engrossment	1250
Apr. 14	Correctly engrossed	1268
Apr. 19	Final Reading	1339
Apr. 20	Correctly enrolled. President signed	1376
Apr. 21	Presented to Governor	1396
Apr. 26	Approved by Governor	1486

LEGISLATIVE BILL 727 By Stull

Feb. 8	Read first time	365
Feb. 9	Referred to Committee on Nebraska Retirement Systems Advisory	423
Mar. 8	Notice of hearing	774
Apr. 14	Indefinitely postponed	1265

LEGISLATIVE BILL 728 By Luedtke

Feb. 8	Read first time	365
Feb. 9	Referred to Committee on Judiciary	423
Feb. 19	Notice of hearing	562
Mar. 29	Placed on General File	1065
Apr. 7	Referred for review	1230
Apr. 14	Placed on Select File	1267
Apr. 15	Referred for engrossment	1286
Apr. 20	Replaced on Select File	1372
Apr. 21	Referred for engrossment	1392
Apr. 23	Correctly engrossed	1446
Apr. 30	Final Reading	1572
May 3	Correctly enrolled. President signed	1609
May 4	Presented to Governor	1643
May 11	Approved by Governor	1801

LEGISLATIVE BILL 729 By Luedtke

Feb.	8	Read first time	365
Feb.	9	Referred to Committee on Judiciary	423
Feb.	19	Notice of hearing	562

LEGISLATIVE BILL 730 By Whitney

Feb.	8	Read first time	365
Feb.	9	Referred to Committee on Nebraska Retirement Systems Advisory	423
Mar.	8	Notice of hearing	774
Apr.	14	Placed on General File	1265
Apr.	29	Change of order	1547

LEGISLATIVE BILL 731 By C. Carsten, Waldo

Feb.	8	Read first time	365
Feb.	9	Co-introducer added	388
Feb.	9	Referred to Committee on Education	423
Feb.	12	Notice of hearing	494
Mar.	2	Indefinitely postponed	679

LEGISLATIVE BILL 732 By C. Carsten

Feb.	8	Read first time	366
Feb.	9	Referred to Committee on Education	423
Feb.	16	Notice of hearing	525
Mar.	17	Placed on General File	929
May	6	Referred for review	1716
May	10	Placed on Select File	1778
May	11	Referred for engrossment	1822
May	17	Correctly engrossed	1957
May	17	Final Reading	2047
May	19	Explanation of vote	2059
May	19	Correctly enrolled	2061
May	19	President signed	2062
May	19	Presented to Governor	2067
May	25	Approved by Governor	2097

LEGISLATIVE BILL 733 By C. Carsten

Feb.	8	Read first time	366
Feb.	9	Referred to Committee on Agriculture and Recreation	423
Feb.	16	Notice of hearing	527
Mar.	16	Placed on General File	908
Apr.	30	Referred for review	1594

May	6	Placed on Select File	1694
May	7	Referred for engrossment	1729
May	12	Correctly engrossed	1863
May	17	Final Reading	1961
May	17	Correctly enrolled. President signed	1977
May	17	Presented to Governor	1981
May	19	Approved by Governor	2059

LEGISLATIVE BILL 734 By Duis

Feb.	8	Read first time	366
Feb.	9	Referred to Committee on Education	423
Feb.	16	Notice of hearing	525
Mar.	8	Placed on General File	779
Apr.	20	Referred for review	1385
Apr.	26	Placed on Select File	1474
Apr.	27	Referred for engrossment	1507
Apr.	29	Correctly engrossed	1546
May	4	Final Reading	1626
May	5	Correctly enrolled. Speaker signed	1662
May	5	Explanation of vote	1684
May	6	Presented to Governor	1721
May	11	Approved by Governor	1801

LEGISLATIVE BILL 735 By Ziebarth, Kennedy, Simpson

Feb.	8	Read first time	366
Feb.	9	Referred to Committee on Education	423
Feb.	16	Notice of hearing	525
Apr.	2	Placed on General File	1160
May	11	Referred for review. Request	1842
May	13	Placed on Select File	1888
May	13	Referred for engrossment	1890
May	17	Correctly engrossed	1957
May	20	Final Reading	2078
May	20	Motion. Motion. Returned to Select File	2085
May	20	Referred for engrossment	2086
May	20	Correctly re-engrossed	2089
May	26	Final Reading	2137
May	26	Correctly enrolled. President signed	2146
May	26	Presented to Governor	2151
May	26	Approved by Governor	2169

LEGISLATIVE BILL 736 By Keyes

Feb.	8	Read first time	366
Feb.	9	Referred to Committee on Revenue	423
Feb.	17	Notice of hearing	538
Mar.	24	Indefinitely postponed	1007

LEGISLATIVE BILL 737 By Stromer

Feb.	8	Read first time	366
Feb.	9	Referred to Committee on Revenue	423
Feb.	17	Notice of hearing	438
Mar.	23	Indefinitely postponed	992

LEGISLATIVE BILL 738 By Epke, Waldo, Warner

Feb.	8	Read first time	366
Feb.	9	Referred to Committee on Public Works	423
Feb.	16	Notice of hearing	512
Mar.	8	Placed on General File	779
Apr.	7	Referred for review	1232
Apr.	22	Placed on Select File	1404
Apr.	23	Referred for engrossment	1461
Apr.	27	Correctly engrossed	1494
Apr.	30	Final Reading	1573
May	3	Correctly enrolled. President signed	1609
May	4	Presented to Governor	1643
May	11	Approved by Governor	1801

LEGISLATIVE BILL 739 By Stahmer, Ziebarth, Barnett

Feb.	8	Read first time	367
Feb.	9	Referred to Committee on Education	423
Feb.	16	Notice of hearing	525
Mar.	8	Indefinitely postponed	779

LEGISLATIVE BILL 740 By Stahmer

Feb.	8	Read first time	367
Feb.	9	Referred to Committee on Urban Affairs	423
Feb.	25	Notice of hearing	638
Mar.	23	Placed on General File	992

LEGISLATIVE BILL 741 By Stahmer

Feb.	8	Read first time	367
Feb.	9	Referred to Committee on Education	423
Feb.	16	Notice of hearing	525
Apr.	6	Placed on General File	1200
May	7	Referred for review	1733
May	13	Placed on Select File	1887
May	13	Referred for engrossment	1890
May	14	Replaced on Select File	1955
May	17	Referred for engrossment	1974
May	17	Correctly engrossed	1977
May	19	Bracketed	2035
May	25	Bracketed on Final Reading	2110

LEGISLATIVE BILL 741A By Stahmer

May	11	Read first time. Placed on General File	1840
May	13	Referred for review	1900
May	14	Placed on Select File	1918
May	14	Referred for engrossment	1944
May	17	Correctly engrossed	1957
May	17	Bracketed	2035
May	25	Bracketed on Final Reading	2110

LEGISLATIVE BILL 742 By Stahmer

Feb.	8	Read first time	367
Feb.	9	Referred to Committee on Appropriations	423
Mar.	16	Notice of hearing	904
May	11	Indefinitely postponed	1839

LEGISLATIVE BILL 743 By Wallwey

Feb.	8	Read first time	367
Feb.	9	Referred to Committee on Judiciary	423
Feb.	19	Notice of hearing	562
Mar.	15	Placed on General File	878
Apr.	23	Referred for review	1467
May	4	Placed on Select File	1621
May	5	Referred for engrossment	1671
May	7	Replaced on Select File	1737
May	10	Referred for engrossment	1782
May	12	Correctly engrossed	1863
May	17	Final Reading	1962
May	17	Correctly enrolled. President signed	1977
May	17	Presented to Governor	1981
May	25	Approved by Governor	2099

LEGISLATIVE BILL 744 By Wallwey

Feb.	8	Read first time	367
Feb.	9	Referred to Committee on Public Works	423
Feb.	16	Notice of hearing	512
Mar.	30	Placed on General File	1073
May	7	Laid over	1761
May	10	Referred for review	1796
May	13	Placed on Select File	1888
May	13	Referred for engrossment	1890
May	17	Correctly engrossed	1957
May	19	Final Reading	2048
May	19	Explanation of vote	2059
May	19	Correctly enrolled	2061
May	19	President signed	2062
May	19	Presented to Governor	2067
May	25	Approved by Governor	2097

LEGISLATIVE BILL 745 By Carpenter

Feb.	8	Read first time	368
Feb.	9	Referred to Committee on Government and Military Affairs	423
Feb.	11	Notice of hearing	462
Mar.	2	Placed on General File	678
Apr.	5	Referred for review	1184
Apr.	13	Placed on Select File	1237
Apr.	13	Referred for engrossment	1246
Apr.	16	Request. Laid over	1334
Apr.	20	Request renewed. Withdrawn	1380

LEGISLATIVE BILL 746 By Carpenter

Feb.	8	Read first time	368
Feb.	9	Referred to Committee on Government and Military Affairs	423
Mar.	12	Request. Withdrawn	853

LEGISLATIVE BILL 747 By Carpenter

Feb.	8	Read first time	368
Feb.	9	Referred to Committee on Urban Affairs	423
Feb.	25	Notice of hearing	638
Mar.	29	Placed on General File	1044
Apr.	16	Referred for review	1333
Apr.	26	Placed on Select File	1473
Apr.	27	Referred for engrossment	1506
Apr.	29	Replaced on Select File	1544
Apr.	30	Referred for engrossment	1581
May	4	Correctly engrossed	1623
May	6	Final Reading	1709
May	7	Correctly enrolled. Speaker signed	1742
May	10	Presented to Governor	1784
May	17	Approved by Governor	1967

LEGISLATIVE BILL 748 By Carpenter

Feb.	8	Read first time	368
Feb.	9	Referred to Committee on Miscellaneous Subjects	423
Feb.	16	Notice of hearing	511
Feb.	18	Request. Laid over	559
Feb.	23	Request renewed. Withdrawn	602
Mar.	1	Hearing cancelled	662

LEGISLATIVE BILL 749 By Carpenter

Feb.	8	Read first time	368
Feb.	9	Referred to Committee on Government and Military Affairs	423
Mar.	8	Request. Laid over	770
Mar.	9	Request renewed. Withdrawn	790

LEGISLATIVE BILL 750 By Carpenter

Feb.	8	Read first time	369
Feb.	9	Referred to Committee on Banking, Commerce and Insurance	423
Feb.	15	Notice of hearing	498
Mar.	22	Placed on General File	981
Apr.	6	Referred for review	1204
Apr.	13	Placed on Select File	1239
Apr.	13	Referred for engrossment	1248
Apr.	19	Correctly engrossed	1342
Apr.	22	Laid over	1409
Apr.	23	Final Reading	1442
Apr.	26	Correctly enrolled. President signed	1475
Apr.	27	Presented to Governor	1504
Apr.	30	Approved by Governor	1582

LEGISLATIVE BILL 751 By Carpenter

Feb.	8	Read first time	369
Feb.	9	Referred to Committee on Miscellaneous Subjects	423
Feb.	15	Notice of hearing	499
Mar.	17	Placed on General File	921
Apr.	16	Referred for review	1333
May	11	Placed on Select File	1825
May	12	Referred for engrossment	1864
May	17	Correctly engrossed	1957
May	19	Final Reading	2049
May	19	Explanation of vote	2059
May	19	Correctly enrolled	2061
May	19	President signed	2062
May	19	Presented to Governor	2067
May	25	Approved by Governor	2099

LEGISLATIVE BILL 752 By Carpenter

Feb.	8	Read first time	369
Feb.	9	Referred to Committee on Miscellaneous Subjects	423
Feb.	15	Notice of hearing	499
Mar.	18	Placed on General File	945

Apr.	16	Referred for review	1328
Apr.	23	Placed on Select File	1445
Apr.	26	Referred for engrossment	1480
Apr.	28	Correctly engrossed	1517
May	3	Final Reading	1597
May	4	Correctly enrolled. President signed	1623
May	5	Presented to Governor	1671
May	11	Approved by Governor	1801

LEGISLATIVE BILL 753 By Kennedy

Feb.	8	Read first time	369
Feb.	9	Referred to Committee on Public Health and Welfare	423
Feb.	16	Notice of hearing	527
Mar.	12	Placed on General File	845
Apr.	6	Referred for review	1202
Apr.	13	Placed on Select File	1237
Apr.	13	Referred for engrossment	1247
Apr.	16	Motion. Returned to Select File. Referred for engrossment	1317
Apr.	19	Correctly engrossed	1342
Apr.	22	Final Reading	1409
Apr.	22	Explanation of vote	1418
Apr.	23	Correctly enrolled. President signed	1447
Apr.	26	Presented to Governor	1489
Apr.	28	Approved by Governor	1536

LEGISLATIVE BILL 754 By Holmquist

Feb.	8	Read first time	370
Feb.	9	Referred to Committee on Miscellaneous Subjects	423
Feb.	15	Notice of hearing	499
Mar.	12	Placed on General File	846
Apr.	23	Referred for review	1466
May	4	Placed on Select File	1621
May	5	Referred for engrossment	1671
May	7	Correctly engrossed	1741
May	11	Final Reading	1803
May	12	Correctly enrolled. President signed	1863
May	12	Presented to Governor	1872
May	17	Approved by Governor	1967

LEGISLATIVE BILL 755 By Carpenter

Feb.	8	Read first time	370
Feb.	9	Referred to Committee on Banking, Commerce and Insurance	423
Feb.	15	Notice of hearing	498
Mar.	29	Indefinitely postponed	1048

LEGISLATIVE BILL 756 By Holmquist

Feb.	8	Read first time	370
Feb.	9	Referred to Committee on Public Works	423
Feb.	16	Notice of hearing	512
Mar.	8	Placed on General File	779
Apr.	20	Referred for review	1385
Apr.	27	Placed on Select File	1491
Apr.	28	Referred for engrossment	1531
Apr.	30	Correctly engrossed	1580
May	5	Final Reading	1667
May	6	Correctly enrolled. Speaker signed	1721
May	7	Presented to Governor	1742
May	17	Approved by Governor	1967

LEGISLATIVE BILL 757 By Holmquist

Feb.	8	Read first time	370
Feb.	9	Referred to Committee on Banking, Commerce and Insurance	423
Feb.	15	Notice of hearing	498
Mar.	18	Placed on General File	955
Apr.	6	Laid over	1204
Apr.	6	Referred for review	1205
Apr.	13	Placed on Select File	1240
Apr.	13	Referred for engrossment	1248
Apr.	19	Replaced on Select File	1340
Apr.	20	Referred for engrossment	1378
Apr.	22	Correctly engrossed	1405
Apr.	27	Final Reading	1501
Apr.	28	Correctly enrolled. President signed	1529
Apr.	29	Presented to Governor	1556
May	3	Approved by Governor	1610

LEGISLATIVE BILL 758 By Ziebarth, Stull, Hasebroock

Feb.	8	Read first time	370
Feb.	9	Referred to Committee on Government and Military Affairs	423
Mar.	8	Notice of hearing	773
May	26	Placed on General File	2144

LEGISLATIVE BILL 759 By Ziebarth, Carpenter, Marvel

Feb.	8	Read first time	370
Feb.	9	Referred to Committee on Education	423
Feb.	11	Co-introducers added	469
Feb.	16	Notice of hearing	526
Mar.	29	Placed on General File	1067
Apr.	2	Bracketed	1170

Apr. 14 Considered 1271
Apr. 14 Referred for review 1275
Apr. 15 Explanation of vote 1288
Apr. 16 Placed on Select File 1313
Apr. 19 Laid over 1349
Apr. 20 Laid over 1378
Apr. 21 Bracketed 1402
Apr. 26 Referred for engrossment 1480
Apr. 26 Motion. Returned to Select File. Referred for engrossment. Motion lost 1481
Apr. 28 Correctly engrossed 1517
May 10 Motion. Returned to Select File 1780
May 11 Referred for engrossment. Motion lost 1823
May 11 Request 1824
May 13 Replaced on Select File 1885
May 13 Referred for engrossment 1890
May 13 Replaced on Select File 1902
May 13 Referred for engrossment 1904
May 14 Correctly engrossed 1911
May 18 Final Reading 2012
May 18 Correctly enrolled. President signed 2032
May 19 Presented to Governor 2058
May 25 Approved by Governor 2100

LEGISLATIVE BILL 759A By Ziebarth, Marvel

May 14 Read first time. Placed on General File 1923
May 17 Referred for review. Request 1979
May 18 Placed on Select File 1998
May 18 Referred for engrossment 2000
May 20 Correctly engrossed 2089
May 26 Motion lost 2137
May 26 Final Reading 2138
May 26 Correctly enrolled. President signed 2146
May 26 Presented to Governor 2151
May 26 Returned by Governor without approval 2158

LEGISLATIVE BILL 760 By Marvel

Feb. 8 Read first time 371
Feb. 9 Referred to Committee on Appropriations 423
Mar. 16 Notice of hearing 905
Mar. 29 Placed on General File 1059

LEGISLATIVE BILL 761 By Whitney, Syas, Hasebroock

Feb. 8 Read first time 371
Feb. 9 Referred to Committee on Constitutional Revision 423
Feb. 11 Notice of hearing 463
Mar. 3 Placed on General File 695

LEGISLATIVE BILL 762 By Whitney, Syas, Hasebroock

Feb.	8	Read first time	371
Feb.	9	Referred to Committee on Constitutional Revision	423
Feb.	11	Notice of hearing	463
Mar.	3	Placed on General File	695
Apr.	23	Referred for review	1465
Apr.	28	Placed on Select File	1529
Apr.	29	Referred for engrossment	1555
May	4	Correctly engrossed	1623
May	6	Final Reading	1709
May	7	Correctly enrolled. Speaker signed	1742
May	10	Presented to Governor	1784
May	17	Approved by Governor	1967

LEGISLATIVE BILL 763 By Carpenter, Syas, Savage

Feb.	8	Read first time	371
Feb.	9	Referred to Committee on Constitutional Revision	423
Feb.	25	Notice of hearing	639
Apr.	28	Placed on General File	1517

LEGISLATIVE BILL 764 By Carpenter

Feb.	8	Read first time	371
Feb.	9	Referred to Committee on Education	423
Feb.	16	Notice of hearing	526

LEGISLATIVE BILL 765 By Duis

Feb.	8	Read first time	372
Feb.	9	Referred to Committee on Banking, Commerce and Insurance	423
Feb.	15	Notice of hearing	498
Mar.	11	Placed on General File	842
Apr.	5	Request. Laid over	1183
Apr.	6	Request renewed. Withdrawn	1197

LEGISLATIVE BILL 766 By Duis

Feb.	8	Read first time	372
Feb.	9	Referred to Committee on Banking, Commerce and Insurance	423
Feb.	15	Notice of hearing	498
Mar.	18	Placed on General File	946
Apr.	6	Referred for review	1207
Apr.	13	Placed on Select File	1241

Apr.	13	Referred for engrossment	1249
Apr.	19	Correctly engrossed	1342
Apr.	22	Final Reading	1410
Apr.	22	Explanation of vote	1418
Apr.	23	Correctly enrolled. President signed	1447
Apr.	26	Presented to Governor	1489
Apr.	28	Approved by Governor	1536

LEGISLATIVE BILL 767 By Duis

Feb.	8	Read first time	372
Feb.	9	Referred to Committee on Banking, Commerce and Insurance	423
Feb.	15	Notice of hearing	498
Mar.	22	Placed on General File	981
May	7	Referred for review	1766
May	11	Placed on Select File	1838
May	12	Referred for engrossment	1866
May	14	Correctly engrossed	1911
May	18	Final Reading	2013
May	18	Correctly enrolled. President signed	2032
May	19	Presented to Governor	2058
May	25	Approved by Governor	2096

LEGISLATIVE BILL 768 By Duis

Feb.	8	Read first time	372
Feb.	9	Referred to Committee on Public Works	423
Feb.	16	Notice of hearing	512
Mar.	31	Placed on General File	1112
Apr.	29	Bracketed	1547
May	5	Referred for review	1673
May	11	Placed on Select File	1829
May	12	Referred for engrossment	1864
May	14	Motion. Returned to Select File	1913
May	14	Referred for engrossment	1915
May	14	Replaced on Select File	1932
May	14	Referred for engrossment	1945
May	17	Correctly engrossed	1987
May	25	Final Reading	2110
May	25	Correctly enrolled. President signed	2117
May	25	Presented to Governor	2119
May	26	Approved by Governor	2147

LEGISLATIVE BILL 769 By Carpenter

Feb.	8	Read first time	372
Feb.	9	Referred to Committee on Public Works	423
Feb.	16	Notice of hearing	512
Mar.	29	Indefinitely postponed	1068

LEGISLATIVE BILL 770 By Carpenter

Feb. 8	Read first time	372
Feb. 9	Referred to Committee on Revenue	423
Feb. 17	Notice of hearing	538
Mar. 12	Request. Withdrawn	853

LEGISLATIVE BILL 771 By Proud, Johnson

Feb. 8	Read first time	373
Feb. 9	Referred to Committee on Banking, Commerce and Insurance	423
Feb. 24	Notice of hearing	620
Apr. 1	Placed on General File	1126

LEGISLATIVE BILL 772 By Carpenter

Feb. 8	Read first time	373
Feb. 9	Referred to Committee on Public Health and Welfare	423
Feb. 16	Notice of hearing	527
Mar 29	Placed on General File	1058

LEGISLATIVE BILL 773 By Simpson, Luedtke

Feb. 8	Read first time	373
Feb. 9	Referred to Committee on Miscellaneous Subjects	423
Feb. 15	Notice of hearing	499
Mar. 9	Placed on General File	794
Apr. 2	Change of order	1171
Apr. 20	Referred for review	1386
Apr. 27	Placed on Select File	1492
Apr. 28	Referred for engrossment	1532
Apr. 30	Correctly engrossed	1580
May 5	Final Reading	1667
May 6	Correctly enrolled. Speaker signed	1721
May 7	Presented to Governor	1742
May 17	Approved by Governor	1967

LEGISLATIVE BILL 774 By Carpenter

Feb. 8	Read first time	373
Feb. 9	Referred to Committee on Education	423
Feb. 16	Notice of hearing	526
Mar. 17	Placed on General File	930

LEGISLATIVE BILL 775 By Carpenter, Ziebarth

Feb.	8	Read first time	373
Feb.	9	Referred to Committee on Education	423
Feb.	16	Notice of hearing	526

LEGISLATIVE BILL 776 By Schmit, Orme, Burbach

Feb.	8	Read first time	373
Feb.	9	Referred to Committee on Revenue	424
Feb.	17	Notice of hearing	538
Mar.	17	Co-introducer added	922
Apr.	13	Placed on General File	1254
May	14	Referred for review	1928
May	17	Placed on Select File	1953
May	17	Referred for engrossment	1974
May	19	Correctly engrossed	2035
May	19	Motion. Returned to Select File	2063
May	19	Referred for engrossment	2064
May	20	Replaced on Select File. Referred for engrossment	2087
May	20	Correctly re-engrossed	2089
May	26	Final Reading	2139
May	26	Correctly enrolled. President signed	2151
May	26	Presented to Governor	2153
May	27	Approved by Governor	2170

LEGISLATIVE BILL 776A By Schmit

May	13	Read first time. Placed on General File	1905
May	17	Referred for review	1980
May	18	Placed on Select File	1998
May	18	Referred for engrossment	2000
May	19	Request. Withdrawn	2062

LEGISLATIVE BILL 777 By Schmit, Epke, Waldo

Feb.	8	Read first time	374
Feb.	9	Referred to Committee on Agriculture and Recreation	424
Feb.	16	Notice of hearing	527
Apr.	15	Placed on General File	1292

LEGISLATIVE BILL 778 By Snyder

Feb.	8	Read first time	374
Feb.	9	Referred to Committee on Education	424
Feb.	16	Notice of hearing	526

LEGISLATIVE BILL 779 By Kremer

Feb.	8	Read first time	374
Feb.	9	Referred to Committee on Education	424
Feb.	16	Notice of hearing	526
Mar.	12	Indefinitely postponed	854

LEGISLATIVE BILL 780 By Waldron

Feb.	8	Read first time	374
Feb.	9	Referred to Committee on Revenue	424
Feb.	17	Notice of hearing	538
Mar.	30	Placed on General File	1092
Apr.	29	Request. Laid over	1566
Apr.	30	Request renewed. Withdrawn	1580

LEGISLATIVE BILL 781 By Waldron

Feb.	8	Read first time	374
Feb.	9	Referred to Committee on Labor	424
Feb.	19	Notice of hearing	576
Apr.	13	Placed on General File	1257

LEGISLATIVE BILL 782 By Swanson

Feb.	8	Read first time	374
Feb.	9	Referred to Committee on Labor	484
Feb.	19	Notice of hearing	576
Apr.	13	Placed on General File	1257

LEGISLATIVE BILL 783 By Swanson

Feb.	8	Read first time	375
Feb.	9	Referred to Committee on Revenue	424
Feb.	12	Notice of hearing	473
Mar.	10	Indefinitely postponed	799

LEGISLATIVE BILL 784 By Snyder

Feb.	8	Read first time	375
Feb.	9	Referred to Committee on Constitutional Revision	424
Feb.	10	Request. Withdrawn	440

LEGISLATIVE BILL 785 By Snyder

Feb.	8	Read first time	375
Feb.	9	Referred to Committee on Education	424
Feb.	16	Notice of hearing	526
Mar.	29	Indefinitely postponed	1067

LEGISLATIVE BILL 786 By Snyder

Feb.	8	Read first time	375
Feb.	9	Referred to Committee on Public Health and Welfare	424
Feb.	16	Notice of hearing	527
Mar.	29	Placed on General File	1058

LEGISLATIVE BILL 786A By Snyder

May	13	Read first time. Placed on General File	1905
May	17	Motion lost	1980

LEGISLATIVE BILL 787 By Snyder

Feb.	8	Read first time	375
Feb.	9	Referred to Committee on Public Health and Welfare	424
Feb.	16	Notice of hearing	527
Mar.	17	Placed on General File	938

LEGISLATIVE BILL 788 By Swanson

Feb.	8	Read first time	375
Feb.	9	Referred to Committee on Banking, Commerce and Insurance	424
Feb.	24	Notice of hearing	620
Mar.	22	Request. Laid over	986
Mar.	23	Request renewed. Withdrawn	996

LEGISLATIVE BILL 789 By Swanson

Feb.	8	Read first time	375
Feb.	9	Referred to Committee on Banking, Commerce and Insurance	424
Feb.	24	Notice of hearing	620
Apr.	13	Placed on General File	1254

LEGISLATIVE BILL 790 By Swanson

Feb.	8	Read first time	376
Feb.	9	Referred to Committee on Public Health and Welfare	424
Feb.	25	Notice of hearing	642
Mar.	18	Placed on General File	953

LEGISLATIVE BILL 791 By Swanson

Feb.	8	Read first time	376
Feb.	9	Referred to Committee on Public Works	424
Feb.	16	Notice of hearing	512
Mar.	8	Placed on General File	779
Apr.	20	Referred for review	1385
Apr.	27	Placed on Select File	1491
Apr.	28	Referred for engrossment	1531
Apr.	30	Replaced on Select File	1576
May	3	Referred for engrossment	1598
May	4	Motion. Returned to Select File. Referred for engrossment	1632
May	6	Correctly engrossed	1696
May	10	Final Reading	1774
May	11	Correctly enrolled	1838
May	11	President signed	1839
May	12	Presented to Governor	1870
May	17	Approved by Governor	1967

LEGISLATIVE BILL 792 By Klaver

Feb.	8	Read first time	376
Feb.	9	Referred to Committee on Banking, Commerce and Insurance	424
Feb.	24	Notice of hearing	620
Mar.	11	Placed on General File	842
Apr.	22	Referred for review	1428
Apr.	27	Placed on Select File	1493
Apr.	28	Referred for engrossment	1533
Apr.	30	Correctly engrossed	1580
May	5	Final Reading	1668
May	6	Correctly enrolled. Speaker signed	1721
May	7	Presented to Governor	1742
May	17	Approved by Governor	1967

LEGISLATIVE BILL 793 By F. Carstens

Feb.	8	Read first time	376
Feb.	9	Referred to Committee on Judiciary	424
Feb.	24	Notice of hearing	619
Mar.	25	Placed on General File	1041
Apr.	6	Referred for review	1210
Apr.	13	Placed on Select File	1242
Apr.	13	Referred for engrossment	1249
Apr.	21	Correctly engrossed	1391
Apr.	26	Final Reading	1477
Apr.	27	Correctly enrolled. President signed	1494
Apr.	28	Presented to Governor	1528
May	3	Approved by Governor	1610

LEGISLATIVE BILL 794 By Orme, F. Carstens

Feb.	8	Read first time	376
Feb.	9	Referred to Committee on Judiciary	424
Mar.	8	Notice of hearing	757
Mar.	29	Indefinitely postponed	1065

LEGISLATIVE BILL 795 By F. Carstens

Feb.	8	Read first time	376
Feb.	9	Referred to Committee on Judiciary	424
Feb.	19	Notice of hearing	562
Mar.	15	Indefinitely postponed	878

LEGISLATIVE BILL 796 By F. Carstens

Feb.	8	Read first time	377
Feb.	9	Referred to Committee on Judiciary	424
Feb.	24	Notice of hearing	619
Mar.	29	Placed on General File	1068
Apr.	15	Referred for review	1296
Apr.	20	Placed on Select File	1372
Apr.	21	Referred for engrossment	1393
Apr.	23	Correctly engrossed	1446
Apr.	28	Final Reading	1522
Apr.	29	Correctly enrolled	1546
Apr.	29	President signed	1547
Apr.	30	Presented to Governor	1582
May	5	Approved by Governor	1647

LEGISLATIVE BILL 797 By F. Carstens

Feb.	8	Read first time	377
Feb.	9	Referred to Committee on Judiciary	424
Feb.	24	Notice of hearing	619
Mar.	25	Indefinitely postponed	1041

LEGISLATIVE BILL 798 By F. Carstens

Feb.	8	Read first time	377
Feb.	9	Referred to Committee on Miscellaneous Subjects	424
Feb.	15	Notice of hearing	498
Mar.	17	Placed on General File	921
May	4	Referred for review	1642
May	6	Placed on Select File	1696
May	7	Referred for engrossment	1732
May	12	Correctly engrossed	1863
May	17	Final Reading	1963
May	17	Correctly enrolled. President signed	1977
May	17	Presented to Governor	1981
May	25	Approved by Governor	2096

LEGISLATIVE BILL 799 By F. Carstens

Feb.	8	Read first time	377
Feb.	9	Referred to Committee on Public Health and Welfare	424
Feb.	25	Notice of hearing	642
Mar.	18	Placed on General File	953
May	14	Change of order. Co-introducer added. Referred for review	1949
May	17	Placed on Select File	1953
May	17	Referred for engrossment	1974
May	19	Correctly engrossed	2066
May	26	Final reading	2140
May	26	Correctly enrolled. President signed	2151
May	26	Presented to Governor	2153
May	27	Approved by Governor	2170

LEGISLATIVE BILL 800 By Stromer

Feb.	8	Read first time	377
Feb.	9	Referred to Committee on Government and Military Affairs	424
Feb.	11	Notice of hearing	462
Mar.	8	Placed on General File	780
Apr.	20	Bracketed	1385
Apr.	23	Co-introducer added. Co-introducer withdrawn. Motion. Indefinitely postponed	1461

LEGISLATIVE BILL 801 By Stromer

Feb.	8	Read first time	377
Feb.	9	Referred to Committee on Public Works	424
Feb.	16	Notice of hearing	512
Mar.	30	Indefinitely postponed	1075

LEGISLATIVE BILL 802 By Elrod

Feb.	8	Read first time	377
Feb.	9	Referred to Committee on Education	424
Feb.	16	Notice of hearing	526
Mar.	15	Placed on General File	880
Apr.	30	Referred for review	1591
May	6	Placed on Select File	1692
May	7	Referred for engrossment	1729
May	11	Replaced on Select File	1824
May	12	Referred for engrossment	1864
May	13	Correctly engrossed	1889
May	18	Final Reading	1991
May	18	Correctly enrolled. President signed	2001
May	18	Presented to Governor	2011
May	25	Approved by Governor	2096

LEGISLATIVE BILL 803 By Elrod

Feb.	8	Read first time	378
Feb.	9	Referred to Committee on Public Health and Welfare	424
Feb.	25	Notice of hearing	642
Mar.	30	Indefinitely postponed	1087

LEGISLATIVE BILL 804 By Elrod

Feb.	8	Read first time	378
Feb.	9	Referred to Committee on Agriculture and Recreation	424
Feb.	16	Notice of hearing	527

LEGISLATIVE BILL 805 By Waldron

Feb.	8	Read first time	378
Feb.	9	Referred to Committee on Miscellaneous Subjects	424
Feb.	15	Notice of hearing	499
Feb.	23	Notice of hearing. Reset	588
Mar.	5	Indefinitely postponed	753

LEGISLATIVE BILL 806 By Waldron

Feb.	8	Read first time	378
Feb.	9	Referred to Committee on Public Health and Welfare	424
Feb.	9	Co-introducer added	436
Feb.	25	Notice of hearing	643
Mar.	24	Indefinitely postponed	1019

LEGISLATIVE BILL 807 By Schmit, Waldo, Kremer

Feb.	8	Read first time	378
Feb.	9	Referred to Committee on Agriculture and Recreation	424
Feb.	16	Notice of hearing	526
Apr.	15	Placed on General File	1279

LEGISLATIVE BILL 808 By Schmit, Carpenter, F. Carstens

Feb.	8	Read first time	378
Feb.	9	Referred to Committee on Education	424
Feb.	16	Notice of hearing	526
Mar.	22	Indefinitely postponed	982

LEGISLATIVE BILL 809 By Carpenter

Feb.	8	Read first time	378
Feb.	9	Referred to Committee on Education	424
Feb.	16	Notice of hearing	526
Mar.	22	Indefinitely postponed	982

LEGISLATIVE BILL 810 By Morgan, Barnett

Feb.	8	Read first time	378
Feb.	9	Referred to Committee on Government and Military Affairs	424
Feb.	11	Notice of hearing	462
Mar.	11	Request. Laid over	838
Mar.	12	Motion renewed. Withdrawn	853

LEGISLATIVE BILL 811 By Morgan

Feb.	8	Read first time	379
Feb.	9	Referred to Committee on Agriculture and Recreation	424
Feb.	16	Notice of hearing	527
Mar.	10	Placed on General File	813
Apr.	15	Referred for review	1295
Apr.	19	Placed on Select File	1341
Apr.	20	Referred for engrossment	1379
Apr.	22	Correctly engrossed	1405
Apr.	27	Final Reading	1502
Apr.	28	Correctly enrolled. President signed	1529
Apr.	29	Presented to Governor	1556
May	3	Approved by Governor	1610

LEGISLATIVE BILL 812 By Morgan

Feb.	8	Read first time	379
Feb.	9	Referred to Committee on Agriculture and Recreation	424
Feb.	16	Notice of hearing	527
Mar.	10	Indefinitely postponed	813

LEGISLATIVE BILL 813 By Warner

Feb.	8	Read first time	379
Feb.	9	Referred to Committee on Public Works	424
Feb.	16	Notice of hearing	512
Mar.	12	Request. Withdrawn	853

LEGISLATIVE BILL 814 By Warner

Feb.	8	Read first time	379
Feb.	9	Referred to Committee on Public Works	424
Feb.	16	Notice of hearing	512
Mar.	12	Request. Withdrawn	853

LEGISLATIVE BILL 815 By Warner

Feb.	8	Read first time	379
Feb.	9	Referred to Committee on Public Works	424
Feb.	16	Notice of hearing	512
Mar.	12	Request. Withdrawn	853

LEGISLATIVE BILL 816 By Warner

Feb.	8	Read first time	379
Feb.	9	Referred to Committee on Public Works	424
Feb.	16	Notice of hearing	512
Mar.	12	Request. Withdrawn	853

LEGISLATIVE BILL 817 By Waldron

Feb.	8	Read first time	379
Feb.	9	Referred to Committee on Revenue	424
Feb.	17	Notice of hearing	538
Mar.	29	Placed on General File	1045

LEGISLATIVE BILL 818 By Marvel

Feb.	8	Read first time	380
Feb.	9	Referred to Committee on Appropriations	424
Mar.	11	Request. Laid over	839
Mar.	16	Notice of hearing	904
Mar.	25	Placed on General File	1042
Apr.	7	Referred for review	1229
Apr.	14	Placed on Select File	1266
Apr.	15	Referred for engrossment	1286
Apr.	21	Correctly engrossed	1391
Apr.	26	Final Reading	1477
Apr.	27	Correctly enrolled. President signed	1494
Apr.	28	Presented to Governor	1528
May	3	Approved by Governor	1610

LEGISLATIVE BILL 819 By Orme, Craft

Feb.	8	Read first time	380
Feb.	9	Referred to Committee on Government and Military Affairs	424
Feb.	11	Notice of hearing	462

Mar.	12	Placed on General File	678
Mar.	12	Referred for review	857
Mar.	16	Placed on Select File	895
Mar.	17	Laid over	925
Mar.	18	Referred for engrossment	950
Mar.	23	Replaced on Select File	988
Mar.	24	Referred for engrossment	1011
Mar.	29	Correctly engrossed	1061
Apr.	1	Final Reading	1150
Apr.	2	Correctly enrolled. President signed	1159
Apr.	2	Explanation of vote	1168
Apr.	5	Presented to Governor	1176
Apr.	7	Approved by Governor	1224

LEGISLATIVE BILL 820 By Waldron, Carpenter

Feb.	8	Read first time	380
Feb.	9	Referred to Committee on Judiciary	424
Feb.	19	Notice of hearing	562
May	5	Placed on General File	1679

LEGISLATIVE BILL 821 By Carpenter

Feb.	8	Read first time	380
Feb.	9	Referred to Committee on Judiciary	424
Mar.	1	Notice of hearing	662
Mar.	31	Placed on General File	1109

LEGISLATIVE BILL 822 By Stahmer

Feb.	8	Read first time	380
Feb.	9	Referred to Committee on Labor	424
Feb.	19	Notice of hearing	576
Apr.	13	Placed on General File	1257
Apr.	23	Request	1466
Apr.	28	Referred for review	1534
Apr.	30	Placed on Select File	1579
May	3	Referred for engrossment	1599
May	5	Correctly engrossed	1662
May	10	Final Reading	1770
May	11	Correctly enrolled	1838
May	11	President signed	1839
May	12	Presented to Governor	1870
May	17	Approved by Governor	1967

LEGISLATIVE BILL 823 By Burbach

Feb.	8	Read first time	380
Feb.	9	Referred to Committee on Agriculture and Recreation	424

Feb.	16	Notice of hearing	527
Mar.	16	Placed on General File	908
Apr.	30	Laid over	1594
May	4	Laid over	1642
May	5	Referred for review	1687
May	10	Placed on Select File	1778
May	11	Referred for engrossment	1822
May	14	Correctly engrossed	1911
May	18	Final Reading	2014
May	18	Correctly enrolled. President signed	2032
May	19	Presented to Governor	2058
May	25	Approved by Governor	2096

LEGISLATIVE BILL 824 By Burbach

Feb.	8	Read first time	381
Feb.	9	Referred to Committee on Agriculture and Recreation	424
Feb.	16	Notice of hearing	527
Apr.	22	Placed on General File	1420
May	14	Referred for review	1925
May	17	Placed on Select File	1952
May	17	Referred for engrossment	1974
May	18	Correctly engrossed	2019
May	25	Final Reading	2111
May	25	Correctly enrolled. Speaker signed	2120
May	25	Presented to Governor	2123
May	26	Approved by Governor	2147

LEGISLATIVE BILL 825 By Burbach

Feb.	8	Read first time	381
Feb.	9	Referred to Committee on Revenue	424
Feb.	17	Notice of hearing	538
Apr.	2	Placed on General File	1160
Apr.	7	Referred for review	1232
Apr.	14	Placed on Select File	1267
Apr.	15	Referred for engrossment	1287
Apr.	20	Correctly engrossed	1375
Apr.	23	Final Reading	1440
Apr.	26	Correctly enrolled. President signed	1475
Apr.	27	Presented to Governor	1504
Apr.	30	Approved by Governor	1582

LEGISLATIVE BILL 826 By Ziebarth, Burbach

Feb.	8	Read first time	381
Feb.	9	Referred to Committee on Miscellaneous Subjects	425
Feb.	15	Notice of hearing	499
Mar.	5	Indefinitely postponed	753

LEGISLATIVE BILL 827 By Burbach, Ziebarth

Feb.	8	Read first time	381
Feb.	9	Referred to Committee on Agriculture and Recreation	425
Feb.	16	Notice of hearing	527
Apr.	20	Indefinitely postponed	1382

LEGISLATIVE BILL 828 By Wiltse, Wallwey

Feb.	8	Read first time	381
Feb.	9	Referred to Committee on Banking, Commerce and Insurance	425
Feb.	24	Notice of hearing	620
Mar.	29	Indefinitely postponed	1048

LEGISLATIVE BILL 829 By Wallwey, Wiltse

Feb.	8	Read first time	381
Feb.	9	Referred to Committee on Government and Military Affairs	425
Feb.	11	Notice of hearing	462
Mar.	8	Placed on General File	780
Mar.	19	Referred for review	966
Mar.	22	Placed on Select File	980
Mar.	23	Referred for engrossment	995
Mar.	25	Correctly engrossed	1022
Mar.	31	Final Reading	1107
Apr.	1	Correctly enrolled	1124
Apr.	1	President signed	1125
Apr.	2	Presented to Governor	1159
Apr.	6	Approved by Governor	1196

LEGISLATIVE BILL 830 By Wiltse, Wallwey

Feb.	8	Read first time	382
Feb.	9	Referred to Committee on Banking, Commerce and Insurance	425
Feb.	24	Notice of hearing	620
Mar.	18	Indefinitely postponed	946

LEGISLATIVE BILL 831 By Wiltse, Wallwey

Feb.	8	Read first time	382
Feb.	9	Referred to Committee on Banking, Commerce and Insurance	425
Feb.	24	Notice of hearing	620
Mar.	29	Placed on General File	1046
May	17	Referred for review	1986

May	18	Placed on Select File	2019
May	18	Referred for engrossment	2025
May	19	Correctly engrossed	2066
May	26	Final Reading	2141
May	26	Correctly enrolled. President signed	2151
May	26	Presented to Governor	2153
May	27	Approved by Governor	2170

LEGISLATIVE BILL 832 By Holmquist

Feb.	8	Read first time	382
Feb.	9	Referred to Committee on Banking, Commerce, and Insurance	425
Feb.	24	Notice of hearing	620
Mar.	18	Placed on General File	955
May	7	Motion. Indefinitely postponed	1737

LEGISLATIVE BILL 833 By Holmquist

Feb.	8	Read first time	382
Feb.	9	Referred to Committee on Government and Military Affairs	425
Feb.	10	Request. Laid over	440
Feb.	11	Request renewed. Withdrawn	459

LEGISLATIVE BILL 834 By Warner

Feb.	8	Read first time	382
Feb.	9	Referred to Committee on Judiciary	425
Feb.	19	Notice of hearing	562
Mar.	29	Placed on General File	1065
Apr.	7	Referred for review	1232
Apr.	14	Placed on Select File	1268
Apr.	15	Referred for engrossment	1287
Apr.	20	Replaced on Select File	1372
Apr.	21	Referred for engrossment	1393
Apr.	23	Correctly engrossed	1446
Apr.	28	Final Reading	1522
Apr.	29	Correctly enrolled	1546
Apr.	29	President signed	1547
Apr.	30	Presented to Governor	1582
May	5	Approved by Governor	1647

LEGISLATIVE BILL 835 By Warner

Feb.	8	Read first time	382
Feb.	9	Referred to Committee on Urban Affairs	425
Feb.	25	Notice of hearing	638
Mar.	29	Indefinitely postponed	1044

LEGISLATIVE BILL 836 By Warner

Feb.	8	Read first time	382
Feb.	9	Referred to Committee on Agriculture and Recreation	425
Feb.	16	Notice of hearing	527
Apr.	6	Indefinitely postponed	1201

LEGISLATIVE BILL 837 By Warner

Feb.	8	Read first time	383
Feb.	9	Referred to Committee on Constitutional Revision	425
Feb.	17	Notice of hearing	534
Mar.	9	Placed on General File	786

LEGISLATIVE BILL 838 By Warner

Feb.	8	Read first time	383
Feb.	9	Referred to Committee on Public Works	425
Feb.	16	Notice of hearing	512
Mar.	30	Indefinitely postponed	1075

LEGISLATIVE BILL 839 By Warner

Feb.	8	Read first time	383
Feb.	9	Referred to Committee on Public Works	425
Feb.	16	Notice of hearing	512
Mar.	29	Placed on General File	1068
Apr.	15	Referred for review	1296
Apr.	19	Placed on Select File	1341
Apr.	20	Referred for engrossment	1379
Apr.	22	Correctly engrossed	1405
Apr.	27	Final Reading	1502
Apr.	28	Correctly enrolled. President signed	1529
Apr.	29	Presented to Governor	1556
May	3	Approved by Governor	1610

LEGISLATIVE BILL 840 By Warner

Feb.	8	Read first time	383
Feb.	9	Referred to Committee on Public Works	425
Feb.	16	Notice of hearing	512
Mar.	29	Indefinitely postponed	1068

LEGISLATIVE BILL 841 By Warner

Feb.	8	Read first time	383
Feb.	9	Referred to Committee on Education	425

Feb.	16	Notice of hearing	526
Mar.	22	Placed on General File	982
Apr.	6	Referred for review	1206
Apr.	13	Placed on Select File	1240
Apr.	13	Referred for engrossment	1248
Apr.	19	Correctly engrossed	1342
Apr.	22	Final Reading	1411
Apr.	22	Explanation of vote	1418
Apr.	23	Correctly enrolled. President signed	1447
Apr.	26	Presented to Governor	1489
Apr.	28	Approved by Governor	1536

LEGISLATIVE BILL 842 By Warner

Feb.	8	Read first time	383
Feb.	9	Referred to Committee on Public Health and Welfare	425
Feb.	25	Notice of hearing	643
Mar.	30	Indefinitely postponed	1087

LEGISLATIVE BILL 843 By Warner

Feb.	8	Read first time	384
Feb.	9	Referred to Committee on Public Works	425
Feb.	16	Notice of hearing	512
Mar.	29	Placed on General File	1068
Apr.	15	Referred for review	1296
Apr.	20	Placed on Select File	1373
Apr.	21	Laid over	1393
Apr.	22	Bracketed	1415
May	5	Unbracketed. Referred for engrossment	1671
May	7	Replaced on Select File	1738
May	10	Referred for engrossment	1782
May	13	Correctly engrossed	1889
May	18	Final Reading	1992
May	18	Correctly enrolled. President signed	2001
May	18	Presented to Governor	2011
May	25	Approved by Governor	2096

LEGISLATIVE BILL 844 By Warner

Feb.	8	Read first time	384
Feb.	9	Referred to Committee on Revenue	425
Feb.	17	Notice of hearing	537
Apr.	15	Placed on General File	1278
Apr.	28	Bracketed	1537
May	4	Referred for review	1637
May	7	Placed on Select File	1732
May	10	Referred for engrossment. Replaced on Select File	1782

May	13	Referred for engrossment	1889
May	17	Correctly engrossed	1957
May	19	Final Reading	2049
May	19	Explanation of vote	1059
May	19	Correctly enrolled	2061
May	19	President signed	2062
May	19	Presented to Governor	2067
May	26	Approved by Governor	2146

LEGISLATIVE BILL 845 By Warner

Feb.	8	Read first time	384
Feb.	9	Referred to Committee on Revenue	425
Feb.	17	Notice of hearing	538
Apr.	2	Placed on General File	1160
Apr.	15	Referred for review	1298
Apr.	20	Placed on Select File	1374
Apr.	21	Referred for engrossment	1394
Apr.	23	Correctly engrossed	1446
Apr.	28	Final Reading	1523
Apr.	29	Correctly enrolled	1546
Apr.	29	President signed	1547
Apr.	30	Presented to Governor	1582
May	5	Approved by Governor	1647

LEGISLATIVE BILL 846 By Warner

Feb.	8	Read first time	389
Feb.	9	Referred to Committee on Agriculture and Recreation	425
Feb.	16	Notice of hearing	527
Mar.	10	Indefinitely postponed	813

LEGISLATIVE BILL 847 By Johnson, Warner

Feb.	8	Read first time	389
Feb.	9	Referred to Committee on Banking, Commerce and Insurance	425
Feb.	24	Notice of hearing	620
Mar.	18	Placed on General File	946
Apr.	6	Referred for review	1204
Apr.	13	Placed on Select File	1239
Apr.	13	Referred for engrossment	1248
Apr.	16	Correctly engrossed	1314
Apr.	20	Final Reading	1368
Apr.	21	Correctly enrolled. President signed	1391
Apr.	22	Presented to Governor	1425
Apr.	26	Approved by Governor	1486

LEGISLATIVE BILL 848 By Johnson, Warner

Feb.	8	Read first time	389
Feb.	9	Referred to Committee on Urban Affairs	425
Feb.	25	Notice of hearing	638
Mar.	16	Indefinitely postponed	890

LEGISLATIVE BILL 849 By Johnson, Warner

Feb.	8	Read first time	389
Feb.	9	Referred to Committee on Urban Affairs	425
Feb.	25	Notice of hearing	638
Mar.	17	Placed on General File	939

LEGISLATIVE BILL 850 By Duis

Feb.	8	Read first time	389
Feb.	9	Referred to Committee on Government and Military Affairs	425
Feb.	11	Notice of hearing	462
Mar.	2	Indefinitely postponed	679

LEGISLATIVE BILL 851 By Duis

Feb.	8	Read first time	389
Feb.	9	Referred to Committee on Government and Military Affairs	425
Feb.	11	Notice of hearing	462
Mar.	2	Indefinitely postponed	679

LEGISLATIVE BILL 852 By Duis

Feb.	8	Read first time	389
Feb.	9	Referred to Committee on Revenue	425
Feb.	17	Notice of hearing	538

LEGISLATIVE BILL 853 By Waldo, Schmit

Feb.	8	Read first time	390
Feb.	9	Referred to Committee on Judiciary	425
Mar.	8	Notice of hearing	757
Mar.	29	Indefinitely postponed	1065

LEGISLATIVE BILL 854 By Waldo, Proud, Holmquist

Feb.	8	Read first time	390
Feb.	9	Referred to Committee on Government and Military Affairs	425
Feb.	11	Notice of hearing	462

Mar.	17	Placed on General File	935
Mar.	17	Change of order. Referred for review	938
Mar.	19	Placed on Select File	957
Mar.	22	Referred for engrossment	975
Mar.	22	Motion. Returned to Select File. Referred for engrossment	977
Mar.	24	Replaced on Select File	1007
Mar.	25	Referred for engrossment	1033
Mar.	30	Correctly engrossed	1075
Apr.	2	Final Reading	1156
Apr.	5	Correctly enrolled	1176
Apr.	5	President signed	1177
Apr.	6	Presented to Governor	1197
Apr.	13	Approved by Governor	1235

LEGISLATIVE BILL 854A By Waldo

May	10	Read first time. Placed on General File	1780
May	13	Referred for review	1899
May	14	Placed on Select File	1918
May	14	Referred for engrossment	1944
May	17	Correctly engrossed	1957
May	19	Final Reading	2050
May	19	Explanation of vote	2059
May	19	Correctly enrolled	2061
May	19	President signed	2062
May	19	Presented to Governor	2067
May	25	Approved by Governor	2097

LEGISLATIVE BILL 855 By Waldo, Stull, Wiltse

Feb.	8	Read first time	390
Feb.	9	Referred to Committee on Agriculture and Recreation	425
Feb.	16	Notice of hearing	527
Apr.	26	Placed on General File	1488

LEGISLATIVE BILL 856 By Waldron

Feb.	8	Read first time	390
Feb.	9	Referred to Committee on Government and Military Affairs	425
Feb.	11	Notice of hearing	462
Mar.	8	Placed on General File	780
Apr.	20	Referred for review	1385
Apr.	27	Placed on Select File	1492
Apr.	28	Referred for engrossment	1531
Apr.	30	Replaced on Select File	1576
May	3	Referred for engrossment	1598

May	5	Correctly engrossed	1662
May	10	Final Reading	1770
May	11	Correctly enrolled	1838
May	11	President signed	1839
May	12	Presented to Governor	1870
May	17	Approved by Governor	1967

LEGISLATIVE BILL 857 By Waldron

Feb.	8	Read first time	390
Feb.	9	Referred to Committee on Public Works	425
Feb.	16	Notice of hearing	512
Mar.	29	Indefinitely postponed	1068

LEGISLATIVE BILL 858 By Luedtke

Feb.	8	Read first time	391
Feb.	9	Referred to Committee on Government and Military Affaris	425
Feb.	11	Notice of hearing	462
Mar.	8	Placed on General File	780
Apr.	2	Referred for review	1173
Apr.	6	Placed on Select File	1190
Apr.	7	Referred for engrossment	1223
Apr.	13	Replaced on Select File	1236
Apr.	13	Referred for engrossment	1246
Apr.	16	Correctly engrossed	1314
Apr.	20	Final Reading	1369
Apr.	21	Correctly enrolled. President signed	1391
Apr.	22	Presented to Governor	1425
Apr.	26	Approved by Governor	1486

LEGISLATIVE BILL 859 By Luedtke

Feb.	8	Read first time	391
Feb.	9	Referred to Committee on Labor	425
Feb.	19	Notice of hearing	576
Apr.	13	Placed on General File	1257

LEGISLATIVE BILL 860 By Kennedy, C. Carsten, Epke

Feb.	8	Read first time	391
Feb.	9	Referred to Committee on Judiciary	425
Feb.	19	Notice of hearing	562
Feb.	25	Request. Laid over	627
Feb.	26	Request renewed. Withdrawn	648

LEGISLATIVE BILL 861 By Simpson

Feb.	8	Read first time	391
Feb.	9	Referred to Committee on Education	425
Feb.	16	Notice of hearing	526
Mar.	12	Indefinitely postponed	854

LEGISLATIVE BILL 862 By Marvel

Feb.	8	Read first time	391
Feb.	9	Referred to Committee on Revenue	425
Feb.	12	Notice of hearing	473
Mar.	10	Indefinitely postponed	799

LEGISLATIVE BILL 863 By Johnson, Lewis

Feb.	8	Read first time	391
Feb.	9	Referred to Committee on Public Works	425
Feb.	16	Notice of hearing	512
Mar.	12	Request. Withdrawn	853

LEGISLATIVE BILL 864 By Waldron

Feb.	8	Read first time	392
Feb.	9	Referred to Committee on Agriculture and Recreation	425
Feb.	16	Notice of hearing	527
Apr.	15	Placed on General File	1292
May	17	Motion lost	1982

LEGISLATIVE BILL 865 By Waldron

Feb.	8	Read first time	392
Feb.	9	Referred to Committee on Agriculture and Recreation	425
Feb.	11	Request. Laid over	470
Feb.	12	Request renewed. Withdrawn	790

LEGISLATIVE BILL 866 By Ziebarth, Snyder, Marvel

Feb.	8	Read first time	392
Feb.	9	Referred to Committee on Education	425
Feb.	12	Notice of hearing	494
Apr.	2	Placed on General File	1160
May	10	Laid over	1797
May	12	Referred for review	1875
May	14	Placed on Select File	1932
May	14	Referred for engrossment	1945

May	17	Replaced on Select File. Referred for engrossment	1985
May	17	Correctly engrossed	1987
May	18	Motion lost	2032
May	19	Motion. Returned to Select File	2068

LEGISLATIVE BILL 866A By Ziebarth, Snyder, Marvel

May	14	Read first time. Placed on General File	1924
May	17	Referred for review	1979
May	18	Placed on Select File	1998
May	18	Referred for engrossment	2000
May	20	Bracketed	2080

LEGISLATIVE BILL 867 By Proud

Feb.	8	Read first time	392
Feb.	9	Referred to Committee on Government and Military Affairs	425
Feb.	11	Notice of hearing	462
Mar.	8	Placed on General File	780
Mar.	19	Referred for review	966
Mar.	23	Placed on Select File	989
Mar.	24	Referred for engrossment	1011
Mar.	25	Bracketed	1035
Apr.	5	Unbracketed. Motion. Returned to Select File. Referred for engrossment	1179
Apr.	6	Replaced on Select File	1189
Apr.	7	Referred for engrossment	1222
Apr.	13	Correctly engrossed	1242
Apr.	16	Final Reading	1316
Apr.	19	Correctly enrolled. President signed	1342
Apr.	20	Presented to Governor	1379
Apr.	21	Approved by Governor	1398

LEGISLATIVE BILL 868 By Proud

Feb.	8	Read first time	392
Feb.	9	Referred to Committee on Public Works	425
Feb.	9	Motion. Laid over	434
Feb.	16	Notice of hearing	512
Feb.	24	Motion renewed. Motion lost	618
Mar.	4	Placed on General File	728
Mar.	29	Change of order	1066
Mar.	30	Motion lost	1084
Mar.	31	Motion lost. Motion. Indefinitely postponed	1116

LEGISLATIVE BILL 869 By Proud

Feb.	8	Read first time	392
Feb.	9	Referred to Committee on Public Health and Welfare	425
Feb.	25	Notice of hearing	642
Apr.	19	Indefinitely postponed	1355

LEGISLATIVE BILL 870 By Proud

Feb.	8	Read first time	392
Feb.	9	Referred to Committee on Education	425
Feb.	16	Notice of hearing	526
Mar.	15	Indefinitely postponed	880

LEGISLATIVE BILL 871 By Proud

Feb.	8	Read first time	393
Feb.	9	Referred to Committee on Labor	425
Mar.	3	Notice of hearing	715
Mar.	3	Re-referred to Committee on Government and Military Affairs	711
Mar.	17	Indefinitely postponed	937

LEGISLATIVE BILL 872 By Proud

Feb.	8	Read first time	393
Feb.	9	Referred to Committee on Judiciary	425
Mar.	1	Notice of hearing	662
Mar.	30	Indefinitely postponed	1070

LEGISLATIVE BILL 873 By Proud

Feb.	8	Read first time	393
Feb.	9	Referred to Committee on Banking, Commerce and Insurance	425
Feb.	24	Notice of hearing	620
Mar.	18	Placed on General File	946
Apr.	6	Referred for review	1204
Apr.	13	Placed on Select File	1239
Apr.	13	Referred for engrossment	1248
Apr.	16	Replaced on Select File	1312
Apr.	19	Referred for engrossment	1348
Apr.	21	Correctly engrossed	1391
Apr.	26	Final Reading	1478
Apr.	27	Correctly enrolled. President signed	1494
Apr.	28	Presented to Governor	1528
May	3	Approved by Governor	1610

LEGISLATIVE BILL 874 By Proud

Feb.	8	Read first time	393
Feb.	9	Referred to Committee on Banking, Commerce and Insurance	425
Feb.	24	Notice of hearing	620
Mar.	22	Placed on General File	981
Apr.	6	Referred for review	1205
Apr.	13	Placed on Select File	1240
Apr.	13	Referred for engrossment	1248
Apr.	20	Correctly engrossed	1375
Apr.	23	Final Reading	1441
Apr.	26	Correctly enrolled. President signed	1475
Apr.	27	Presented to Governor	1504
Apr.	30	Approved by Governor	1582

LEGISLATIVE BILL 875 By Proud

Feb.	8	Read first time	393
Feb.	9	Referred to Committee on Banking, Commerce and Insurance	426
Feb.	24	Notice of hearing	620
Apr.	13	Placed on General File	1254

LEGISLATIVE BILL 876 By Proud

Feb.	8	Read first time	394
Feb.	9	Referred to Committee on Urban Affairs	426
Feb.	25	Notice of hearing	638
Mar.	29	Placed on General File	1058

LEGISLATIVE BILL 877 By Proud

Feb.	8	Read first time	394
Feb.	9	Referred to Committee on Judiciary	426
Mar.	1	Notice of hearing	662
Mar.	31	Placed on General File	1109
May	13	Referred for review	1901
May	14	Placed on Select File	1941
May	14	Referred for engrossment	1946
May	17	Correctly engrossed	1957
May	20	Final Reading	2078
May	20	Correctly enrolled. President signed	2087
May	20	Presented to Governor	2089
May	25	Approved by Governor	2097

LEGISLATIVE BILL 877A By Proud

May	13	Read first time. Placed on General File	1880
May	13	Referred for review	1901
May	14	Placed on Select File	1918
May	14	Referred for engrossment	1945
May	17	Correctly engrossed	1957
May	25	Final Reading	2111
May	25	Correctly enrolled. Speaker signed	2120
May	25	Presented to Governor	2123
May	26	Approved by Governor	2147

LEGISLATIVE BILL 878 By Proud, Keyes

Feb.	8	Read first time	394
Feb.	9	Referred to Committee on Urban Affairs	426
Feb.	25	Notice of hearing	638
Mar.	16	Request. Laid over	898
Mar.	17	Request renewed. Withdrawn	917

LEGISLATIVE BILL 879 By Proud, Barnett

Feb.	8	Read first time	394
Feb.	9	Referred to Committee on Government and Military Affairs	426
Feb.	15	Request	506
Feb.	26	Notice of hearing	655
Apr.	19	Change of order	1354
Apr.	20	Placed on General File	1383
Apr.	27	Motion. Indefinitely postponed	1510

LEGISLATIVE BILL 880 By Proud, Luedtke

Feb.	8	Read first time	394
Feb.	8	Referred to Committee on Banking, Commerce and Insurance	426
Feb.	24	Notice of hearing	620
Mar.	18	Indefinitely postponed	946

LEGISLATIVE BILL 881 By Proud, Luedtke

Feb.	8	Read first time	394
Feb.	9	Referred to Committee on Banking, Commerce and Insurance	426
Feb.	24	Notice of hearing	620
Mar.	18	Indefinitely postponed	946

LEGISLATIVE BILL 882 By Proud, Luedtke

Feb.	8	Read first time	394
Feb.	9	Referred to Committee on Banking, Commerce and Insurance	426
Feb.	24	Notice of hearing	620
Mar.	18	Indefinitely postponed	946

LEGISLATIVE BILL 883 By Proud, Luedtke

Feb.	8	Read first time	395
Feb.	9	Referred to Committee on Banking, Commerce and Insurance	426
Feb.	24	Notice of hearing	620
Mar.	22	Placed on General File	981
Apr.	6	Referred for review	1205
Apr.	13	Placed on Select File	1240
Apr.	13	Referred for engrossment	1248
Apr.	19	Correctly engrossed	1342
Apr.	22	Final Reading	1411
Apr.	22	Explanation of vote	1418
Apr.	23	Correctly enrolled. President signed	1447
Apr.	26	Presented to Governor	1489
Apr.	28	Approved by Governor	1536

LEGISLATIVE BILL 884 By Proud, Luedtke

Feb.	8	Read first time	395
Feb.	9	Referred to Committee on Banking, Commerce and Insurance	426
Feb.	24	Notice of hearing	620
Mar.	29	Placed on General File	1046

LEGISLATIVE BILL 885 By Proud, Luedtke

Feb.	8	Read first time	395
Feb.	9	Referred to Committee on Banking, Commerce and Insurance	426
Feb.	24	Notice of hearing	620
Apr.	13	Placed on General File	1254

LEGISLATIVE BILL 886 By Ziebarth, F. Carstens

Feb.	8	Read first time	395
Feb.	9	Referred to Committee on Labor	426
Mar.	3	Re-referred to Committee on Government and Military Affairs	711
Mar.	3	Notice of hearing	715

Mar.	17	Placed on General File	935
May	17	Referred for review	1986
May	18	Placed on Select File	2018
May	18	Referred for engrossment	2024
May	19	Correctly engrossed	2066
May	26	Final Reading	2141
May	26	Correctly enrolled. President signed	2151
May	26	Presented to Governor	2153
May	27	Approved by Governor	2170

LEGISLATIVE BILL 887 By F. Carstens, Ziebarth

Feb.	8	Read first time	395
Feb.	9	Referred to Committee on Education	426
Feb.	16	Notice of hearing	526
Mar.	11	Request. Withdrawn	839

LEGISLATIVE BILL 888 By Waldron

Feb.	8	Read first time	396
Feb.	9	Referred to Committee on Miscellaneous Subjects	426
Feb.	15	Notice of hearing	499
Apr.	16	Indefinitely postponed	1325
Apr.	22	Motion lost	1419

LEGISLATIVE BILL 889 By Waldron, Holmquist

Feb.	8	Read first time	396
Feb.	9	Referred to Committee on Constitutional Revision	426
Feb.	17	Notice of hearing	534
Mar.	5	Placed on General File	730
Mar.	29	Change of order	1066
Apr.	20	Unbracketed	1383
Apr.	22	Referred for review	1423
Apr.	27	Placed on Select File	1493
Apr.	28	Referred for engrossment	1532
Apr.	30	Replaced on Select File	1577
May	3	Referred for engrossment	1598
May	5	Correctly engrossed	1662
May	20	Final Reading	1771
May	10	Correctly enrolled	1838
May	11	President signed	1839
May	12	Presented to Governor	1870
May	17	Approved by Governor	1967

LEGISLATIVE BILL 890 By Ziebarth

Feb.	8	Read first time	396
Feb.	9	Referred to Committee on Urban Affairs	426
Feb.	25	Notice of hearing	638
Mar.	30	Placed on General File	1073
Apr.	15	Referred for review	1297
Apr.	20	Placed on Select File	1374
Apr.	21	Referred for engrossment	1393
Apr.	23	Correctly engrossed	1446
Apr.	28	Final Reading	1524
Apr.	29	Correctly enrolled. President signed	1547
Apr.	30	Presented to Governor	1582
May	5	Approved by Governor	1647

LEGISLATIVE BILL 891 By F. Carstens

Feb.	8	Read first time	396
Feb.	9	Referred to Committee on Banking, Commerce and Insurance	426
Feb.	24	Notice of hearing	620
Mar.	22	Placed on General File	981
Apr.	6	Referred for review	1205
Apr.	13	Placed on Select File	1240
Apr.	13	Referred for engrossment	1248
Apr.	19	Correctly engrossed	1342
Apr.	22	Final Reading	1412
Apr.	22	Explanation of vote	1418
Apr.	23	Correctly enrolled. President signed	1447
Apr.	26	Presented to Governor	1489
Apr.	28	Approved by Governor	1536

LEGISLATIVE BILL 892 By Schmit

Feb.	8	Read first time	396
Feb.	9	Referred to Committee on Public Works	426
Feb.	16	Notice of hearing	512
Mar.	30	Placed on General File	1074

LEGISLATIVE BILL 893 By Schmit

Feb.	8	Read first time	396
Feb.	9	Referred to Committee on Urban Affairs	426
Feb.	11	Co-introducer added	469
Feb.	25	Notice of hearing	638
Ma.	29	Placed on General File	1058

LEGISLATIVE BILL 894 By Schmit

Feb.	8	Read first time	397
Feb.	9	Referred to Committee on Urban Affairs	426
Feb.	25	Notice of hearing	638
Mar.	15	Request. Laid over	876
Mar.	16	Request renewed. Withdrawn	897

LEGISLATIVE BILL 895 By DeCamp

Feb.	8	Read first time	397
Feb.	9	Referred to Committee on Judiciary	426
Apr.	5	Notice of hearing	1176
Apr.	20	Placed on General File	1383

LEGISLATIVE BILL 896 By DeCamp

Feb.	8	Read first time	397
Feb.	9	Referred to Committee on Government and Military Affairs	426
Feb.	11	Notice of hearing	462
Apr.	6	Indefinitely postponed	1188

LEGISLATIVE BILL 897 By DeCamp

Feb.	8	Read first time	397
Feb.	9	Referred to Committee on Public Works	426
Feb.	16	Notice of hearing	512
Mar.	18	Motion. Withdrawn	952

LEGISLATIVE BILL 898 By DeCamp

Feb.	8	Read first time	397
Feb.	9	Referred to Committee on Public Health and Welfare	426
Feb.	25	Notice of hearing	642
Mar.	15	Co-introducer added	877
Mar.	25	Indefinitely postponed	1036

LEGISLATIVE BILL 899 By DeCamp

Feb.	8	Read first time	397
Feb.	9	Referred to Committee on Banking, Commerce and Insurance	426
Feb.	24	Notice of hearing	620
Mar.	29	Placed on General File	1047

LEGISLATIVE BILL 900 By DeCamp

Feb.	8	Read first time	397
Feb.	9	Referred to Committee on Public Works	426
Feb.	16	Notice of hearing	512
Mar.	29	Indefinitely postponed	1068

LEGISLATIVE BILL 901 By DeCamp

Feb.	8	Read first time	397
Feb.	9	Referred to Committee on Public Health and Welfare	426
Feb.	25	Notice of hearing	642
Mar.	15	Co-introducer added	877
Mar.	25	Indefinitely postponed	1041

LEGISLATIVE BILL 902 By DeCamp

Feb.	8	Read first time	398
Feb.	9	Referred to Committee on Public Health and Welfare	426
Feb.	25	Notice of hearing	642
Mar.	15	Co-introducer added	877
Mar.	25	Indefinitely postponed	1041

LEGISLATIVE BILL 903 By Skarda

Feb.	8	Read first time	398
Feb.	9	Referred to Committee on Public Works	426
Feb.	16	Notice of hearing	512
Mar.	15	Placed on General File	882
Apr.	19	Request. Laid over	1353
Apr.	20	Request renewed. Withdrawn	1380

LEGISLATIVE BILL 904 By Burbach, Stull

Feb.	8	Read first time	398
Feb.	9	Referred to Committee on Government and Military Affairs	426
Feb.	11	Notice of hearing	462
Mar.	8	Notice of hearing. Reset	773
Mar.	25	Placed on General File	1036
May	7	Referred for review	1761
May	11	Placed on Select File	1837
May	12	Referred for engrossment	1866
May	13	Correctly engrossed	1889
May	18	Final Reading	1992
May	18	Correctly enrolled. President signed	2001
May	18	Presented to Governor	2011
May	25	Approved by Governor	2099

LEGISLATIVE BILL 904A By Burbach, Stull

Mar.	30	Read first time. Placed on General File	1093
May	7	Referred for review	1762
May	11	Placed on Select File	1837
May	12	Referred for engrossment	1866
May	13	Correctly engrossed	1889
May	18	Final Reading	1993
May	18	Correctly enrolled. President signed	2001
May	18	Presented to Governor	2011
May	25	Approved by Governor	2099

LEGISLATIVE BILL 905 By Schmit

Feb.	8	Read first time	398
Feb.	9	Referred to Committee on Agriculture and Recreation	426
Mar.	10	Notice of hearing	799
May	7	Placed on General File	1758

LEGISLATIVE BILL 906 By Ziebarth, Kime, Skarda

Feb.	8	Read first time	398
Feb.	9	Referred to Committee on Public Works	426
Feb.	16	Notice of hearing	512
Mar.	30	Indefinitely postponed	1075

LEGISLATIVE BILL 907 By Warner

Feb.	8	Read first time	398
Feb.	9	Referred to Committee on Banking, Commerce, and Insurance	426
Feb.	24	Notice of hearing	620
Mar.	29	Placed on General File	1047
Apr.	19	Corrected report	1348

LEGISLATIVE BILL 908 By Goodrich

Feb.	8	Read first time	399
Feb.	9	Referred to Committee on Public Health and Welfare	426
Feb.	25	Notice of hearing	642
Mar.	29	Placed on General File	1059
Apr.	16	Referred for review	1333
Apr.	26	Placed on Select File	1473
Apr.	27	Referred for engrossment	1506
Apr.	29	Correctly engrossed	1546
May	4	Final Reading	1627

May	5	Correctly enrolled. Speaker signed	1662
May	5	Explanation of vote	1684
May	6	Presented to Governor	1721
May	11	Approved by Governor	1801

LEGISLATIVE BILL 909 By Goodrich

Feb.	8	Read first time	399
Feb.	9	Referred to Committee on Banking, Commerce and Insurance	426
Feb.	24	Notice of hearing	620
Mar.	29	Indefinitely postponed	1048

LEGISLATIVE BILL 910 By Goodrich

Feb.	8	Read first time	399
Feb.	9	Referred to Committee on Public Health and Welfare	426
Feb.	25	Notice of hearing	642
Mar.	23	Placed on General File	998
May	7	Bracketed	1760
May	12	Motion. Indefinitely postponed	1874
May	13	Motion. Laid over	1904
May	14	Motion renewed. Motion lost	1916

LEGISLATIVE BILL 911 By Goodrich

Feb.	8	Read first time	399
Feb.	9	Referred to Committee on Judiciary	426
Mar.	1	Notice of hearing	662
Mar.	29	Indefinitely postponed	1065
Apr.	6	Motion. Laid over	1198
Apr.	19	Motion renewed. Placed on General File	1352
Apr.	21	Referred for review	1402
Apr.	27	Placed on Select File	1493
Apr.	28	Referred for engrossment	1532
Apr.	30	Correctly engrossed	1580
May	5	Final Reading	1669
May	6	Correctly enrolled. Speaker signed	1721
May	7	Presented to Governor	1742
May	17	Approved by Governor	1967

LEGISLATIVE BILL 912 By Moylan

Feb.	8	Read first time	399
Feb.	9	Referred to Committee on Public Health and Welfare	426
Feb.	25	Notice of hearing	643

Mar.	24	Placed on General File	1019
Apr.	6	Referred for review	1208
Apr.	13	Placed on Select File	1241
Apr.	13	Referred for engrossment	1249
Apr.	19	Correctly engrossed	1342
Apr.	22	Final Reading	1413
Apr.	22	Explanation of vote	1418
Apr.	23	Correctly enrolled. President signed	1447
Apr.	26	Presented to Governor	1489
Apr.	28	Approved by Governor	1536

LEGISLATIVE BILL 913 By Waldron

Feb.	8	Read first time	399
Feb.	9	Referred to Committee on Miscellaneous Subjects	426
Feb.	15	Notice of hearing	499

LEGISLATIVE BILL 914 By Waldron

Feb.	8	Read first time	399
Feb.	9	Referred to Committee on Agriculture and Recreation	426
Feb.	16	Notice of hearing	527
Apr.	6	Indefinitely postponed	1201

LEGISLATIVE BILL 915 By Barnett, Schmit

Feb.	8	Read first time	400
Feb.	9	Referred to Committee on Constitutional Revision	426
Feb.	17	Notice of hearing	534
Apr.	5	Indefinitely postponed	1184

LEGISLATIVE BILL 916 By Barnett, Morgan

Feb.	8	Read first time	400
Feb.	9	Referred to Committee on Miscellaneous Subjects	426
Feb.	15	Notice of hearing	498
Mar.	3	Placed on General File	708
Apr.	7	Referred for review	1226
Apr.	14	Placed on Select File	1266
Apr.	15	Referred for engrossment	1286
Apr.	20	Correctly engrossed	1375
Apr.	23	Final Reading	1441
Apr.	26	Correctly enrolled. President signed	1475
Apr.	27	Presented to Governor	1504
Apr.	30	Approved by Governor	1582

LEGISLATIVE BILL 917 By Barnett, Carpenter

Feb.	8	Read first time	400
Feb.	9	Referred to Committee on Education	426
Feb.	16	Notice of hearing	526
Mar.	23	Placed on General File	1003
Apr.	6	Referred for review	1207
Apr.	13	Placed on Select File	1240
Apr.	13	Referred for engrossment	1249
Apr.	19	Correctly engrossed	1342
Apr.	22	Final Reading	1413
Apr.	22	Explanation of vote	1418
Apr.	23	Correctly enrolled. President signed	1447
Apr.	26	Presented to Governor	1489
Apr.	28	Approved by Governor	1536

LEGISLATIVE BILL 918 By Barnett

Feb.	8	Read first time	400
Feb.	9	Referred to Committee on Public Works	426
Feb.	16	Notice of hearing	513
Mar.	29	Indefinitely postponed	1068

LEGISLATIVE BILL 919 By Barnett, Orme, Swanson

Feb.	8	Read first time	400
Feb.	9	Referred to Committee on Public Works	426
Feb.	16	Notice of hearing	513
Mar.	30	Placed on General File	1074
May	7	Referred for review	1761
May	12	Placed on Select File	1861
May	13	Referred for engrossment	1882
May	17	Correctly engrossed	1957
May	19	Final Reading	2051
May	19	Explanation of vote	2059
May	19	Correctly enrolled	2061
May	19	President signed	2062
May	19	Presented to Governor	2067
May	25	Approved by Governor	2097

LEGISLATIVE BILL 920 By Skarda

Feb.	8	Read first time	400
Feb.	9	Referred to Committee on Government and Military Affairs	426
Feb.	11	Notice of hearing	462
Mar.	17	Placed on General File	935

LEGISLATIVE BILL 921 By Skarda, Goodrich

Feb.	8	Read first time	400
Feb.	9	Referred to Committee on Urban Affairs	426
Feb.	25	Notice of hearing	639
Apr.	6	Placed on General File	1187
Apr.	16	Referred for review	1327
Apr.	29	Placed on Select File	1544
Apr.	30	Motion lost. Co-introducers added. Motion lost	1581
May	3	Laid over	1598
May	3	Referred for engrossment	1600
May	3	Co-introducer added	1601
May	6	Bracketed	1718
May	7	Unbracketed. Request. Motion. Returned to Select File	1727
May	7	Referred for engrossment	1732
May	10	Replaced on Select File	1775
May	11	Referred for engrossment	1821
May	14	Replaced on Select File	1932
May	14	Referred for engrossment	1945
May	17	Correctly engrossed	1957
May	19	Final Reading	2052
May	19	Explanation of vote	2059
May	19	Correctly enrolled	2061
May	19	President signed	2062
May	19	Presented to Governor	2067
May	25	Approved by Governor	2098

LEGISLATIVE BILL 922 By Waldron

Feb.	8	Read first time	401
Feb.	9	Referred to Committee on Public Works	426
Feb.	16	Notice of hearing	512
Apr.	2	Indefinitely postponed	1168

LEGISLATIVE BILL 923 By Waldron

Feb.	8	Read first time	401
Feb.	9	Referred to Committee on Judiciary	426
Feb.	19	Notice of hearing	562
Mar.	29	Indefinitely postponed	1065

LEGISLATIVE BILL 924 By Waldron

Feb.	8	Read first time	401
Feb.	9	Referred to Committee on Public Works	427
Feb.	16	Notice of hearing	512
Mar.	29	Indefinitely postponed	1068

LEGISLATIVE BILL 925 By Waldron

Feb.	8	Read first time	401
Feb.	9	Referred to Committee on Revenue	427
Feb.	17	Notice of hearing	538
Apr.	2	Placed on General File	1160

LEGISLATIVE BILL 926 By Simpson

Feb.	8	Read first time	401
Feb.	9	Referred to Committee on Urban Affairs	427
Feb.	25	Notice of hearing	638
Mar.	30	Placed on General File	1186
Apr.	16	Referred for review	1334
Apr.	26	Placed on Select File	1473
Apr.	27	Referred for engrossment	1506
Apr.	29	Correctly engrossed	1546
May	4	Final Reading	1627
May	5	Correctly enrolled. Speaker signed	1662
May	5	Explanation of vote	1684
May	6	Presented to Governor	1721
May	11	Approved by Governor	1801

LEGISLATIVE BILL 927 By Simpson

Feb.	8	Read first time	401
Feb.	9	Referred to Committee on Public Works	427
Feb.	16	Notice of hearing	512
Mar.	30	Indefinitely postponed	1075

LEGISLATIVE BILL 928 By Simpson

Feb.	8	Read first time	401
Feb.	9	Referred to Committee on Education	427
Feb.	16	Notice of hearing	526
Mar.	23	Placed on General File	1003

LEGISLATIVE BILL 929 By Simpson

Feb.	8	Read first time	402
Feb.	9	Referred to Committee on Government and Military Affairs	427
Feb.	11	Notice of hearing	462
Mar.	8	Placed on General File	780
Apr.	20	Referred for review	1385
Apr.	27	Placed on Select File	1492
Apr.	28	Referred for engrossment	1532
Apr.	29	Motion. Returned to Select File. Referred for engrossment	1555

May	3	Correctly engrossed	1608
May	5	Motion. Returned to Select File. Referred for engrossment	1672
May	7	Correctly re-engrossed	1741
May	11	Final Reading	1804
May	12	Correctly enrolled. President signed	1863
May	12	Presented to Governor	1872
May	17	Approved by Governor	1967

LEGISLATIVE BILL 929A By Simpson

May	6	Read first time. Placed on General File	1715
May	7	Change of order	1732
May	7	Referred for review	1761
May	11	Placed on Select File	1837
May	12	Referred for engrossment	1866
May	13	Correctly engrossed	1889
May	18	Final Reading	1994
May	18	Correctly enrolled. President signed	2001
May	18	Presented to Governor	2011
May	25	Approved by Governor	2099

LEGISLATIVE BILL 930 By Simpson

Feb.	8	Read first time	402
Feb.	9	Referred to Committee on Revenue	427
Feb.	17	Notice of hearing	538
Mar.	30	Indefinitely postponed	1092

LEGISLATIVE BILL 931 By Simpson

Feb.	8	Read first time	402
Feb.	9	Referred to Committee on Public Health and Welfare	427
Feb.	18	Notice of hearing	559
Mar.	11	Indefinitely postponed	822

LEGISLATIVE BILL 932 By Simpson

Feb.	8	Read first time	402
Feb.	9	Referred to Committee on Government and Military Affairs	427
Feb.	11	Notice of hearing	462
Mar.	17	Indefinitely postponed	937

LEGISLATIVE BILL 933 By Simpson

Feb. 8	Read first time	402
Feb. 9	Referred to Committee on Government and Military Affaris	427
Feb. 11	Notice of hearing	462
Mar. 17	Indefinitely postponed	937

LEGISLATIVE BILL 934 By Simpson

Feb. 8	Read first time	403
Feb. 9	Referred to Committee on Agriculture and Recreation	427
Feb. 16	Notice of hearing	527
Apr. 27	Indefinitely postponed	1514

LEGISLATIVE BILL 935 By Nore

Feb. 8	Read first time	403
Feb. 9	Referred to Committee on Public Works	427
Feb. 16	Notice of hearing	512
Feb. 26	Request. Laid over	652
Mar. 1	Request renewed. Withdrawn	662
Mar. 5	Request	739

LEGISLATIVE BILL 936 By Nore

Feb. 8	Read first time	403
Feb. 9	Referred to Committee on Public Works	427
Feb. 16	Notice of hearing	512
Mar. 12	Request. Withdrawn	853

LEGISLATIVE BILL 937 By Nore

Feb. 8	Read first time	403
Feb. 9	Referred to Committee on Urban Affairs	427
Feb. 25	Notice of hearing	639
Mar. 12	Request. Withdrawn	853

LEGISLATIVE BILL 938 By Schmit

Feb. 8	Read first time	403
Feb. 9	Referred to Committee on Agriculture and Recreation	427
Feb. 11	Co-introducer added	469
Mar. 3	Notice of hearing	715
Apr. 15	Indefinitely postponed	1279

LEGISLATIVE BILL 939 By Schmit

Feb.	8	Read first time	403
Feb.	9	Referred to Committee on Agriculture and Recreation	427
Feb.	11	Co-introducer added	469
Mar.	10	Notice of hearing	799
Apr.	15	Placed on General File	1294
Apr.	19	Change of order	1354
Apr.	26	Laid over	1489
Apr.	27	Motion lost. Referred for review	1509
Apr.	28	Request	1517
Apr.	30	Placed on Select File	1577
May	3	Referred for engrossment	1598
May	4	Motion. Returned to Select File	1634
May	4	Referred for engrossment	1635
May	5	Replaced on Select File	1648
May	6	Laid over	1712
May	10	Motion lost. Bracketed	1781
May	11	Referred for engrossment	1842
May	11	Motion. Returned to Select File	1843
May	11	Considered	1845
May	13	Replaced on Select File. Referred for engrossment	1892
May	14	Motion. Returned to Select File	1913
May	14	Referred for engrossment	1916
May	17	Replaced on Select File	1984
May	17	Referred for engrossment	1985
May	17	Correctly engrossed	1987
May	25	Final Reading	2112
May	25	Correctly enrolled. Speaker signed	2120
May	25	Presented to Governor	2123
May	26	Approved by Governor	2169

LEGISLATIVE BILL 939A By Schmit, Waldo

May	12	Read first time. Placed on General File	1869
May	13	Referred for review	1918
May	14	Placed on Select File	1918
May	14	Referred for engrossment	1945
May	17	Motion. Returned to Select File. Referred for engrossment	1975
May	17	Correctly engrossed	1987
May	20	Final Reading	2079
May	20	Correctly enrolled. President signed	2087
May	20	Presented to Governor	2089
May	26	Approved by Governor	2169

LEGISLATIVE BILL 940 By Ziebarth, Johnson

Feb.	8	Read first time	404
Feb.	9	Referred to Committee on Constitutional Revision	427
Feb.	17	Notice of hearing	534
Mar.	5	Indefinitely postponed	730

LEGISLATIVE BILL 941 By Ziebarth Johnson

Feb.	8	Read first time	404
Feb.	9	Referred to Committee on Constitutional Revision	427
Feb.	17	Notice of hearing	534
Mar.	5	Indefinitely postponed	731

LEGISLATIVE BILL 942 By Johnson, Ziebarth

Feb.	8	Read first time	404
Feb.	9	Referred to Committee on Urban Affairs	427
Feb.	25	Notice of hearing	639
Apr.	6	Placed on General File	1187

LEGISLATIVE BILL 943 By Johnson, Ziebarth

Feb.	8	Read first time	404
Feb.	9	Referred to Committee on Urban Affairs	427
Feb.	25	Notice of hearing	639
Apr.	6	Placed on General File	1187

LEGISLATIVE BILL 944 By Carpenter

Feb.	8	Read first time	407
Feb.	11	Referred to Committee on Revenue	454
Feb.	17	Notice of hearing	538
Mar.	24	Indefinitely postponed	1007

LEGISLATIVE BILL 945 By Carpenter

Feb.	8	Read first time	407
Feb.	11	Referred to Committee on Revenue	454
Feb.	17	Notice of hearing	538
Mar.	24	Placed on General File	1018
Apr.	16	Request. Laid over	1330
May	10	Considered	1791
May	13	Laid over	1894
May	13	Laid over	1895
May	13	Referred for review	1896
May	14	Placed on Select File	1933
May	14	Referred for engrossment	1946

May	18	Replaced on Select File	1999
May	18	Referred for engrossment	2000
May	18	Correctly engrossed	2032
May	25	Final Reading	2113
May	25	Correctly enrolled. Speaker signed	2120
May	25	Presented to Governor	2123
May	26	Returned by Governor without approval	2159
May	26	Motion. Passed over Governor's veto	2164

LEGISLATIVE BILL 946 By Carpenter

Feb.	8	Read first time	408
Feb.	11	Referred to Committee on Banking, Commerce and Insurance	454
Feb.	24	Notice of hearing	620
Apr.	13	Indefinitely postponed	1254

LEGISLATIVE BILL 947 By Carpenter

Feb.	8	Read first time	408
Feb.	11	Referred to Committee on Banking, Commerce and Insurance	454
Feb.	24	Notice of hearing	620
Mar.	12	Request. Withdrawn	853

LEGISLATIVE BILL 948 By DeCamp

Feb.	8	Read first time	408
Feb.	11	Referred to Committee on Judiciary	454
Mar.	1	Notice of hearing	662
Apr.	7	Placed on General File	1229
May	7	Referred for review	1763
May	12	Placed on Select File	1862
May	13	Laid over	1882
May	14	Laid over	1912
May	17	Referred for engrossment	1973
May	18	Replaced on Select File	1999
May	18	Referred for engrossment	2000
May	18	Correctly engrossed	2032
May	18	Motion. Returned to Select File. Referred for engrossment	2033
May	19	Replaced on Select File. Referred for engrossment	2066
May	20	Correctly re-engrossed	2070
May	26	Final Reading	2142
May	26	Correctly enrolled. President signed	2151
May	26	Presented to Governor	2153
May	27	Approved by Governor	2170

LEGISLATIVE BILL 949 By DeCamp

Feb.	8	Read first time	408
Feb.	11	Referred to Committee on Labor	454
Mar.	3	Re-referred to Committee on Government and Military Affairs	711
Mar.	3	Notice of hearing	715
Mar.	17	Placed on General File	936
May	17	Motion lost	1982

LEGISLATIVE BILL 950 By Ziebarth

Feb.	8	Read first time	408
Feb.	10	Co-introducer added	440
Feb.	11	Referred to Committee on Education	454
Feb.	12	Notice of hearing	494
Apr.	2	Indefinitely postponed	1160

LEGISLATIVE BILL 951 By Chambers

Feb.	8	Read first time	409
Feb.	11	Referred to Committee on Education	454
Feb.	16	Notice of hearing	526
Apr.	2	Indefinitely postponed	1160

LEGISLATIVE BILL 952 By Chambers

Feb.	8	Read first time	409
Feb.	11	Referred to Committee on Public Health and Welfare	454
Feb.	25	Notice of hearing	642
Apr.	7	Indefinitely postponed	1215

LEGISLATIVE BILL 953 By Kennedy, Orme, Syas

Feb.	8	Read first time	409
Feb.	11	Referred to Committee on Public Works	454
Feb.	16	Notice of hearing	513

LEGISLATIVE BILL 954 By Syas, Waldron

Feb.	8	Read first time	409
Feb.	11	Referred to Committee on Miscellaneous Subjects	454
Mar.	25	Notice of hearing	1035
May	4	Placed on General File	1643
May	5	Motion	1677
May	5	Laid over	1678
May	5	Referred for review. Request	1684

May	7	Placed on Select File	1740
May	10	Considered	1783
May	10	Motion lost. Referred for engrossment	1785
May	11	Replaced on Select File	1824
May	11	Referred for engrossment	1840
May	11	Correctly engrossed	1847
May	12	Motion lost	1863
May	13	Motion. Returned to Select File. Referred for engrossment	1895
May	14	Correctly re-engrossed	1911
May	18	Final Reading	2014
May	18	Correctly enrolled. President signed	2032
May	19	Presented to Governor	2058
May	25	Approved by Governor	2096

LEGISLATIVE BILL 955 By Syas, Waldron

Feb.	8	Read first time	410
Feb.	11	Referred to Committee on Miscellaneous Subjects	454
Mar.	25	Notice of hearing	1035
May	3	Placed on General File	1609
May	6	Change of order	1715
May	6	Referred for review	1716
May	10	Placed on Select File	1778
May	11	Referred for engrossment	1822
May	13	Replaced on Select File	1885
May	13	Referred for engrossment	1890
May	13	Motion. Returned to Select File. Referred for engrossment	1891
May	13	Replaced on Select File	1902
May	13	Referred for engrossment	1904
May	17	Replaced on Select File. Referred for engrossment	1985
May	17	Correctly engrossed	1987
May	25	Final Reading	2114
May	25	Correctly enrolled. Speaker signed	2120
May	25	Presented to Governor	2123
May	26	Approved by Governor	2147

LEGISLATIVE BILL 956 By Luedtke

Feb.	8	Read first time	410
Feb.	11	Referred to Committee on Judiciary	454
Mar.	1	Notice of hearing	662
Apr.	1	Indefinitely postponed	1125

LEGISLATIVE BILL 957 By Luedtke

Feb.	8	Read first time	410
Feb.	11	Referred to Committee on Judiciary	454
Mar.	1	Notice of hearing	662
Apr.	1	Placed on General File	1125
Apr.	15	Referred for review	1297
Apr.	20	Placed on Select File	1374
Apr.	21	Referred for engrossment	1394
Apr.	23	Correctly engrossed	1446
Apr.	28	Final Reading	1524
Apr.	29	Correctly enrolled. President signed	1547
Apr.	30	Presented to Governor	1582
May	5	Approved by Governor	1647

LEGISLATIVE BILL 958 By Luedtke

Feb.	8	Read first time	410
Feb.	11	Referred to Committee on Banking, Commerce and Insurance	454
Feb.	24	Notice of hearing	620
Mar.	29	Placed on General File	1046
Apr.	7	Referred for review	1230
Apr.	14	Placed on Select File	1267
Apr.	15	Referred for engrossment	1286
Apr.	20	Replaced on Select File	1371
Apr.	21	Referred for engrossment	1392
Apr.	23	Correctly engrossed	1446
Apr.	28	Final Reading	1525
Apr.	29	Correctly enrolled. President signed	1547
Apr.	30	Presented to Governor	1582
May	5	Approved by Governor	1647

LEGISLATIVE BILL 959 By Luedtke

Feb.	8	Read first time	410
Feb.	11	Referred to Committee on Judiciary	454
Mar.	1	Notice of hearing	662
Apr.	7	Placed on General File	1213
May	7	Referred for review	1762
May	11	Placed on Select File	1837
May	12	Referred for engrossment	1866
May	17	Correctly engrossed	1957
May	19	Final Reading	2052
May	19	Explanation of vote	2059
May	19	Correctly enrolled	2061
May	19	President signed	2062
May	19	Presented to Governor	2067
May	25	Approved by Governor	2099

LEGISLATIVE BILL 960 By Carpenter

Feb.	8	Read first time	410
Feb.	11	Referred to Committee on Revenue	454
Feb.	17	Notice of hearing	538
Apr.	1	Indefinitely postponed	1125

LEGISLATIVE BILL 961 By Luedtke

Feb.	8	Read first time	410
Feb.	11	Referred to Committee on Judiciary	454
Mar.	1	Notice of hearing	662
Apr.	1	Placed on General File	1125
Apr.	15	Referred for review	1297
Apr.	20	Placed on Select File	1374
Apr.	21	Referred for engrossment	1394
Apr.	23	Correctly engrossed	1446
Apr.	28	Final Reading	1526
Apr.	29	Correctly enrolled. President signed	1547
Apr.	30	Presented to Governor for approval	1582
May	5	Approved by Governor	1647

LEGISLATIVE BILL 962 By Luedtke, Simpson

Feb.	8	Read first time	411
Feb.	11	Referred to Committee on Labor	454
Mar.	3	Re-referred to Committee on Government and Military Affairs	711
Mar	3	Notice of hearing	715
Mar.	17	Placed on General File	936
Apr.	6	Referred for review	1204
Apr.	13	Placed on Select File	1239
Apr.	13	Referred for engrossment	1248
Apr.	16	Correctly engrossed	1314
Apr.	20	Final Reading	1370
Apr.	21	Correctly enrolled. President signed	1391
Apr.	22	Presented to Governor	1425
Apr.	26	Approved by Governor	1486

LEGISLATIVE BILL 963 By Simpson

Feb.	8	Read first time	411
Feb.	11	Referred to Committee on Agriculture and Recreation	454
Mar.	10	Notice of hearing	799
Apr.	6	Indefinitely postponed	1201

LEGISLATIVE BILL 964 By Simpson

Feb.	8	Read first time	411
Feb.	11	Referred to Committee on Government and Military Affairs	454
Feb.	18	Notice of hearing	541
Mar.	17	Placed on General File	936

LEGISLATIVE BILL 965 By Hasebroock

Feb.	8	Read first time	411
Feb.	11	Referred to Committee on Labor	454
Mar.	3	Re-referred to Committee on Government and Military Affairs	711
Mar.	3	Notice of hearing	715
Mar.	17	Placed on General File	937
May	7	Referred for review	1733
May	12	Placed on Select File	1861
May	13	Referred for engrossment	1882
May	17	Correctly engrossed	1957
May	17	Final Reading	2053
May	19	Explanation of vote	2059
May	19	Correctly enrolled	2061
May	19	President signed	2062
May	19	Presented to Governor	2067
May	25	Approved by Governor	2097

LEGISLATIVE BILL 966 By Ziebarth

Feb.	8	Read first time	411
Feb.	11	Referred to Committee on Education	454
Feb.	16	Notice of hearing	526
Mar.	4	Request. Laid over	727
Mar.	5	Request renewed. Withdrawn	739

LEGISLATIVE BILL 967 By Carpenter

Feb.	8	Read first time	411
Feb.	11	Referred to Committee on Education	454
Feb.	16	Notice of hearing	526

LEGISLATIVE BILL 968 By Carpenter

Feb.	8	Read first time	412
Feb.	11	Referred to Committee on Education	454
Feb.	16	Notice of hearing	526

LEGISLATIVE BILL 969 By Carpenter

Feb. 8	Read first time	412
Feb. 11	Referred to Committee on Education	454
Feb. 16	Notice of hearing	526

LEGISLATIVE BILL 970 By Carpenter

Feb. 8	Read first time	412
Feb. 11	Referred to Committee on Education	454
Feb. 16	Notice of hearing	526

LEGISLATIVE BILL 971 By Carpenter

Feb. 8	Read first time	412
Feb. 11	Referred to Committee on Education	454
Feb. 16	Notice of hearing	526

LEGISLATIVE BILL 972 By Carpenter

Feb. 8	Read first time	412
Feb. 11	Referred to Committee on Education	454
Feb. 16	Notice of hearing	526

LEGISLATIVE BILL 973 By Carpenter

Feb. 8	Read first time	412
Feb. 11	Referred to Committee on Education	454
Feb. 16	Notice of hearing	526

LEGISLATIVE BILL 974 By Carpenter

Feb. 8	Read first time	412
Feb. 11	Referred to Committee on Education	454
Feb. 16	Notice of hearing	526

LEGISLATIVE BILL 975 By Warner

Feb. 8	Read first time	412
Feb. 11	Referred to Committee on Urban Affairs	454
Feb. 25	Notice of hearing	639

LEGISLATIVE BILL 976 By Warner

Feb. 8	Read first time	413
Feb. 11	Referred to Committee on Education	454
Feb. 16	Notice of hearing	526
Mar. 29	Indefinitely postponed	1067

LEGISLATIVE BILL 977 By Waldron, DeCamp

Feb.	8	Read first time	413
Feb.	11	Referred to Committee on Education	454
Feb.	16	Notice of hearing	526
Apr.	2	Placed on General File	1160
Apr.	30	Change of order. Referred for review	1593
May	6	Placed on Select File	1693
May	7	Referred for engrossment	1729
May	12	Correctly engrossed	1863
May	17	Final Reading	1963
May	17	Correctly enrolled. President signed	1977
May	17	Presented to Governor	1981
May	25	Approved by Governor	2100

LEGISLATIVE BILL 977A By Waldron

May	6	Read first time. Placed on General File	1715
May	13	Referred for review	1899
May	14	Placed on Select File	1917
May	14	Referred for engrossment	1944
May	17	Correctly engrossed	1957
May	19	Final Reading	2054
May	19	Explanation of vote	2059
May	19	Correctly enrolled	2061
May	19	President signed	2062
May	19	Presented to Governor	2067
May	25	Approved by Governor	2100

LEGISLATIVE BILL 978 By Snyder

Feb.	8	Read first time	413
Feb.	11	Referred to Committee on Constitutional Revision	454
Feb.	25	Notice of hearing	639
Apr.	5	Placed on General File	1176

LEGISLATIVE BILL 979 By Syas

Feb.	8	Read first time	413
Feb.	11	Referred to Committee on Constitutional Revision	454
Feb.	25	Notice of hearing	639
Mar.	15	Placed on General File	863

LEGISLATIVE BILL 980 By Syas

Feb.	8	Read first time	414
Feb.	11	Referred to Committee on Appropriations	454
Mar.	16	Notice of hearing	904
May	11	Indefinitely postponed	1839

LEGISLATIVE BILL 981 By Luedtke

Feb.	8	Read first time	414
Feb.	11	Referred to Committee on Judiciary	454
Mar.	1	Notice of hearing	662
Apr.	1	Placed on General File	1125
Apr.	15	Referred for review	1297
Apr.	20	Placed on Select File	1374
Apr.	21	Referred for engrossment	1384
Apr.	23	Correctly engrossed	1446
Apr.	28	Final Reading	1526
Apr.	29	Correctly enrolled. President signed	1547
Apr.	30	Presented to Governor	1582
May	5	Approved by Governor	1647

LEGISLATIVE BILL 982 By Luedtke

Feb.	8	Read first time	414
Feb.	11	Referred to Committee on Urban Affairs	454
Feb.	25	Notice of hearing	639
Apr.	6	Placed on General File	1187
May	14	Referred for review	1928
May	17	Placed on Select File	1953
May	17	Referred for engrossment	1974
May	19	Correctly engrossed	2035
May	25	Final Reading	2114
May	25	Correctly enrolled. Speaker signed	2120
May	25	Presented to Governor	2123
May	26	Approved by Governor	2147

LEGISLATIVE BILL 983 By Proud, Luedtke

Feb.	8	Read first time	414
Feb.	11	Referred to Committee on Banking, Commerce and Insurance	454
Feb.	24	Notice of hearing	620
Mar.	29	Placed on General File	1047

LEGISLATIVE BILL 984 By Proud, Luedtke

Feb.	8	Read first time	414
Feb.	11	Referred to Committee on Banking, Commerce and Insurance	455
Feb.	24	Notice of hearing	620
Mar.	29	Placed on General File	1047
May	17	Referred for review	1981
May	18	Placed on Select File	2018
May	18	Referred for engrossment	2024

May	19	Correctly engrossed	2166
May	26	Final Reading	2143
May	26	Correctly enrolled. President signed	2151
May	26	Presented to Governor	2153
May	27	Approved by Governor	2170

LEGISLATIVE BILL 985 By Schmit, Warner

Feb.	8	Read first time	414
Feb.	11	Referred to Committee on Public Health and Welfare	455
Feb.	25	Notice of hearing	643
Mar.	29	Placed on General File	1059

LEGISLATIVE BILL 986 By Holmquist

Feb.	8	Read first time	414
Feb.	11	Referred to Committee on Revenue	455
Feb.	17	Notice of hearing	538
Apr.	2	Placed on General File	1160
Apr.	15	Referred for review	1298
Apr.	21	Placed on Select File	1388
Apr.	22	Referred for engrossment	1415
Apr.	26	Correctly engrossed	1474
Apr.	29	Final Reading	1550
Apr.	30	Correctly enrolled. President signed	1580
May	3	Presented to Governor	1610
May	5	Approved by Governor	1647

LEGISLATIVE BILL 987 By Holmquist

Feb.	8	Read first time	415
Feb.	11	Referred to Committee on Nebraska Retirement Systems Advisory	455
Mar.	8	Notice of hearing	774
Apr.	16	Placed on General File	1301
Apr.	29	Bracketed	1547
May	6	Referred for review	1716
May	11	Placed on Select File	1835
May	12	Referred for engrossment	1865
May	14	Replaced on Select File	1932
May	14	Referred for engrossment	1945
May	17	Replaced on Select File	1983
May	17	Referred for engrossment	1984
May	17	Correctly engrossed	1987
May	25	Final Reading	2115
May	25	Correctly enrolled. Speaker signed	2120
May	25	Presented to Governor	2123
May	26	Approved by Governor	2147

LEGISLATIVE BILL 987A By Orme, Whitney, Swanson, Marvel

May	13	Read first time. Placed on General File	1884
May	13	Referred for review	1901
May	14	Placed on Select File	1918
May	14	Referred for engrossment	1945
May	17	Correctly engrossed	1957
May	25	Final Reading	2118
May	25	Correctly enrolled. President signed	2122
May	25	Presented to Governor	2125
May	26	Approved by Governor	2147

LEGISLATIVE BILL 988 By Barnett

Feb.	8	Read first time	415
Feb.	11	Referred to Committee on Labor	455
Mar.	3	Re-referred to Committee on Government and Military Affairs	711
Mar.	3	Notice of hearing	715
Apr.	6	Placed on General File	1188
Apr.	15	Referred for review	1298
Apr.	21	Placed on Select File	1388
Apr.	22	Referred for engrossment	1415
Apr.	26	Correctly engrossed	1474
Apr.	29	Final Reading	1551
Apr.	30	Correctly enrolled. President signed	1580
May	3	Presented to Governor	1610
May	5	Approved by Governor	1647

LEGISLATIVE BILL 989 By Schmit

Feb.	8	Read first time	415
Feb.	11	Referred to Committee on Education	455
Feb.	12	Co-introducer added	490
Feb.	16	Notice of hearing	526
Mar.	17	Request. Laid over	922
Mar.	18	Request renewed. Withdrawn	951

LEGISLATIVE BILL 990 By Morgan

Feb.	8	Read first time	415
Feb.	11	Referred to Committee on Constitutional Revision	455
Feb.	17	Notice of hearing	534
Mar.	15	Placed on General File	863
Apr.	15	Referred for review	1295
Apr.	19	Placed on Select File	1341
Apr.	20	Referred for engrossment	1379

Apr.	23	Correctly engrossed	1446
Apr.	28	Final Reading	1527
Apr.	29	Correctly enrolled. President signed	1547
Apr.	30	Presented to Governor	1582
May	5	Approved by Governor	1647

LEGISLATIVE BILL 991 By Orme

Feb.	8	Read first time	415
Feb.	11	Referred for Committee on Banking, Commerce and Insurance	454
Feb.	24	Notice of hearing	620
Mar.	29	Indefinitely postponed	1048

LEGISLATIVE BILL 992 By Warner, Holmquist, Burbach

Feb.	8	Read first time	415
Feb.	11	Referred to Committee on Public Works	455
Feb.	16	Notice of hearing	512
May	3	Placed on General File	1610
May	14	Referred for review	1927
May	17	Placed on Select File	1953
May	17	Referred for engrossment	1974
May	18	Correctly engrossed	2032
May	25	Final Reading	2118
May	25	Correctly enrolled. President signed	2122
May	26	Presented to Governor	2125
May	26	Approved by Governor	2147

LEGISLATIVE BILL 993 By Burbach

Feb.	8	Read first time	416
Feb.	11	Referred to Committee on Agriculture and Recreation	454
Feb.	12	Notice of hearing	494
Mar.	10	Notice of hearing. Reset	799
Apr.	20	Indefinitely postponed	1382

LEGISLATIVE BILL 994 By Marvel

Feb.	8	Read first time	416
Feb.	11	Referred to Committee on Appropriations	455
Mar.	16	Placed on General File. Referred for review	902
Mar.	16	Request	903
Mar.	18	Placed on Select File	944
Mar.	18	Referred to engrossment	950

Mar. 22	Correctly engrossed	.978
Mar. 29	Final Reading	.1054
Mar. 30	Correctly enrolled. President signed	.1076
Mar. 31	Presented to Governor	.1109
Apr. 1	Approved by Governor	.1133

LEGISLATIVE BILL 995 By Marvel

Feb. 8	Read first time	.416
Feb. 11	Referred to Committee on Appropriations	.455
Apr. 7	Notice of hearing	.1228

LEGISLATIVE BILL 996 By Elrod

Feb. 8	Read first time	.416
Feb. 11	Referred to Committee on Education	.455
Feb. 16	Notice of hearing	.526
Mar. 30	Placed on General File	.1092
Apr. 16	Referred for review	.1334
Apr. 22	Placed on Select File	.1404
Apr. 23	Referred for engrossment	.1460
Apr. 27	Correctly engrossed	.1494
Apr. 30	Final Reading	.1574
May 3	Correctly enrolled. President signed	.1609
May 4	Presented to Governor	.1643
May 11	Approved by Governor	.1801

LEGISLATIVE BILL 997 By Elrod

Feb. 8	Read first time	.416
Feb. 11	Referred to Committee on Education	.455
Feb. 16	Notice of hearing	.526
Mar. 29	Placed on General File	.1067
Apr. 15	Referred for review	.1296
Apr. 19	Placed on Select File	.1341
Apr. 20	Referred for engrossment	.1379
Apr. 22	Replaced on Select File	.1404
Apr. 23	Referred for engrossment	.1460
Apr. 27	Correctly engrossed	.1494
Apr. 30	Final Reading	.1574
May 3	Correctly enrolled. President signed	.1609
May 4	Presented to Governor	.1643
May 11	Approved by Governor	.1801

LEGISLATIVE BILL 998 By Elrod

Feb. 8	Read first time	.416
Feb. 11	Referred to Committee on Education	.455
Feb. 16	Notice of hearing	.526
Mar. 29	Placed on General File	.1067

LEGISLATIVE BILL 999 By Moylan

Feb.	8	Read first time	417
Feb.	11	Referred to Committee on Government and Military Affairs	455
Feb.	18	Notice of hearing	541
Mar.	8	Placed on General File	780
Apr.	20	Referred for review	1385
Apr.	27	Placed on Select File	1492
Apr.	28	Referred for engrossment	1532
Apr.	30	Correctly engrossed	1580
May	5	Final Reading	1669
May	6	Correctly enrolled. Speaker signed	1721
May	7	Presented to Governor	1742
May	17	Approved by Governor	1967

LEGISLATIVE BILL 1000 By Stahmer

Feb.	8	Read first time	417
Feb.	11	Referred to Committee on Appropriations	455
Mar.	16	Notice of hearing	905
May	10	Placed on General File	1795
May	17	Referred for review	1986
May	18	Placed on Select File	2019
May	18	Referred for engrossment	2024
May	9	Correctly engrossed	2067
May	26	Bracketed on Final Reading	2143

LEGISLATIVE BILL 1001 By Stahmer

Feb.	8	Read first time	417
Feb.	11	Referred to Committee on Government and Military Affairs	455
Feb.	26	Notice of hearing	655
Mar.	1	Request. Laid over	672
Mar.	2	Request renewed. Withdrawn	685

LEGISLATIVE BILL 1002 By Stahmer

Feb.	8	Read first time	417
Feb.	11	Referred to Committee on Education	455
Feb.	16	Notice of hearing	526
Mar.	24	Placed on General File	1014
Apr.	2	Bracketed	1170
Apr.	19	Laid over	1352
Apr.	19	Laid over	1353
Apr.	21	Referred for review	1401
Apr.	27	Placed on Select File	1492

Apr.	28	Laid over	1532
Apr.	29	Referred for engrossment	1554
May	3	Correctly engrossed	1608
May	6	Motion. Returned to Select File. Request	1705
May	6	Referred for engrossment	1712
May	10	Correctly re-engrossed	1779
May	11	Request	1847
May	17	Final Reading	1964
May	17	Correctly enrolled. President signed	1977
May	17	Presented to Governor	1981
May	25	Approved by Governor	2099

LEGISLATIVE BILL 1003 By Snyder

Feb.	12	Motion. Read first time	491
Feb.	15	Co-introducer added	502
Feb.	18	Referred to Committee on Government and Military Affairs	541
Feb.	26	Notice of hearing	655
Apr.	6	Placed on General File	1186
Apr.	22	Change of order. Bracketed	1420
Apr.	27	Referred for review	1510
May	4	Placed on Select File	1622
May	5	Referred for engrossment	1671
May	10	Replaced on Select File	1776
May	11	Referred for engrossment	1821
May	13	Correctly engrossed	1889
May	18	Final Reading	1994
May	18	Correctly enrolled. President signed	2001
May	18	Presented to Governor	2011
May	25	Approved by Governor	2096

LEGISLATIVE BILL 1004 By Judiciary Committee

Mar.	3	Read first time	700
Mar.	5	Referred to Committee on Judiciary	733
Mar.	22	Notice of hearing	986
Apr.	7	Indefinitely postponed	1229

LEGISLATIVE BILL 1005 By Judiciary Committee

Mar.	3	Read first time	700
Mar.	5	Referred to Committee on Judiciary	733
Mar.	22	Notice of hearing	986
Apr.	7	Indefinitely postponed	1229

LEGISLATIVE BILL 1006 By Revenue Committee

Mar.	3	Motion. Read first time	707
Mar.	5	Referred to Committee on Revenue	733
Mar.	8	Placed on General File	769
Mar.	10	Laid over. Referred for review	805
Mar.	10	Request	806
Mar.	10	Placed on Select File	815
Mar.	11	Referred for engrossment	838
Mar.	12	Correctly engrossed	846
Mar.	15	Motion. Returned to Select File	875
Mar.	15	Request	876
Mar.	16	Laid over	897
Mar.	16	Referred for engrossment. Motion. Returned to Select File	899
Mar.	16	Referred for engrossment. Request	900
Mar.	18	Replaced on Select File	944
Mar.	18	Referred for engrossment	950
Mar.	23	Correctly re-engrossed	991
Mar.	31	Final Reading	1107
Apr.	1	Correctly enrolled	1124
Apr.	1	President signed	1125
Apr.	2	Presented to Governor	1159
Apr.	7	Approved by Governor	1224

LEGISLATIVE BILL 1007 By Government and Military Affairs Committee

Mar.	8	Read first time. Referred to Committee on Government and Military Affairs	773
Mar.	8	Notice of hearing	774
Apr.	6	Indefinitely postponed	1188

LEGISLATIVE BILL 1008 By Carpenter, F. Carstens, DeCamp, Ziebarth

Mar.	9	Read first time	797
Mar.	12	Referred to Committee on Revenue	845
Mar.	16	Notice of hearing	904
Apr.	2	Placed on General File	1160
Apr.	28	Bracketed	1537
May	4	Referred for review	1637
May	6	Placed on Select File	1695
May	7	Referred for engrossment	1731

May	10	Motion. Returned to Select File	1787
May	10	Referred for engrossment	1788
May	13	Correctly engrossed	1889
May	18	Final Reading	1995
May	18	Correctly enrolled. President signed	2001
May	18	Presented to Governor	2011
May	25	Returned by Governor without approval	2095

LEGISLATIVE BILL 1009 By Government and Military Affairs Committee

Mar.	22	Read first time	986
Mar.	24	Referred to Committee on Government and Military Affairs	1006
Mar.	24	Notice of hearing	1019
Apr.	13	Indefinitely postponed	1274

LEGISLATIVE BILL 1010 By Judiciary Committee

Mar.	23	Read first time. Notice of hearing. Referred to Committee on Judiciary	1004
Apr.	7	Placed on General File	1229
Apr.	15	Referred for review	1298
Apr.	21	Placed on Select File	1389
Apr.	22	Referred for engrossment	1415
Apr.	26	Correctly engrossed	1474
Apr.	29	Final Reading	1552
Apr.	30	Correctly enrolled. President signed	1580
May	3	Presented to Governor	1610
May	5	Approved by Governor	1647

LEGISLATIVE BILL 1011 By Judiciary Committee

Mar.	23	Read first time. Notice of hearing. Referred to Committee on Judiciary	1004
Apr.	7	Placed on General File	1229
Apr.	15	Referred for review	1299
Apr.	21	Placed on Select File	1389
Apr.	22	Referred for engrossment	1416
Apr.	27	Correctly engrossed	1494
Apr.	30	Final Reading	1575
May	3	Correctly enrolled. President signed	1609
May	4	Presented to Governor	1643
May	11	Approved by Governor	1801

LEGISLATIVE BILL 1012 By Appropriations Committee

Mar. 25	Read first time	1037
Mar. 25	Placed on General File. Bracketed	1039
Mar. 30	Referred for review	1086
Apr. 1	Placed on Select File	1123
Apr. 2	Referred for engrossment	1169
Apr. 6	Correctly engrossed	1191
Apr. 14	Laid over	1270
May 18	Request. Final Reading	2001
May 18	Correctly enrolled. Speaker signed	2011
May 18	Presented to Governor	2019
May 25	Approved by Governor	2096

LEGISLATIVE BILL 1013 By Appropriations Committee

Mar. 25	Read first time	1037
Mar. 30	Referred to Committee on Appropriations	1070

LEGISLATIVE BILL 1014 By Public Works Committee

Mar. 29	Read first time	1063
Mar. 30	Referred to Committee on Public Works	1070
Apr. 5	Notice of hearing	1176

LEGISLATIVE BILL 1015 By Education Committee

Mar. 29	Read first time	1063
Mar. 31	Placed on General File	1096

LEGISLATIVE BILL 1016 By Appropriations Committee

Mar. 31	Read first time	1109
Apr. 1	Referred to Committee on Appropriations	1151
May 25	Indefinitely postponed	2121

LEGISLATIVE BILL 1017 By Appropriations Committee

Mar. 31	Read first time	1109
Apr. 1	Referred to Committee on Appropriations	1151
May 25	Indefinitely postponed	2122

LEGISLATIVE BILL 1018 By Government and Military Affairs Committee

Apr. 2	Read first time	1169
Apr. 5	Placed on General File	1184

LEGISLATIVE BILL 1019 By Judiciary Committee

Apr.	6	Read first time	1198
Apr.	6	Placed on General File	1202
Apr.	15	Referred for review	1299
Apr.	21	Placed on Select File	1389
Apr.	22	Referred for engrossment	1416
Apr.	26	Correctly engrossed	1474
Apr.	29	Final Reading	1553
Apr.	30	Correctly enrolled. President signed	1580
May	3	Presented to Governor	1610
May	5	Approved by Governor	1647

LEGISLATIVE BILL 1020 By Public Health and Welfare Committee

Apr.	20	Read first time	1377
Apr.	21	Placed on General File	1402
Apr.	29	Change of order	1547
Apr.	30	Referred for review. Request	1589
May	3	Bracketed	1597
May	6	Unbracketed. Add Co-introducer	1715
May	7	Placed on Select File	1738
May	10	Laid over	1782
May	11	Laid over	1806
May	12	Referred for engrossment. Replaced on Select File	1864
May	13	Bracketed	1889
May	14	Unbracketed. Referred for engrossment	1912
May	18	Replaced on Select File. Referred for engrossment	2031
May	18	Correctly engrossed	2032
May	26	Final Reading	2143
May	26	Correctly enrolled. President signed	2151
May	26	Presented to Governor	2153
May	27	Approved by Governor	2170

LEGISLATIVE BILL 1021 By Judiciary Committee

Apr.	22	Read first time. Placed on General File	1418
Apr.	30	Referred for review	1590
May	5	Placed on Select File	1661A
May	6	Referred for engrossment	1713
May	10	Correctly engrossed	1779
May	12	Final Reading	1852
May	12	Correctly enrolled. President signed	1870
May	12	Presented to Governor	1872
May	17	Approved by Governor	1967

LEGISLATIVE BILL 1022 By Labor Committee

Apr.	22	Read first time. Placed on General File	1419
Apr.	30	Referred for review	1590
May	5	Placed on Select File	1661A
May	6	Referred for engrossment	1713
May	10	Correctly engrossed	1779
May	12	Final Reading	1853
May	12	Correctly enrolled. President signed	1870
May	12	Presented to Governor	1872
May	17	Approved by Governor	1967

LEGISLATIVE BILL 1023 By Constitutional Revision Committee

Apr.	22	Read first time. Placed on General File	1428

LEGISLATIVE BILL 1024 By Government and Military Affairs Committee

Apr.	28	Read first time. Placed on General File	1537
Apr.	30	Referred for review	1590
May	5	Placed on Select File	1661A
May	6	Referred for engrossment	1713
May	11	Correctly engrossed	1838
May	13	Motion. Returned to Select File. Referred for engrossment	1882
May	13	Replaced on Select File	1902
May	13	Referred for engrossment	1904
May	17	Correctly re-engrossed	1957
May	19	Final Reading	2054
May	19	Explanation of vote	2059
May	19	Correctly enrolled	2061
May	19	President signed	2062
May	19	Presented to Governor	2067
May	25	Approved by Governor	2099

LEGISLATIVE BILL 1025 By Appropriations Committee

Apr.	28	Motion. Read first time. Placed on General File. Bracketed	1540
May	3	Laid over	1609
May	3	Referred for review	1612
May	3	Explanation of vote	1619
May	3	Placed on Select File	1661A
May	6	Referred for engrossment	1713
May	11	Correctly engrossed	1838
May	14	Final Reading	1908
May	14	Correctly enrolled. President signed	1911
May	14	Presented to Governor	1916
May	17	Approved by Governor	1978

LEGISLATIVE BILL 1026 By Appropriations Committee

Apr.	28	Motion. Read first time. Placed on General File. Bracketed	1540
May	4	Referred for review	1636
May	6	Placed on Select File	1694
May	7	Referred for engrossment	1731
May	12	Correctly engrossed	1863
May	17	Final Reading	1965
May	17	Correctly enrolled. President signed	1977
May	17	Presented to Governor	1981
May	20	Approved by Governor	2070

LEGISLATIVE BILL 1027 By Appropriations Committee

Apr.	28	Motion. Read first time. Placed on General File. Bracketed	1540
May	4	Referred for review	1636
May	6	Placed on Select File	1694
May	7	Referred for engrossment	1729
May	11	Replaced on Select File	1824
May	11	Referred for engrossment	1840
May	13	Correctly engrossed	1889
May	18	Final Reading	1996
May	18	Correctly enrolled. President signed	2001
May	18	Presented to Governor	2011
May	25	Approved by Governor	2099

LEGISLATIVE BILL 1028 By Appropriations Committee

Apr.	28	Motion. Read first time. Placed on General File. Bracketed	1540
May	4	Referred for review	1636
May	6	Placed on Select File	1694
May	7	Referred for engrossment	1731
May	12	Correctly engrossed	1863
May	17	Final Reading	1965
May	17	Correctly enrolled. President signed	1977
May	17	Presented to Governor	1981
May	20	Approved by Governor	2070

LEGISLATIVE BILL 1029 By Appropriations Committee

Apr.	28	Motion. Read first time. Placed on General File. Bracketed	1540
May	4	Referred for review	1636
May	6	Placed on Select File	1694
May	7	Referred for engrossment	1731

May	10	Motion. Returned to Select File. Referred for engrossment	1787
May	12	Correctly engrossed	1863
May	17	Final Reading	1966
May	17	Correctly enrolled. President signed	1977
May	17	Presented to Governor	1981
May	25	Approved by Governor	2099

LEGISLATIVE BILL 1030 By Appropriations Committee

Apr.	28	Motion. Read first time. Placed on General File. Bracketed	1540
May	4	Referred for review	1636
May	6	Placed on Select File	1694
May	7	Referred for engrossment	1731
May	12	Replaced on Select File	1856
May	13	Referred for engrossment	1880
May	14	Replaced on Select File	1917
May	14	Referred for engrossment	1943
May	14	Motion. Returned to Select File	1947
May	14	Referred for engrossment	1948
May	17	Correctly engrossed	1957
May	26	Final Reading	2147
May	26	Correctly enrolled. President signed	2153
May	26	Presented to Governor	2158
May	28	Approved by Governor	2170

LEGISLATIVE BILL 1031 By Government and Military Affairs Committee

Apr.	29	Motion. Read first time. Placed on on General File	1557
Apr.	29	Referred for review	1558
May	5	Placed on Select File	1661
May	6	Referred for engrossment	1714
May	11	Correctly engrossed	1838
May	12	Motion. Returned to Select File	1873
May	12	Referred for engrossment	1874
May	14	Correctly re-engrossed	1911
May	18	Final Reading	2015
May	18	Correctly enrolled. President signed	2032
May	19	Presented to Governor	2058
May	25	Returned by Governor without approval	2058
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May	11	Placed on Select File	1837
May	12	Referred for engrossment	1865
May	14	Correctly engrossed	1911
May	18	Final Reading	2016
May	18	Correctly enrolled. President signed	2032
May	19	Presented to Governor	2058
May	25	Approved by Governor	2096

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May	6	Read first time. Placed on General File	1722
May	11	Referred for review. Request	1842
May	13	Placed on Select File	1888
May	13	Referred for engrossment	1890
May	17	Correctly engrossed	1957
May	17	Motion. Returned to Select File. Referred for engrossment	1978
May	18	Correctly re-engrossed	2019
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May	20	Correctly re-engrossed	2089
May	26	Final Reading	2148
May	26	Correctly enrolled. President signed	2153
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May	18	Referred for engrossment	2000
May	19	Correctly engrossed	2035
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May	26	Correctly enrolled. President signed	2153
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